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Washington, Thursday, May 2, 1946

## Regulations

### TITLE 6—AGRICULTURAL CREDIT Chapter II—Production and Marketing Administration (Commodity Credit)

#### PART 296—GRAIN PURCHASES

#### EMERGENCY CORN PURCHASE PROGRAM BULLETIN

§ 296.05 *Emergency Corn Purchase Program Bulletin.* This section states the requirements with respect to the Emergency Corn Purchase Program of the Commodity Credit Corporation, hereinafter called C.C.C., under which purchases of eligible corn will be made.

(a) *Eligibility requirements.* For the purpose of this section and the contract of sale relating thereto, an eligible producer shall be any individual, partnership, association, corporation, or other legal entity who produced the eligible corn, the beneficial title to which has always been held by him. Eligible corn shall be corn grading No. 3, or better, or corn grading No. 4 on test weight only according to the official Grain Standards of the United States.

(b) *Terms and conditions—(1) Delivery.* Delivery of the corn shall be made to a country warehouse which has executed a Uniform Grain Storage Agreement with the Secretary of Agriculture or to a country warehouse approved by the Grain Branch—Chicago office. Delivery must be made before a closing date to be announced. When a sufficient quantity of corn is obtained, C.C.C. will give notice thereof. No country warehouseman shall take deliveries under this program unless he is reasonably sure a carload lot can be accumulated.

(2) *Contract of sale.* The contract of sale shall be in the form prescribed by C.C.C.

(3) *Purchase price.* The total purchase price per bushel shall be the applicable producer ceiling price at point of delivery under FPR 2, Supplement 4 and amendments thereto as issued by the Office of Price Administration as determined by the country warehouseman and agreed to by the producer at the point of delivery plus 30 cents per bushel.

(4) *Basis of sale.* The weight, grade, and quality of the corn shall be the in-weight, grade, and quality determined by the country warehouse and approved by the producer at the time the corn is received at the elevator.

(5) *Payment.* The original and first copy of all contracts of sale shall be mailed by the warehouseman to the county committee of the Field Service Branch for the county in which the producer's farm is located under the Agricultural Conservation Program. The total purchase price shall be paid by draft by the county committee of the Field Service Branch.

(6) *When title passes.* The contract of sale, when signed by the producer, shall become effective and the title to the corn shall pass to C.C.C. as of the date the contract is signed by the country warehouse accepting delivery on behalf of C.C.C.

(7) *Warranty against liens.* The producer shall be required to warrant that he is the owner of the corn and that the corn is free and clear of all liens and encumbrances.

(8) *Assignments.* The rights under the Contract of Sale cannot be transferred or assigned.

(Sec. 7 (a), 49 Stat. 4 as added by 58 Stat. 105, 106; 15 U.S.C. 713; E.O. 9280, 3 CFR Cum. Supp.)

Dated this 22d day of April, 1946.

COMMODITY CREDIT  
CORPORATION,  
ROBERT H. SHIELDS,  
President.

[F. R. Doc 46-7298; Filed, Apr. 30, 1946;  
3:41 p. m.]

### TITLE 7—AGRICULTURE

#### Subtitle A—Office of the Secretary

#### PART 8—COMPENSATORY WAGE ADJUSTMENT SUBSIDY FOR SLAUGHTERERS

Pursuant to the authority vested in me under Directive No. 104 of the Office of Economic Stabilization (11 F.R. 3950), the regulations entitled "Compensatory Wage Adjustment Subsidy For Slaugh-

(Continued on p. 4777)

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terers," issued April 22, 1946 (11 F.R. 4521), are hereby amended by deleting the date "April 25, 1946" appearing in paragraph (d) of § 8.2 and substituting in lieu thereof the date "May 10, 1946".

This amendment shall become effective at 12:01 a. m., e. s. t., April 25, 1946.

Issued this 30th day of April 1946.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-7269; Filed, Apr. 30, 1946;  
3:41 p. m.]

## Chapter I—Production and Marketing Administration (Standards, Inspections, Marketing Practices)

### Subchapter A—Commodity Standards and Standard Container Regulations

#### PART 27—COTTON CLASSIFICATION UNDER THE UNITED STATES COTTON FUTURES ACT

##### SUBPART—OFFICIAL COTTON STANDARDS OF THE UNITED STATES FOR THE GRADES OF AMERICAN UPLAND COTTON

Pursuant to the provisions of the act of Congress which is commonly known as the United States Cotton Futures Act (26 U.S.C. 1920-1935), and to the provisions of section 6 of the act of Congress which is commonly known as the United States Cotton Standards Act (7 U.S.C. 56), and by virtue of the authority vested in the Secretary of Agriculture, the regulations applicable to official cotton standards of the United States for the grade of American Upland Cotton (7 CFR 27.151 et seq.) are amended, effective as of 12:01 a. m., e. s. t., August 1, 1947, to read as follows:

##### Sec.

- 27.151 White cotton.
- 27.152 Extra white cotton.
- 27.153 Tinged cotton.
- 27.154 Spotted cotton.
- 27.155 Yellow stained cotton.
- 27.156 Gray cotton.
- 27.157 General.
- 27.158 Tradings in futures contracts.
- 27.159 Alternate title for standards.

AUTHORITY: §§ 27.151 to 27.159, inclusive, issued under 26 U.S.C. 1920-1935 and 7 U.S.C. 56.

§ 27.151 *White cotton*—(a) *No. 1 (or Middling Fair)*. No. 1 or Middling Fair shall be American upland cotton which in color, leaf, and preparation is better than No. 2 or Strict Good Middling.

(b) *No. 2 (or Strict Good Middling)*. No. 2 or Strict Good Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 2 or Strict Good Middling, effective August 1, 1947."

(c) *No. 3 (or Good Middling)*. No. 3 or Good Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cot-

ton Standards of the United States, American Upland, No. 3 or Good Middling, effective August 1, 1947."

(d) *No. 4 (or Strict Middling)*. No. 4 or Strict Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 4 or Strict Middling, effective August 1, 1947."

(e) *No. 5 (or Middling)*. No. 5 or Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 5 or Middling, effective August 1, 1947."

(f) *No. 6 (or Strict Low Middling)*. No. 6 or Strict Low Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 6 or Strict Low Middling, effective August 1, 1947."

(g) *No. 7 (or Low Middling)*. No. 7 or Low Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 7 or Low Middling, effective August 1, 1947."

(h) *No. 8 (or Strict Good Ordinary)*. No. 8 or Strict Good Ordinary shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 8 or Strict Good Ordinary, effective August 1, 1947."

(i) *No. 9 (or Good Ordinary)*. No. 9 or Good Ordinary shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 9 or Good Ordinary, effective August 1, 1947."

§ 27.152 *Extra white cotton*—(a) *No. 3 Extra White (or Good Middling Extra White)*. No. 3 Extra White or Good Middling Extra White shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which is whiter than No. 3 or Good Middling.

(b) *No. 4 Extra White (or Strict Middling Extra White)*. No. 4 Extra White or Strict Middling Extra White shall be American upland cotton which in leaf

and preparation is No. 4 or Strict Middling, but which is whiter than No. 4 or Strict Middling.

(c) *No. 5 Extra White (or Middling Extra White)*. No. 5 Extra White or Middling Extra White shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which is whiter than No. 5 or Middling.

(d) *No. 6 Extra White (or Strict Low Middling Extra White)*. No. 6 Extra White or Strict Low Middling Extra White shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which is whiter than No. 6 or Strict Low Middling.

(e) *No. 7 Extra White (or Low Middling Extra White)*. No. 7 Extra White or Low Middling Extra White shall be American upland cotton which in leaf and preparation is No. 7 or Low Middling, but which is whiter than No. 7 or Low Middling.

(f) *No. 8 Extra White (or Strict Good Ordinary Extra White)*. No. 8 Extra White or Strict Good Ordinary Extra White shall be American upland cotton which in leaf and preparation is No. 8 or Strict Good Ordinary, but which is whiter than No. 8 or Strict Good Ordinary.

(g) *No. 9 Extra White (or Good Ordinary Extra White)*. No. 9 Extra White or Good Ordinary Extra White shall be American upland cotton which in leaf and preparation is No. 9 or Good Ordinary, but which is whiter than No. 9, or Good Ordinary.

§ 27.153 *Tinged cotton*—(a) *No. 3 Tinged (or Good Middling Tinged)*. No. 3 Tinged or Good Middling Tinged shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 3 Tinged or Good Middling Tinged, effective August 1, 1947."

(b) *No. 4 Tinged (or Strict Middling Tinged)*. No. 4 Tinged or Strict Middling Tinged shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 4 Tinged or Strict Middling Tinged, effective August 1, 1947."

(c) *No. 5 Tinged (or Middling Tinged)*. No. 5 Tinged or Middling Tinged shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 5 Tinged or Middling Tinged, effective August 1, 1947."

(d) *No. 6 Tinged (or Strict Low Middling Tinged)*. No. 6 Tinged or Strict



Low Middling Tinged shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 6 Tinged or Strict Low Middling Tinged, effective August 1, 1947."

(e) *No. 7 Tinged (or Low Middling Tinged)*. No. 7 Tinged or Low Middling Tinged shall be American upland cotton which in leaf and preparation is No. 7 or Low Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 7 Tinged or Low Middling Tinged, effective August 1, 1947."

§ 27.154 *Spotted cotton*—(a) *No. 3 Spotted (or Good Middling Spotted)*. No. 3 Spotted or Good Middling Spotted shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which in spot or color or both is between No. 3 or Good Middling and No. 3 Tinged or Good Middling Tinged.

(b) *No. 4 Spotted (or Strict Middling Spotted)*. No. 4 Spotted or Strict Middling Spotted shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which in spot or color or both is between No. 4 or Strict Middling and No. 4 Tinged or Strict Middling Tinged.

(c) *No. 5 Spotted (or Middling Spotted)*. No. 5 Spotted or Middling Spotted shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which in spot or color or both is between No. 5 or Middling and No. 5 Tinged or Middling Tinged.

(d) *No. 6 Spotted (or Strict Low Middling Spotted)*. No. 6 Spotted or Strict Low Middling Spotted shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which in spot or color or both is between No. 6 or Strict Low Middling and No. 6 Tinged or Strict Low Middling Tinged.

(e) *No. 7 Spotted (or Low Middling Spotted)*. No. 7 Spotted or Low Middling Spotted shall be American upland cotton which in leaf and preparation is No. 7 or Low Middling, but which in spot or color or both is between No. 7 or Low Middling and No. 7 Tinged or Low Middling Tinged.

§ 27.155 *Yellow stained cotton*—(a) *No. 3 Yellow Stained (or Good Middling Yellow Stained)*. No. 3 Yellow Stained or Good Middling Yellow Stained shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which in color is deeper than No. 3 Tinged or Good Middling Tinged.

(b) *No. 4 Yellow Stained (or Strict Middling Yellow Stained)*. No. 4 Yellow Stained or Strict Middling Yellow Stained shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which in color

is deeper than No. 4 Tinged or Strict Middling Tinged.

(c) *No. 5 Yellow Stained (or Middling Yellow Stained)*. No. 5 Yellow Stained or Middling Yellow Stained shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which in color is deeper than No. 5 Tinged or Middling Tinged.

§ 27.156 *Gray cotton*—(a) *No. 3 Gray (or Good Middling Gray)*. No. 3 Gray or Good Middling Gray shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which is more gray in color than No. 3 or Good Middling and no darker in color than the duldest bale in No. 6 or Strict Low Middling.

(b) *No. 4 Gray (or Strict Middling Gray)*. No. 4 Gray or Strict Middling Gray shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which is more gray in color than No. 4 or Strict Middling and no darker in color than the duldest bale in No. 7 or Low Middling.

(c) *No. 5 Gray (or Middling Gray)*. No. 5 Gray or Middling Gray shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which is more gray in color than No. 5 or Middling and no darker in color than the duldest bale in No. 8 or Strict Good Ordinary.

(d) *No. 6 Gray (or Strict Low Middling Gray)*. No. 6 Gray or Strict Low Middling Gray shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which is more gray in color than No. 6 or Strict Low Middling and no darker in color than the duldest bale in No. 9 or Good Ordinary.

§ 27.157 *General*. American upland cotton which in color, leaf, and preparation is within the range of the standards established by this order, but which contains a combination of color, leaf, and preparation not within any one of the definitions herein set out, shall be designated according to the definition which is equivalent to, or if there be no exact equivalent is next below, the average of all the factors that determine the grade of the cotton: *Provided*, That in no event shall the grade assigned to any cotton or sample be more than one grade higher than the grade classification of the color or leaf contained therein.

§ 27.158 *Trading in futures contracts*. Irrespective of the foregoing provisions of this order, continued trading may take place at any exchange, board of trade, or similar institution or place of business in particular cotton futures now traded in at such place of business and calling for deliveries subsequent to 12:01 a. m., e. s. t., August 1, 1947, subject to settlement by the delivery of cotton according to the standards now in effect (7 CFR 27.151 et seq.).

§ 27.159 *Alternate title for standards*. Since these standards have been agreed upon and accepted by the leading European cotton associations and exchanges, they may also be termed and referred to as the "Universal Standards for American Cotton."

Issued at Washington, D. C., this 30th day of April 1946.

[SEAL]

N. E. DODD,

Acting Secretary of Agriculture.

[F. R. Doc. 46-7288; Filed, Apr. 30, 1946; 5:07 p. m.]

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

[WFO 15, Amtd. 5]

PART 1401—DAIRY PRODUCTS

CHEDDAR CHEESE AND PROCESS CHEDDAR CHEESE

War Food Order No. 15, as amended (9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), is hereby further amended to read as follows:

§ 1401.1 *Cheddar cheese and process Cheddar cheese*—(a) *Definitions*. (1) "Cheddar cheese", frequently called "American cheese" or "American Cheddar cheese", means Cheddar cheese (produced in the United States) as defined in the definition and standards of identity for Cheddar cheese (21 CFR, 1941 Cum. Supp. 19,500), issued on January 6, 1941, pursuant to the Federal Food, Drug, and Cosmetic Act.

(2) "Process Cheddar cheese" means the product prepared by grinding and mixing one or more lots of Cheddar cheese into a homogeneous plastic mass (i) by the action of heat, with or without the addition of salt, water, or color, and with or without the incorporation of not more than 3 percent of a suitable emulsifying agent, and (ii) containing not more than 40 percent, by weight, of moisture, and in the water-free substance containing not less than 50 percent, by weight, of milk fat (sweet cream may be added to increase the fat content to the required percentage).

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

(4) "Authorized cheese assembler" means any person who holds a letter of authority, in force and effect, issued to him by the Administrator, to receive Cheddar cheese set aside pursuant to the provisions hereof.

(5) "Set aside" means to set aside and hold for sale and delivery to any designated agency.

(6) "Designated agency" means (i) United States Department of Agriculture (including, but not being limited to, any corporate agency thereto); (ii) Dairy Products Marketing Association, Inc.; (iii) the Armed Services of the United States (excluding, for the purposes of this order, United States Army Post Exchanges, United States Navy Ship's Service Departments, and United States Marine Corps Post Exchanges); (iv) War Shipping Administration; (v) Veterans' Administration; and (vi) any other instrumentality or agency designated by the Administrator.

(7) "Armed Services of the United States" means the Army, the Navy, the



Marine Corps, and the Coast Guard of the United States.

(8) "U. S. No. 1" and "U. S. No. 2" mean Cheddar cheese of U. S. No. 1 grade (U. S. Grade A) and U. S. No. 2 grade (U. S. Grade B), respectively, as defined in the "Tentative U. S. Standards for Grades of American Cheddar Cheese", issued by the Food Distribution Administration, effective as of May 1, 1943. Whenever new standards are issued by the Production and Marketing Administration or promulgated by the Secretary of Agriculture, "U. S. No. 1" and "U. S. No. 2" shall mean Cheddar cheese of U. S. No. 1 (U. S. Grade A) and U. S. No. 2 grade (U. S. Grade B), respectively, as specified in such new standards.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the Department to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, the authority to act in his stead.

(b) *Restrictions.* (1) Each person who has produced more than 8,000 pounds of Cheddar cheese in any calendar month from May 1945 to April 1946, inclusive, shall set aside in May 1946, and in each subsequent calendar month, a quantity of Cheddar cheese equal to such percentage as the Administrator may order of all Cheddar cheese produced by such person in May 1946 and each subsequent calendar month regardless of the quantity produced by such person during or subsequent to May 1946.

(2) Each person who has not produced more than 8,000 pounds of Cheddar cheese in any calendar month from May 1945 to April 1946, inclusive, but who produces more than 8,000 pounds of Cheddar cheese in May 1946, or any subsequent calendar month, shall thereafter, in each calendar month, set aside a quantity of Cheddar cheese equal to such percentage as the Administrator may order of all Cheddar cheese produced by such person in each such calendar month regardless of the quantity of Cheddar cheese produced by such person in any month subsequent to the one, as aforesaid, in which he produced more than 8,000 pounds of Cheddar cheese.

(3) In the event of a change in ownership with respect to a cheese factory, the production record of the former owner with respect to such cheese factory shall be the basis for reporting and setting aside Cheddar cheese by the new owner; and the purchaser of the cheese factory shall so report and set aside Cheddar cheese, if (i) the person from whom he purchased the cheese factory was obligated to report and set aside Cheddar cheese, or (ii) the purchaser is required by other provisions hereof to report and set aside Cheddar cheese.

(4) Any person who, during a particular calendar month, sets aside and sells, in the aggregate, to any designated agency or agencies a quantity of Cheddar cheese in excess of the quantity required to be set aside by the provisions hereof or Administrator's order pursuant hereto may be permitted by the Administrator, if the Administrator determines that such is necessary or appropriate in the

public interest and to promote the national defense, to utilize as a credit against his set-aside obligation, during any subsequent calendar month specified by the Administrator, the quantity which he set aside and sold to said agency or agencies in excess of his set-aside obligation.

(5) Any person who is required by the provisions of this order to set aside Cheddar cheese may, at his option, sell or deliver all or part of the Cheddar cheese set aside, pursuant to the provisions hereof, to any authorized cheese assembler who agrees to set aside, out of the Cheddar cheese owned by such person, a quantity of Cheddar cheese equal to the quantity of such set-aside Cheddar cheese received by him; and such authorized cheese assembler shall so set aside such quantity of Cheddar cheese. An authorized cheese assembler shall not, however, sell or deliver set-aside Cheddar cheese to another authorized cheese assembler unless the authorized cheese assembler to whom such Cheddar cheese is to be delivered has applied to, and received from, the Administrator specific written authorization to receive such Cheddar cheese. Each person delivering or shipping Cheddar cheese to an authorized cheese assembler shall deliver with each such delivery or shipment, a certificate, in duplicate, in substantially the following language (with the appropriate information inserted in the blank spaces):

This is to certify that of the ----- pounds of Cheddar cheese shipped or delivered on ----- pounds are Cheddar cheese set aside pursuant to the provisions of War Food Order No. 15, as amended, and such amount of set-aside Cheddar cheese is required to be set aside by you pursuant to the provisions of said order, as amended. The balance of ----- pounds is Cheddar cheese free from the restrictions of said order, as amended.

(Signature of manufacturer)

This will acknowledge receipt of the above indicated quantity of Cheddar cheese set aside pursuant to said order, as amended.

(Signature of authorized cheese assembler)

The aforesaid certificate, in duplicate, shall be signed (i) by the authorized cheese assembler who shall return one copy to the person who delivered or shipped the Cheddar cheese, and (ii) shall retain the original for two years after the date of receipt thereof.

(6) All Cheddar cheese set aside pursuant to the provisions hereof shall be stored under the same conditions of storage customarily observed to maintain the grade and quality of Cheddar cheese, and shall be packaged and assembled for delivery in accordance with requirements and specifications of the designated agencies purchasing such cheese. At least 80 percent of the Cheddar cheese thus set aside pursuant to the provisions hereof shall be U. S. No. 1 grade or better, and the remainder shall be not less than U. S. No. 2 grade: *Provided, however,* That if the manufacturer shows by grading certificates issued by the Production and Marketing Administration, United States Department of Agriculture, that all of the Cheddar cheese of U. S. No. 1

grade or better produced by him is less than the quantity required to be set aside pursuant hereto, the quantity to be set aside shall include all of the U. S. No. 1 grade or better manufactured or received by such person and the remainder may be U. S. No. 2 grade: *Provided, further,* That if the manufacturer shows by grading certificates, issued by the said Production and Marketing Administration that the total quantity of Cheddar cheese of U. S. No. 2 grade or better produced by him in the month in which it is required to be set aside is less than the quantity of Cheddar cheese required to be set aside in such month, he shall set aside all of the Cheddar cheese of U. S. No. 2 grade or better produced by him in such month and an additional quantity of lower grade Cheddar cheese to fulfill the total set-aside requirements of this order. Grades as determined by official inspectors of the Production and Marketing Administration shall be final in all cases.

(7) Any person who has contracted with or hereafter contracts with any designated agency for the delivery of process Cheddar cheese may deliver such cheese, in accordance with the contract, and credit it against his set-aside obligation, pursuant to the provisions of this order, at the rate of 95 pounds of Cheddar cheese for each 100 pounds of process Cheddar cheese delivered, as aforesaid, to a designated agency: *Provided,* That no person is authorized to convert such set-aside Cheddar cheese into process Cheddar cheese prior to the execution of a contract, as aforesaid, for the delivery of such process Cheddar cheese.

(8) No person may serve as an authorized cheese assembler unless he has received from the Administrator a letter of authority in force and effect to serve as an authorized cheese assembler. Any person who desires to become an authorized cheese assembler, or to serve as an authorized cheese assembler after May 1, 1946, shall file with the Administrator an application, upon a form approved by the Administrator, setting forth the information requested in said form of application. The application shall contain, among other things, a statement by the person submitting such application that he will not refuse to purchase or accept delivery of set-aside Cheddar cheese solely because the vendor is not willing to sell to the respective authorized cheese assembler an additional quantity of Cheddar cheese not set aside or required to be set aside hereunder. An authorized cheese assembler shall have the following facilities and be able to perform the following functions: (i) Accumulate carlots of Cheddar cheese for shipment; (ii) storage space with ample capacity and satisfactory temperature and humidity controls; (iii) maintain adequate equipment and facilities for paraffining Cheddar cheese, moisture analysis, grading, branding, shipping, and ample capital for financing the inventories of Cheddar cheese; (iv) substitute for Cheddar cheese of quality unacceptable to any designated agency and in packages not suitable for export, according to the standards specified by said agency, Cheddar cheese of acceptable



quality and in packages meeting the specifications of said agency; and (v) maintain a satisfactory system of records and accounts with respect to Cheddar cheese, and supply promptly, from month to month, correctly prepared reports with respect to Cheddar cheese and process Cheddar cheese. The Administrator shall consider each such application and issue a letter of authority for such period of time as may be specified therein, if the Administrator determines that the issuance of such letter of authority to serve as an authorized cheese assembler is necessary or appropriate in the public interest and to promote the national defense. No person shall represent himself to be an authorized cheese assembler unless he holds a letter of authority duly issued by the Administrator and in force and effect at the time of such representation. No person other than an authorized cheese assembler holding a letter of authority in force and effect shall receive or, after receipt, deal in Cheddar cheese set aside pursuant to the provisions hereof.

(9) On and after July 1, 1946:

(i) No producer of Cheddar cheese shall, unless authorized in writing by the Administrator, produce Cheddar cheese so long as the total quantity of Cheddar cheese, set aside pursuant to the provisions of this order, owned by such person is equal at least to the total quantity of all Cheddar cheese required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month; and

(ii) No authorized cheese assembler shall, unless authorized in writing by the Administrator, buy, contract to buy, accept delivery of, or otherwise acquire Cheddar cheese so long as the total quantity of Cheddar cheese, set aside pursuant to the provisions of this order, owned by such person is equal at least to the total quantity of Cheddar cheese required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month.

(10) Each producer, as aforesaid, and each authorized cheese assembler, respectively, shall retain in his possession at all times a quantity of set-aside Cheddar cheese which is equal to the total quantity of Cheddar cheese required to be set aside by each such person minus the quantity of set-aside Cheddar cheese (i) sold and delivered by such person to authorized cheese assemblers or designated agencies, and (ii) released from the set-aside provisions hereof.

(11) The Administrator may release any Cheddar cheese from the restrictions of this order if he determines that no designated agency has contracted for, or declared its intention or desire to contract for, such Cheddar cheese within such period as he may specify, or that such Cheddar cheese is not required for such agencies. The Administrator may issue such administrative rulings, regulations, interpretations, and exemptions as he deems necessary to facilitate, expedite, and accomplish the purposes of this order.

(12) The provisions of this order and of any regulation or order pursuant hereto shall be observed without regard to contracts heretofore or hereafter entered into or any rights accrued or payments made thereunder. This order shall not, however, be construed as reducing the amount of Cheddar cheese or process Cheddar cheese which any person is required to offer or deliver, under existing contracts or contracts subsequently entered into with any designated agency, to any such agency.

(c) *Records and reports.* (1) The Administrator shall be entitled to obtain such information from, and require such reports and the keeping of such records by any person as may be necessary or appropriate, in the discretion of the Administrator, for 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 Administrator may designate), maintain an accurate record of his transactions in Cheddar cheese and process Cheddar cheese.

(d) *Audits and inspections.* The Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises or stocks of cheese (including, but not being limited to, Cheddar cheese and process Cheddar cheese) of any person, and to make such investigations as may be necessary or appropriate, in the discretion of the Administrator, for the enforcement or administration of the provisions of this order.

(e) *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 Administrator. Such petition shall be addressed to Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Administrator may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

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

(g) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture of the United States, insofar as such powers

relate to the administration of this order, are hereby delegated to the Administrator; and the Administrator is hereby authorized to redelegate to any employee or employees of the United States Department of Agriculture any or all of the authority vested in the Administrator by this order.

(h) *Communications.* All reports to be filed pursuant hereto and all communications concerning this order shall, except as provided herein or unless instructions to the contrary are issued by the Administrator, be addressed to the Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(i) *Territorial scope.* This order shall apply only in the area included in the 48 States of the United States and the District of Columbia.

(j) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 15, as amended, prior to the effective time of the provisions hereof, all provisions of War Food Order No. 15, as amended, in effect prior to the issuance of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: The record-keeping requirements of this order have been approved by, and all subsequent record-keeping and reporting 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. 8087)

Issued this 30th day of April 1946.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-7287; Filed, Apr. 30, 1946; 5:08 p. m.]

[WFO 15-3, Amdt. 1]

#### PART 1401—DAIRY PRODUCTS

##### REPORTS REQUIRED FROM CERTAIN PRODUCERS AND AUTHORIZED ASSEMBLERS OF CHEDDAR CHEESE

War Food Order No. 15-3, as amended (8 F.R. 14037; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419), is hereby further amended to read as follows:

§ 1401.4 *Reports*—(a) *Definitions.* Each term defined in War Food Order No. 15, as amended (9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), shall, when used herein, have the same meaning as set forth in said War Food Order No. 15, as amended.

(b) *Reporting requirements.* (1) Each person who is not an authorized cheese assembler and who has in his possession at any time during the calendar month of May 1946, or any subsequent calendar month, any Cheddar cheese set aside pursuant to the provisions of War Food Order No. 15, as amended, shall correctly



complete form "Dairy Products Report No. 3—Cheese (Cheese Factory Set-Aside Report)," for each such calendar month and shall mail such completed form to the United States Department of Agriculture, Box 6910-A, Chicago 80, Illinois, on or before the tenth of the next succeeding calendar month.

(2) Each authorized cheese assembler who has in his possession or receives at any time during May 1946, or any subsequent calendar month, any Cheddar cheese set aside pursuant to the provisions of War Food Order No. 15, as amended, shall correctly complete form "Authorized Cheese Assembler's Report" for each such calendar month, and shall mail such completed form to the United States Department of Agriculture, Box 6910-A, Chicago 80, Illinois, on or before the fifteenth day of the next succeeding calendar month.

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

(d) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 15-3, as amended, prior to the effective time of the provisions hereof, all provisions of War Food Order No. 15-3, as amended, in effect prior to the issuance of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violations, rights, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 15, as amended, 9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,  
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-7284; Filed, Apr. 30, 1946; 5:07 p. m.]

[WFO 15-19]

PART 1401—DAIRY PRODUCTS  
CHEDDAR CHEESE

Pursuant to the authority vested in me by War Food Order No. 15, as amended (9 F.R. 7072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), it is hereby ordered as follows:

§ 1401.205 *Percentages of Cheddar Cheese to be set aside in May and June 1946*—(a) *Definitions.* Each term defined in War Food Order No. 15, as amended, shall, when used herein, have the same meaning as set forth for such term in War Food Order No. 15, as amended.

(b) *Percentages.* Each person who is required by War Food Order No. 15, as amended, to set aside Cheddar cheese during May or June 1946, shall set aside in each of such months, in which he is required to set aside Cheddar cheese, a quantity of Cheddar cheese equal to

40 percent of all Cheddar cheese produced by him in the respective month.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 15, as amended, 9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,  
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-7286; Filed, Apr. 30, 1946; 5:08 p. m.]

[WFO 54, Amdt. 4 and Vacation of Partial Suspension]

PART 1401—DAIRY PRODUCTS  
DRIED SKIM MILK

The order (10 F.R. 11847), issued on September 13, 1945, which, among other things, suspended the provisions of § 1401.25 (b) (2) of War Food Order No. 54, as amended (8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), is hereby vacated, effective as of 12:01 a. m., e. s. t., May 1, 1946.

Also, the said War Food Order No. 54, as amended and as herein reinstated, is further amended, effective as of 12:01 a. m., e. s. t., May 1, 1946, to read as follows:

§ 1401.25 *Dried skim milk required to be set aside*—(a) *Definitions.* When used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(1) "Skim milk" means cows' milk from which the milk fat has been separated.

(2) "Dried skim milk" means all products containing 1½ percent or less, by weight, of butterfat, which are made by drying cows' milk, from which all or part of the milk fat has been separated and to which no other substance or ingredient has been added, and which are sold for human consumption or used in the manufacture of any other product which is sold for human consumption.

(3) "Spray dried skim milk" means dried skim milk made by a spray process.

(4) "Roller dried skim milk" means dried skim milk made by a roller process.

(5) "U. S. Standard Grade" means U. S. Standard Grade as defined in "Tentative U. S. Standards for Grades of Dried Skim Milk and Dried Whole Milk," issued by the then Food Distribution Administration, and dated May 14, 1943, and whenever new standards are issued by the Department of Agriculture, or promulgated by the Secretary of Agriculture, the term "U. S. Standard Grade" shall mean U. S. Standard Grade as specified in such new standards.

(6) "Person" means any individual, partnership, corporation, association, or any other business entity.

(7) "Producer" means any person who makes dried skim milk.

(8) "Authorized receiver" means any person who has facilities or access to facilities which enable him to receive,

store, and ship dried skim milk in carload lots, who customarily ships dried skim milk in carload lots, and who holds a letter of authority, issued by the Administrator, to receive dried skim milk pursuant to the provisions hereof.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the Department to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, the authority to act in his stead.

(10) "Set aside" means to set aside and hold for sale and delivery to designated agencies.

(11) "Designated agencies" means any of the following agencies: (i) The Armed Services of the United States (excluding, for the purpose of this order, the United States Army post exchanges, United States Navy Ships' Service Departments, and United States Marine Corps post exchanges); (ii) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); (iii) the War Shipping Administration; (iv) the United States Veterans' Administration; and (v) any other instrumentality or agency designated by the Administrator.

(12) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, or the Coast Guard of the United States.

(b) *Restrictions on producers or authorized receivers of dried skim milk.*

(1) The provisions of this order shall apply separately to spray dried skim milk and roller dried skim milk.

(2) Every producer shall set aside, in each calendar month, a quantity of dried skim milk equal to such percentage as the Administrator may order of all dried skim milk produced by him in that month.

(3) Any person required by the provisions of (b) (2) hereof to set aside dried skim milk may, at his option, sell or deliver all or a part of the dried skim milk, set aside pursuant to the provisions hereof, to any authorized receiver who agrees to set aside, out of the dried skim milk in his possession or control, and in addition to any dried skim milk otherwise required to be set aside by him, a quantity of dried skim milk equal to the quantity of set-aside dried skim milk thus purchased or received by him, and such authorized receiver shall so set aside such quantity of dried skim milk. An authorized receiver shall not sell or deliver set-aside dried skim milk to another authorized receiver unless the authorized receiver thus purchasing dried skim milk has applied to the Administrator for, and received from him, specific authorization to receive such dried skim milk. Each person delivering or shipping dried skim milk to an authorized receiver shall deliver to such authorized receiver a certificate, in duplicate, in such form as may be prescribed by the Administrator, stating the quantity of set-aside dried skim milk so delivered or shipped. The aforesaid certificate shall be signed in duplicate by the authorized receiver who shall return one copy to the producer, who delivered



or shipped the dried skim milk; and the authorized receiver shall retain the original certificate for two years after the date of receipt thereof.

(4) On and after July 1, 1946: (i) No producer shall, unless authorized in writing by the Administrator, produce dried skim milk so long as the total quantity of dried skim milk set aside pursuant to the provisions of this order, and owned by such person, is equal at least to the total quantity of all dried skim milk required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month; and (ii) no authorized receiver shall, unless authorized in writing by the Administrator, contract to buy, buy, accept delivery of, or otherwise acquire dried skim milk so long as the total quantity of dried skim milk set aside pursuant to the provisions of this order, and owned by such person, is equal at least to the total quantity of dried skim milk required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month. Each producer and each authorized receiver, respectively, shall retain in his possession at all times a quantity of set-aside dried skim milk which is equal to the total quantity of dried skim milk required to be set aside by each such person minus the total quantity of dried skim milk (i) sold and delivered by each such person to authorized receivers or designated agencies, and (ii) released from the set-aside provisions of this order.

(5) Upon receipt of specific authorization from the Administrator, any producer may enter into an agreement with a second producer, and any producer or authorized receiver may enter into an agreement with a second authorized receiver, whereby the second producer or second authorized receiver will set aside, in addition to any dried skim milk otherwise required to be set aside by him, a quantity of dried skim milk equal to all or part of the dried skim milk required to be set aside by the first producer or authorized receiver, and the second producer or second authorized receiver shall so set aside such quantity of dried skim milk within such period as the Administrator may specify, thereby fulfilling the requirements of the first producer or authorized receiver pursuant to (b) (2) and (b) (3) hereof, with respect to such quantity of dried skim milk.

(6) All dried skim milk set aside pursuant to the provisions hereof shall be of U. S. Standard Grade or better, unless (i) the producer arranges with an authorized receiver to deliver dried skim milk below U. S. Standard Grade to such receiver who will set aside an equal quantity of dried skim milk which is of U. S. Standard Grade or better, (ii) the producer or authorized receiver arranges with a designated agency to accept delivery of dried skim milk below U. S. Standard Grade, from such producer or authorized receiver, or (iii) the producer submits evidence to the Administrator, in the form of grading certificates issued by the Department of Agriculture, or in such other form as is satisfactory to the

Administrator, that the quantity of dried skim milk of U. S. Standard Grade or better produced by such producer in the month is less than the quantity required to be set aside by him in such month, in which case he shall set aside a quantity of dried skim milk of U. S. Standard Grade or better equal to the quantity of dried skim milk of U. S. Standard Grade or better produced by him, in such month, and an additional quantity of lower quality dried skim milk sufficient to fulfill the total set-aside requirements of this order. The grades of dried skim milk as determined by official inspectors of the Department of Agriculture shall be final in all cases.

(7) All dried skim milk set aside pursuant to the provisions hereof shall be packaged in new standard commercial barrels, in accordance with "Specifications for Barrels and Liners for Dried Skim Milk" (Form FSC 1718-B), and any amendments thereof, issued by the Agricultural Marketing Administration, United States Department of Agriculture, or in such containers as may be acceptable to the designated agencies purchasing the dried skim milk. It shall be stored under the same conditions of storage customarily observed to maintain the grade and quality of dried skim milk for human food, and it shall be assembled for delivery to designated agencies in carload lots or such other quantities as may be acceptable to the designated agencies purchasing the dried skim milk.

(8) Any receiver who desires to become an authorized receiver shall file with the Administrator an application, upon a form approved by the Administrator, setting forth the information requested in said form of application. Thereupon, the Administrator shall consider such application and issue a letter of authority if, in the opinion of the Administrator, the issuance of such letter of authority will tend to effectuate the purposes of this order. Any letter of authority may be revoked at any time by the Administrator. No person shall represent himself to be an authorized receiver unless he holds a letter of authority duly issued by the Administrator pursuant to the provisions hereof. No person other than a designated agency or an authorized receiver shall receive, or after receipt, deal in dried skim milk set aside pursuant to the provisions hereof.

(9) The Administrator may release any dried skim milk from the restrictions of this order if he determines that no designated agency has contracted for, or declared its intention or desire to contract for, such dried skim milk within such periods as he may specify, or that such dried skim milk is not required for such agencies. The Administrator may issue such administrative rulings, regulations, interpretations, and exemptions, as he deems necessary to facilitate, expedite and accomplish the purposes of this order.

(10) The restrictions hereof shall be observed without regard to the rights of creditors, existing contracts or payments made. This order shall not, however, be construed as reducing the amount of dried skim milk which any person is required to offer or deliver to any desig-

nated agency under existing contracts, or contracts subsequently entered into with any such designated agency.

(c) *Records and reports.* (1) The Administrator shall be entitled to obtain such information from, and to require such reports and the keeping of such records by, each producer and each authorized receiver, as well as any other person to whom this order applies, as may be necessary or appropriate, in the Administrator's 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 period of time as the Administrator may designate) maintain an accurate record of his transactions in dried skim milk.

(d) *Audits and inspections.* The Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of dried skim milk, of any producer, authorized receiver, or any other person to whom this order applies, and to make such investigations as may be necessary or appropriate, in the Administrator's discretion, to the enforcement or administration of the provisions of this order.

(e) *Applicability of order.* Any person doing business in one or more of the forty-eight States of the United States or the District of Columbia is subject to the provisions of this order, but the provisions of this order shall not apply to any person doing business in any territory or possession of the United States with respect to such business.

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may petition in writing for relief to the Administrator, setting forth all pertinent facts and the nature of the relief sought. The Administrator may thereupon take such action as he deems appropriate, and such action shall be final.

(g) *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 dried skim milk. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Communications.* Each report required to be filed hereunder and each communication concerning this order shall, unless otherwise provided herein, or in instructions issued by the Administrator, be addressed to: Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C., Ref. WFO-54.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture



of the United States, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator. The Administrator is authorized to redelegate to any other officer or employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 54, as amended, prior to the effective time of the provisions of this order, all provisions of the said War Food Order No. 54, as amended, in effect prior to the effective time of the provisions of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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

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

Issued this 30th day of April 1946.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-7282; Filed, Apr. 30, 1946;  
5:06 p. m.]

[WFO 54-3, Amdt. 1]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

The order (11 F.R. 2815), issued March 15, 1946, which suspended the provisions of § 1401.30 of War Food Order No. 54-3, as amended (8 F.R. 13699; 9 F.R. 4321, 4319; 10 F.R. 103, 126, 10419), is hereby vacated, and said § 1401.30 of said War Food Order No. 54-3, as amended and as hereby reinstated, is further amended to read as follows:

§ 1401.30 *Reports*—(a) *Definitions*. Each term defined in War Food Order No. 54, as amended, shall, when used herein, have the same meaning as set forth in War Food Order No. 54, as amended, unless otherwise distinctly expressed or manifestly incompatible with the intent hereof.

(b) *Reporting requirements*. (1) Each producer of dried skim milk shall correctly complete form "CEX 300-a," prepared by the United States Department of Agriculture and referred to as "Manufacturer's Firm Report of Dried Skim Milk," for the calendar month of May 1946 and each succeeding calendar month and mail each such completed form to the United States Department of Agriculture, Division of Agricultural Statistics, Bureau of Agricultural Economics, Washington 25, D. C., Ref.: WFO 54, on or before the tenth day of the calendar month next succeeding the month for which such report is prepared.

(2) Each authorized receiver of dried skim milk shall correctly complete form "FDO 54-3," entitled "Authorized Re-

ceiver's Report," for the calendar month of May 1946 and for each succeeding calendar month, and mail each such completed form to the United States Department of Agriculture, Division of Agricultural Statistics, Bureau of Agricultural Economics, Washington 25, D. C., Ref.: WFO 54, on or before the fifteenth day of the calendar month succeeding the month for which the report is prepared.

The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 54-3, as amended, prior to the effective time of the provisions of this amendment, all provisions of the said War Food Order No. 54-3, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 54, as amended, 8 F.R. 7210, 9 F.R. 2875, 4321, 4319, 9584 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,  
Assistant Administrator, Pro-  
duction and Marketing Ad-  
ministration.

[F. R. Doc. 46-7283; Filed, Apr. 30, 1946;  
5:07 p. m.]

[WFO 54-4, Amdt. 11]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

War Food Order No. 54-4, as amended (9 F.R. 4675, 7040, 9526, 10239, 11927, 12579, 13703; 10 F.R. 556, 2807, 5712, 9066), is hereby further amended by inserting, at the end of § 1401.179 (b), the following additional sentence: "Each producer shall set aside in the calendar months of May and June 1946, respectively, (1) a quantity of spray dried skim milk equal to 60 percent of all spray dried skim milk produced by him during each such respective calendar month, and (2) a quantity of roller dried skim milk equal to 60 percent of all roller dried skim milk produced by him during each such respective calendar month."

The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 54-4, as amended, prior to the effective time of the provisions of this amendment, the provisions of the said War Food Order No. 54-4, as amended, in effect prior to the effective time of the provisions of this amendment shall be

deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 54, as amended, 8 F.R. 7210, 9 F.R. 2875, 4321, 4319, 9584, 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,  
Assistant Administrator, Pro-  
duction and Marketing Ad-  
ministration.

[F. R. Doc. 46-7285; Filed, Apr. 30, 1946  
5:07 p. m.]

[WFO 145, Amdt. 1]

PART 1468—GRAIN

DISTRIBUTION AND USE OF GRAIN

War Food Order No. 145 (11 F.R. 3345), is further amended to read as follows:

§ 1468.12 *Distribution and use of grain*—(a) *Definitions*. (1) "Grain" means corn, grain sorghums, wheat, barley, oats, or grain grading mixed grain, as defined in the "Handbook of Official Grain Standards of the United States", revised 1946, whether whole, crushed, pulverized, cracked, or in any similar form, excluding, however, grain intended for sale or use as seed.

(2) "Corn" means corn as defined in the "Handbook of Official Grain Standards of the United States," Revised 1946, including ear corn and snap corn, whether whole, crushed, pulverized, cracked, or in any similar form, but excluding popcorn, sweet corn, broom corn, corn used for canning purposes, and corn intended for sale or use as seed.

(3) "Grain sorghums" means grain sorghums as defined in the "Handbook of Official Grain Standards of the United States", revised 1946, whether whole, crushed, pulverized, cracked, or in any similar form, including sweet sorghums and any other variety of sorghum grain used for feed or food, excluding, however, all sorghums intended for sale or use as seed.

(4) "Grain products" and "grain-by-products" mean, respectively, any grain product except corn gluten meal, and any grain by-product except corn gluten meal.

(5) "Mixed feed" means any feed containing grain, grain products or grain by-products, manufactured for sale for the feeding of livestock, poultry, or pets.

(6) "Mixed feed manufacturer" means any person engaged in the commercial manufacture of mixed feed, and includes any person who buys grain and mixes the same, either whole or processed, with other feed ingredients for purposes of resale.

(7) "Feeder" means any person who feeds grain or mixed feed to livestock or poultry.

(8) "Food manufacturer" means any person other than a brewer, distiller, wet processor, dry processor, or maltster, who uses whole corn or whole grain sorghums in the commercial manufacture of edible products for human consumption.



(9) "Dry processor" means any person who mills corn for human consumption by the dry milling process.

(10) "Wet processor" means any person, other than a distiller, who processes grain by the wet milling process.

(11) "Inventory" means the total quantity of corn and grain sorghums owned by any persons, whether in store or in transit.

(12) "Futures contract" means a contract of sale consummated through a contract market designated under the Commodity Exchange Act (7 U.S.C. 1-17a), for the future delivery of grain.

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

(14) "Assistant Administrator" means the Assistant Administrator, Production and Marketing Administration, United States Department of Agriculture.

#### Restrictions on Use

(b) *Mixed feed manufacturers; use of grain, grain products and grain by-products.* (1) No mixed feed manufacturer shall, during any calendar month, use grain, grain products, or grain by-products in a quantity in excess of 80 percent of all grain, grain products and grain by-products used by such manufacturer during the corresponding calendar month of 1945. This provision shall not modify any other limitation with respect to the use, under existing war food orders, of specific types of grain, grain products or grain by-products.

(2) No mixed feed manufacturer shall use white corn unless such white corn has first been offered for sale and delivery to a dry processor; *Provided, however,* That this restriction shall not apply to any mixed feed manufacturer located south of the Ohio River and east of the Mississippi River who uses white corn produced in that area.

(c) *Food manufacturers; dry processors; use of corn and grain sorghums.* No food manufacturer or dry processor shall, during any calendar month, use corn or grain sorghums in excess of 85 percent of the average monthly quantity of corn and grain sorghums used by such person during 1945.

(d) *Wet processors; use of corn and grain sorghums.* (1) No wet processor shall, during any calendar month, use corn or grain sorghums in excess of 80 percent of the average monthly quantity of corn and grain sorghums used by such person during the first six months of 1945.

(2) No wet processor shall use white corn unless such white corn has first been offered for sale and delivery to a dry processor.

(e) *All persons; use of grain in mixtures.* No person shall use grain in making any mixture of grains for sale as an ingredient in the manufacture of mixed feed.

#### Restrictions on Purchase

(f) *Feeders; purchase of grain, grain products and grain by-products.* (1) No feeder shall purchase grain, grain products or grain by-products for use in feeding hogs for market (other than breeding stock) to a weight beyond 225 pounds, or for use in feeding cattle

for market to any grade better than Grade A, *Provided, however,* That the provisions of this paragraph (f) (1) shall not apply to the purchase of grain, grain products, or grain by-products for the feeding of hogs, cattle, or poultry in transit or at a stockyard, nor to the purchase of corn by producers or manufacturers of anti-hog cholera serum and hog cholera virus for the production of such serum or virus.

(2) Except as provided in paragraph (f) (3) hereof, no feeder shall purchase grain, grain products or grain by-products for use in feeding chickens, turkeys, ducks, or any other species of poultry, in excess of 80 percent of the average number fed by such feeder during the period from April 1, 1945, to September 30, 1945.

(3) Any feeder who has poultry on hand, including all baby chicks, poulters and ducklings on order for delivery not later than May 1, 1946, in excess of 80 percent of the average number fed by such feeder during such period in 1945, may purchase grain, grain products and grain by-products for feeding and may continue to feed such poultry if, on or before June 1, 1946, he either reduces his total flock to 80 percent of the average number fed by him during such period in 1945, or reduces or has reduced his mature stock on hand as of January 1, 1946, by 30 percent.

#### Restrictions on Inventories

(g) *Mixed feed manufacturers' inventories.* No mixed feed manufacturer shall purchase, contract to purchase or accept delivery of corn if, either prior to or after such purchase, contract to purchase or acceptance of delivery, his total inventory of corn and grain sorghums, plus all quantities of corn bought to arrive or with respect to which he has a contract to purchase, exceeds a 45-day supply based upon the greater of the following quantities:

(1) 80 percent of his average monthly use of corn and grain sorghums during the corresponding calendar month of 1945 and the following month; or

(2) 16 percent of his average monthly use of grain, grain products and grain by-products during the corresponding calendar month of 1945 and the following month.

(h) *Feeders' inventories.* No feeder shall purchase, contract to purchase or accept delivery of corn if, either prior to or after such purchase, contract to purchase or acceptance of delivery, his total inventory of corn and grain sorghums, plus all quantities of corn bought to arrive or with respect to which he has a contract to purchase, exceeds a 45-day supply based upon his requirements for feeding hogs, cattle and poultry to the extent permitted under paragraph (f) hereof.

(i) *Food manufacturers', dry processors' and wet processors' inventories.* No food manufacturer, dry processor or wet processor shall purchase, contract to purchase or accept delivery of corn if, either prior to or after acceptance of such delivery, his total inventory of corn and grain sorghums, plus all quantities of corn bought to arrive or with respect to which he has a contract to purchase, exceeds a

45-day supply based upon the use restriction applicable to such person under the provisions of this order.

(j) *Inventory exemptions.* The inventory restrictions of this order shall not apply to futures contracts. Notwithstanding any other provision of this order, and subject to the compliance certificate requirement contained in paragraph (k) hereof:

(1) Any person may deliver and any person may receive corn where such delivery and receipt takes place on or before July 1, 1946, pursuant to the terms of a contract in existence on or before March 2, 1946.

(2) Any person whose inventory of corn and grain sorghums does not exceed the quantity permissible under the applicable provision of this order may accept delivery of one carload of corn.

(3) Any person may deliver and any person may receive corn to be used for the feeding of hogs, cattle, or poultry in transit or at a stockyard.

(k) *Compliance certificates.* (1) No feeder, mixed feed manufacturer, food manufacturer, dry processor or wet processor shall accept delivery of corn in excess of 2,000 pounds per month, and no person shall deliver corn in excess of 2,000 pounds per month to a feeder, mixed feed manufacturer, food manufacturer, dry processor or wet processor 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 is

Name and address of  
supplier

familiar with the terms of War Food Order No. 145, that this compliance certificate is furnished in order to enable the undersigned to acquire \_\_\_\_\_ bushels of corn to be delivered on or about \_\_\_\_\_, and that the receipt and use of such corn will not be in violation of any provision of War Food Order No. 145.

-----  
Purchaser

By -----  
Authorized Official

-----  
Date

(2) All compliance 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.

#### General Provisions

(1) *Transfers between branches or departments.* The transfer of corn between units, departments, branches, plants, or companies owned, controlled, or directed by the same person but engaged in separate activities as grain distributors, feeders, mixed feed manufacturers, food manufacturers, dry processors or wet processors shall constitute delivery and acceptance of delivery within the meaning of this order.



(m) *Records and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from and require such 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 approval by 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 period of time as the Assistant Administrator may designate, maintain an accurate record of his transactions in and use of grain.

(n) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(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 grain, 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 grain. 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) *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.

(s) *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. 145, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

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

(u) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 145, 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 30th day of April 1946.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-7281; Filed, Apr. 30, 1946;  
5:06 p. m.]

## TITLE 28—JUDICIAL ADMINISTRATION

### Chapter I—Department of Justice

#### PART 1—GRANTING OF EXECUTIVE CLEMENCY

- |      |   |
|------|---|
| Sec. |   |
| 1.1  | Submission of petition.                                       |
| 1.2  | Contents of petition; endorsement.                            |
| 1.3  | Time of filing petition.                                      |
| 1.4  | Petitions of persons convicted by military or naval courts.   |
| 1.5  | Offenses against United States laws in Territories.           |
| 1.6  | Offenses against Territorial laws.                            |
| 1.7  | Eligibility for filing petition.                              |
| 1.8  | Persons on parole.  |
| 1.9  | Petitions pending appeals.                                    |
| 1.10 | Time spent in jail.   |
| 1.11 | Referral to United States attorney.                           |
| 1.12 | Advance report of United States attorney.                     |
| 1.13 | Submission to President.                                      |
| 1.14 | Reopening of cases.   |
| 1.15 | Reports confidential.   |
| 1.16 | Pardon after completion of sentence, period of time required. |
| 1.17 | Pardon after completion of sentence, affidavits of character. |
| 1.18 | Investigation of petitioner's record and conduct.             |
| 1.19 | Notification of result.                                       |

AUTHORITY: §§ 1.1 to 1.19 inclusive, issued under sec. 2, Art. II, United States Constitution; sec. 327, 35 Stat. 1151, sec. 10, 36 Stat. 821; 18 U.S.C. 568, 723.

§ 1.1 *Submission of petition.* A formal petition for Executive clemency, addressed to "The President of the United States", executed in duplicate and signed by the petitioner, must be submitted to "The Attorney General" before the question of Executive clemency will be considered. Appropriate forms of petition will be supplied by the Department upon application therefor. These forms may also be obtained from the wardens of the several Federal institutions.

§ 1.2 *Contents of petition; endorsement.* The petition should state the name of the applicant, his age, previous criminal record, if any, whether a citizen of the United States or an alien, and if naturalized, his nationality, the date of his naturalization, his previous occupation and place of residence, the crime of which he was convicted and the court, district, State, sentence, date of sentence, the penitentiary or prison to which he was sentenced, and the grounds upon which clemency is asked. The petition should be endorsed by two or more credible persons who know the petitioner and are familiar with the facts in the case. (See also § 1.16 as to petitions for Executive clemency after completion of sentence). Additional petitions may be presented signed by citizens generally, but the post-office address of each person so signing should be plainly stated.

§ 1.3 *Time of filing petition.* Petitions should be filed sufficiently in advance of the date when action is desired to enable the pardon attorney to secure the necessary reports and prepare the case, and to allow the Attorney General and the President time to give the petition appropriate attention.

§ 1.4 *Petitions of persons convicted by military or naval courts.* Petitions for Executive clemency by persons convicted in military or naval courts or tribunals should be sent to the Secretary of War or the Secretary of the Navy.

§ 1.5 *Offenses against United States laws in Territories.* Petitions relating to offenses committed against the United States in Puerto Rico, Hawaii, Virgin Islands and Canal Zone, and both Federal and Territorial offenses committed in Alaska should be addressed to the President of the United States, and follow the outline indicated in § 1.2. In an urgent case such a petition may be presented to the United States attorney for the Territory or division in which the petitioner was convicted, who will proceed in accordance with § 1.11 and forward the petition with the required reports and recommendations to the Attorney General. If the petitioner is confined in an institution within the Territory, the United States attorney will procure and forward reports from the warden and the institutional physician.

§ 1.6 *Offenses against Territorial laws.* Petitions relating to offenses against Territorial laws, except in Alaska, should be sent to the Governor or Board of Pardons of the Territory where the offense was committed.

§ 1.7 *Eligibility for filing petition.* A petition for Executive clemency will not be regularly entertained until after the person convicted has served some portion of the term of imprisonment, nor, if such term is more than one year, unless he has reached his parole eligibility date and been denied parole. Every prisoner applying before his parole eligibility date must show why parole procedure, in due course, would not substantially meet the requirements of his case.

§ 1.8 *Persons on parole.* A petition for Executive clemency by a person on



parole will not be entitled to be referred under § 1.11, unless the petitioner has been under parole supervision not less than four years. (See § 1.16.)

§ 1.9 *Petitions pending appeals.* Petitions for Executive clemency will not be submitted to the President pending appeals from judgments of conviction; nor shortly before the expiration of sentence, except in unusually urgent and meritorious cases.

§ 1.10 *Time spent in jail.* Time spent in jail before commitment to imprisonment pursuant to final judgment of conviction will not be regarded as a ground for Executive clemency.

§ 1.11 *Referral to United States attorney.* When a petition is received it shall, subject to §§ 1.7, 1.8 and 1.16, be referred at once, with the accompanying papers, to the United States attorney for the district where the trial took place, directing him to submit his report and recommendation thereon, sending also the statement of his predecessor if he had charge of the case, and the statement of any assistant United States attorney or special attorney for the Government who took part in the trial. He is also directed to secure the recommendation and statement of the sentencing judge, if obtainable, and to furnish excerpts from the docket entries from which a warrant of pardon may be prepared. Reports shall also be secured from the appropriate officers of the several executive departments, from the warden or other custodian, and, if deemed advisable, from the prison physician.

§ 1.12 *Advance report of United States attorney.* It is also permissible, where the exigencies require it, for the United States attorney to submit his report and recommendation, together with the other required reports, in advance of, and without a definite request from the Attorney General.

§ 1.13 *Submission to President.* When none of the officers consulted in compliance with § 1.11 advises clemency, the papers shall not be sent to the President, except in capital cases or by his special request, or by special order of the Attorney General, but, subject to §§ 1.7, 1.8 and 1.16, when any one of the officers consulted advises clemency the papers shall be submitted to the President.

§ 1.14 *Reopening of cases.* A case once referred for reports will not be again referred without a written request from the United States attorney or the sentencing judge, and a case once acted upon by the President will not be reopened except upon the presentation of new and material facts.

§ 1.15 *Reports confidential.* Reports to the President, by United States attorneys, judges and other officials are confidential, and are not open to inspection by the petitioner or by any other persons, except with the written assent of the attorney, judge, or official making the report, nor, if such assent be given, unless it be shown that the ends of jus-

tice require its disclosure. All other papers, except reports or communications to the President or to the Attorney General by officials, are open to inspection by the petitioner and his attorney or representative.

§ 1.16 *Pardon after completion of sentence, period of time required.* A petition for pardon after completion of sentence will not be referred for reports unless the petitioner has been released from custody not less than three years and is not on parole or probation. A longer period may be required before favorable action is taken, dependent largely on the nature of the offense and the character of the petitioner, both before and since his conviction. In cases of perjury, subornation of perjury, or violation of a public trust involving personal dishonesty, or other crimes of a serious nature, the lapse of five years after release is usually required: *Provided further,* That, when the sentence of a prisoner on parole has been commuted upon a petition presented under § 1.8, a petition for pardon will not be referred for reports unless the petitioner has been discharged from supervision not less than two years.

§ 1.17 *Pardon after completion of sentence, affidavits of character.* A petition for pardon after completion of sentence must, in addition to the requirements of § 1.2, state the present address of the petitioner, and be accompanied by affidavits from at least three reputable citizens stating their knowledge of the applicant's character, reputation and occupation since his release from custody. Blank petitions and affidavit forms will be forwarded on request.

§ 1.18 *Investigation of petitioner's record and conduct.* The record and conduct of each petitioner for pardon after completion of sentence shall be thoroughly investigated by the Federal Bureau of Investigation on request of the United States attorney to whom the petition has been referred.

§ 1.19 *Notification of result.* When final action is taken, the petitioner or his attorney is notified of the result. Where clemency is extended to a person in confinement the official warrant of pardon or commutation is sent to the petitioner through the United States Marshal or the officer in charge of the place of confinement. In cases where sentence has been completed the warrant is sent to the petitioner.

TOM C. CLARK,  
Attorney General.

Approved: January 19, 1946.

HARRY S. TRUMAN.

[F. R. Doc. 46-7299; Filed, Apr. 30, 1946;  
5:09 p. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54

Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

#### PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 17]

#### SALE OF CARBON STEEL BLACK ANNEALED OR GALVANIZED WIRE BY WAR ASSETS ADMINISTRATION

The following direction is issued pursuant to Priorities Regulation 13:

(a) *What this direction does.* There is an urgent need for carbon steel black annealed or galvanized wire suitable for use in making wire bale ties for baling hay, straw, alfalfa, other farm products, paper and rags, since this type of wire is not readily obtainable in sufficient quantities from new production.

The purpose of this direction is to earmark not more than 7,500 tons of carbon steel black annealed or galvanized wire in gauges 12-16 inclusive held by War Assets Administration as surplus property, and to make this material available for the above uses. It permits sales by WAA only to buyers who give the certification described in paragraph (b), except that 15% of any lot may be disposed of to other buyers. The direction only applies to wire of the type described which is declared surplus in Iowa, Minnesota, Missouri, or states east of the Mississippi River.

Although this direction restricts certain sales to persons who will use the wire for the purposes specified, it does not prohibit WAA from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as WAA may determine; and preference ratings have no effect upon any sales which may be made by WAA, either by way of obliging it to sell or by way of determining as among the several buyers permitted by this direction who shall get the material from WAA.

(b) *Restriction on sales by WAA.* WAA may not sell wire of the type described in paragraph (a), except to purchasers described below:

(1) With respect to any lot of wire which WAA determines is available for sale, 85% may be sold only to buyers who give a certificate with their purchase orders in substantially the following form:

The undersigned certifies to the seller and CPA subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code, that (1) he is a producer of wire bale ties; and (2) the material obtained under this purchase order will be used only for the production of wire bale ties suitable for use in baling hay, straw, alfalfa, other farm products, paper and rags.

The standard certificate in Priorities Regulation 7 may not be used instead of this certificate.

(2) The other 15% may be sold freely to other buyers in accordance with the Surplus Property Act of 1944 and applicable regulations of WAA.

(c) *Obligations of persons giving certificates.* Any person giving the certificate described above may obtain and use the material he gets with the certificate only in accordance with its terms.

(d) *Expiration date.* Unless sooner revoked this direction shall expire on July 31, 1946, or as soon as WAA has sold to buyers under paragraph (b) (1) 7,500 tons of the type of wire described in paragraph (a), if that occurs before July 31, 1946. The expiration of the direction shall not relieve any person who has obtained wire by use of the certificate referred to above from the



obligation of using the wire in accordance with the certificate which he has given.

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-7306; Filed, May 1, 1946;  
11:22 a. m.]

PART 944—REGULATIONS APPLICABLE TO  
THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Amdt. 2 to Schedule 1, as  
amended April 10, 1946]

CRITICAL PRODUCTS

Schedule 1 to Priorities Regulation 28  
is amended in the following respects:

The entry in Column IV relative to the  
item "Coal" is amended to read as fol-  
lows:

IV

Capital equipment

Yes (except underground coal  
mining machinery)

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-7307; Filed, May 1, 1946;  
11:22 a. m.]

PART 944—REGULATIONS APPLICABLE TO  
THE OPERATION OF THE PRIORITIES SYS-  
TEM

[Priorities Reg. 33, Direction 1A, as Amended  
May 1, 1946]

SOFTWOOD PLYWOOD

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

(a) *What this direction does.* Priorities  
Regulation 33 and Direction 8 to Priorities  
Regulation 33 provide for the assignment to  
builders and prefabricators of priorities as-  
sistance to secure materials listed on Sched-  
ule A of PR 33 and List I of Direction 8 to PR  
33 which are required for use in the Vet-  
erans' Housing Program. Among these  
items is softwood plywood. This direction  
provides that the manufacturers of softwood  
plywood shall produce a percentage of their  
total production in construction and door  
panel grades and reserve a percentage of  
those grades for certified orders from pre-  
fabricators, distributors, cabinet manufac-  
turers, stock door manufacturers and hous-  
ing contractors. It provides that the soft-  
wood plywood reserved and the product into  
which it is incorporated, may only be sold on  
certified orders or HH rated orders.

(b) *Definitions for the purpose of this di-  
rection.* (1) "Softwood plywood" means  
laminated veneers of any species of softwood  
united with a bonding agent to produce  
board.

(2) "Construction plywood" means ply-  
wood of one or more softwood panels, 12 feet  
and shorter and without external sealer

treatment of the following grades: Interior  
(moisture resistant) type as follows: 1/4"  
wallboard; 3/8" wallboard; 1/4" sound one  
side plypanel; 3/8" sound one side plypanel;  
5/16" sheathing; 3/8" sheathing; 1/2" sheath-  
ing and 5/8" sheathing; and Exterior type 1/4"  
sound one side plypanel and 3/8" sound one  
side plypanel.

(3) "Door plywood" means softwood ply-  
wood, Interior (moisture resistant) and Ex-  
terior type without external sealer treatment  
of 1/4" sound two sides door plypanel.

(4) "Plywood manufacturer" means a  
person engaged in the manufacture of soft-  
wood plywood.

(5) "Prefabricator" means a person en-  
gaged in the manufacture of prefabricated  
houses, panels or sections who has been  
granted priorities assistance on Form CPA-  
4415 to build prefabricated houses, panels or  
sections.

(6) "Housing contractor" means a builder  
(applicant) who has been directly assigned  
an HH rating by CPA, FHA or NHA. It also  
includes a general contractor who has been  
directly authorized by such a builder to use  
the HH rating for the whole job. It does not  
include a subcontractor authorized to use  
the HH rating for a part of the job.

(7) "Distributor" means a person who  
buys and stocks softwood plywood for resale  
as plywood at wholesale or retail.

(8) "Cabinet manufacturer" means a per-  
son who produces kitchen cabinets for built-  
in installation in housing.

(9) "Stock door manufacturer" means a  
person who consumes softwood plywood in  
the manufacture of standard house doors.

(10) "Square footage" means measurement  
on a 3/8" rough basis.

(11) "Certified order" means any order for  
the delivery of softwood plywood bearing the  
certificate prescribed in paragraph (j).

(12) "Person" means any individual, part-  
nership, association, business trust cor-  
poration, governmental corporation or agency  
or any organized group of persons whether  
incorporated or not.

Plywood Manufacturers

(c) *Plywood manufacturers reserve pro-  
duction.* The following conditions will gov-  
ern the amount of construction plywood and  
door plywood, plywood manufacturers shall  
produce and reserve for certified orders:

(1) Each softwood plywood manufacturer  
shall reserve in his total over-all production  
of softwood plywood in square footage for  
the month of April, 1946, and for each calen-  
dar month thereafter, time and supplies  
sufficient to produce and deliver within  
such month; (i) at least 45% of his expected  
monthly production of softwood plywood in  
the form of construction plywood of which  
not more than 20% of the construction ply-  
wood may be in exterior type; (ii) at least  
5% of his expected monthly production of  
softwood plywood in the form of door ply-  
wood, for delivery on certified orders.

The CPA may from time to time change  
such percentages by amendments published  
in the Federal Register prior to the first  
day of any month.

(2) Every plywood manufacturer must re-  
serve 60% of his total production of con-  
struction plywood in square footage begin-  
ning with the month of April, 1946, and in  
each calendar month thereafter, for delivery  
on certified orders. A plywood manufac-  
turer must hold the 60% reserve production  
of construction plywood for certified orders  
from prefabricators, housing contractors,  
cabinet manufacturers and distributors  
and must accept and ship such certified  
orders in preference to all other orders (ex-  
cept orders rated AAA) to the extent that  
such certified orders do not require more  
than 60% of the total monthly production  
of construction plywood. Any quantities of

construction plywood reserved for certified  
orders from prefabricators, housing contrac-  
tors, cabinet manufacturers or distributors,  
which, by the 20th of any month in which  
production is reserved, are not required to  
fill certified orders received before that time,  
may be delivered by the plywood manufac-  
turer as he may desire subject to all appli-  
cable orders and regulations of the CPA.

(3) A plywood manufacturer must reserve  
40% of his total production of construction  
plywood in square footage beginning with  
the month of April, 1946, and for each calen-  
dar month thereafter for delivery on un-  
certified and unrated orders from distribu-  
tors.

(4) A plywood manufacturer must hold his  
reserve production of door plywood for cer-  
tified orders from door manufacturers or  
distributors and must accept and ship such  
certified orders in preference to all other  
orders (except orders rated AAA) to the ex-  
tent that such certified orders do not require  
more than the monthly reserve production  
of door plywood. Any quantities of door ply-  
wood manufactured which, by the 20th of any  
month in which production is reserved, are  
not required to fill certified orders received  
before that time, may be delivered by the  
plywood manufacturer as he may desire sub-  
ject to all applicable orders and regulations  
of the CPA.

Prefabricators

(d) The following provisions tell how pre-  
fabricators may place with a plywood manu-  
facturer or distributor certified orders for  
construction plywood:

(1) A prefabricator may place certified or-  
ders with a plywood manufacturer or a dis-  
tributor for construction plywood in the  
amount for which he has received priorities  
assistance on Form CPA-4415. A prefabri-  
cator must not specify delivery dates (at his  
plant or warehouse) on certified orders more  
than 30 days before the time the construction  
plywood is needed for incorporation into the  
prefabricated houses, panels, or sections.  
Furthermore, a prefabricator must not place  
certified orders for construction plywood in  
which is specified a delivery date later than  
during the third calendar month after the  
time when the purchase order is placed.

(2) A prefabricator must use construction  
plywood obtained on certified orders in the  
production of prefabricated houses, panels  
or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or ex-  
tend an HH rating for construction plywood.

Housing Contractors

(e) *Housing contractors.* The following  
provisions tell how a housing contractor may  
place certified orders or HH rated orders with  
a plywood manufacturer or distributor for  
construction plywood.

(1) A housing contractor may apply the  
HH rating on orders for construction plywood  
to a distributor, but not to a plywood man-  
ufacturer, or a housing contractor purchas-  
ing in not less than carload lots, may place  
certified orders for mill shipment delivery  
each month starting with the month of April  
1946, with a plywood manufacturer or a dis-  
tributor, in an amount in square footage not  
in excess of the total construction plywood  
required to meet his construction schedule  
for housing for which he has received priori-  
ties assistance on Form CPA-4386. A housing  
contractor may not place HH rated or cer-  
tified orders for construction plywood except  
for use in kitchen cabinets and bathroom and  
kitchen flooring. He may not apply the HH  
rating or use a certificate for an amount in  
excess of 300 square feet per house or apart-  
ment. If kitchen cabinets are purchased as  
millwork the total permissible amount of  
construction plywood must be reduced by  
the amount of plywood in the cabinets.

(2) A housing contractor must not specify  
delivery dates (at site or warehouse) on cer-  
tified orders or HH rated orders, more than



30 days from the time that the construction plywood is needed for incorporation into the housing. Furthermore, the housing contractor must not place certified orders for construction plywood in which is specified a delivery date later than the third calendar month after the time when the purchase order is placed. A housing contractor may place certified orders for construction plywood only to the extent that HH rated orders have not been placed with a distributor.

(3) A housing contractor must use the construction plywood obtained on certified orders or HH rated orders on housing construction for which the HH rating was authorized.

#### Cabinet Manufacturers

(f) *Cabinet manufacturers.* The following provisions tell how a cabinet manufacturer may obtain authority to place certified orders with a plywood manufacturer or a distributor for construction plywood for use in drawer bottoms of built-in kitchen cabinets and how the cabinets must be sold:

(1) A cabinet manufacturer wishing to place certified orders with a plywood manufacturer or a distributor for construction plywood to be used in the manufacture of drawer bottoms for kitchen cabinets, shall apply to the CPA for authority to place such orders. A cabinet manufacturer must apply to CPA before May 10, 1946, unless already authorized, for the months of May and June, 1946, and for calendar quarters thereafter must apply at least 20 days before the first day of the quarter, by letter stating: (i) average monthly consumption of construction plywood in drawers for built-in kitchen cabinets in year 1940 (required in first application only); (ii) average anticipated monthly production of kitchen cabinets in units to be produced in the period for which authorization is requested, and (iii) total requirements in  $\frac{3}{8}$ " basis of construction plywood for drawers for built-in kitchen cabinets in item (ii) above. Such application will be processed equitably. A cabinet manufacturer must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the kitchen cabinet drawers. Furthermore, the cabinet manufacturer must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time the purchase order was placed.

(2) A cabinet manufacturer must use the construction plywood received on certified orders in the production of built-in kitchen cabinets suitable for housing. The cabinets manufactured from the construction plywood must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

#### Door Manufacturers

(g) *Door manufacturers.* The following provisions tell how door manufacturers may place with plywood manufacturers or distributors certified orders for door plywood for the manufacture of standard house doors and how the doors must be sold.

(1) A door manufacturer may place certified orders for door plywood for delivery in each month beginning with the month of April, 1946, with the plywood manufacturer or a distributor for an amount in square footage not in excess of 10% of the amount in square footage of door plywood consumed by him in the manufacture of standard house doors in the year 1940.

(2) A door manufacturer must use each month, all the door plywood received on certified orders in the manufacture of standard house doors. The doors so manufactured must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

#### Distributors

(h) *Distributors.* The following provisions tell how distributors may place orders for construction plywood, and how the construction plywood may be sold:

(1) A distributor may place uncertified and unrated orders for delivery each month, starting with the month of April, 1946, for construction plywood, with the plywood manufacturer. A distributor must hold 75 per cent of the construction plywood received after May 1, 1946 for sale only on certified orders or orders rated HH or AAA. Any quantities of construction plywood which at the end of a period of 60 days after receipt, are not required to fill all certified orders or HH or AAA rated orders received before that time, may be delivered by the distributor as he may desire, subject to all applicable orders and regulations of the CPA.

(2) A distributor who has received a certified order for construction or door plywood may place the certified order with a plywood manufacturer to get the construction or door plywood which will be delivered direct to consumer subject to the applicable inventory regulations. A distributor may not place a certified order with a producer for replacement of inventory.

(i) *Newcomers.* (1) A person who in the year 1940 was not established as a cabinet manufacturer or a door manufacturer, and who wants to place monthly certified orders for construction plywood for use in kitchen cabinets or for door plywood for use in standard house doors, may apply to CPA for authorization to place certified orders for a calendar quarter. Authorization will be issued on a quarterly basis and application by letter must be filed at least 10 days before the first day of the calendar quarter for which authorization is asked. The letter should state: (i) location of plant; (ii) amount of equipment and its production capacity to manufacture kitchen cabinets or house doors; (iii) line of kitchen cabinets to be produced; (iv) anticipated monthly production of house doors or kitchen cabinets in which plywood is required; (v) total requirements on a  $\frac{3}{8}$ " basis of plywood for house doors or kitchen cabinets for the next current quarter. Such application will be processed in an equitable manner.

(2) A person receiving authorization to place a certified order under paragraph (i) (1) above, must hold kitchen cabinets or doors manufactured for sale in conformity with the provisions of paragraph (f) (2) and (g) (2) above, respectively.

#### Certification

(j) *Certification.* To certify an order for construction plywood or door plywood under this direction, the following certificate must be endorsed on or attached to the purchase order, or sales ticket. Certification must be signed manually or as explained in PR 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certificate described in this direction may not be waived by paragraph (f) under PR 7. The serial number must be inserted by persons holding authorizations on Form CPA-4386 or Form CPA-4415 in the place provided in the certificate.

Prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors who place certified orders calling for delivery of construction plywood or door plywood, must use a certificate reading substantially as follows:

The undersigned certifies to the supplier and to the CPA that he is a ----- (prefabricator, housing contractor, cabinet manufacturer, door manufacturer, or distributor) and that the quantities of construction plywood or door plywood covered by this order (together with all other certified orders for construction plywood or door plywood for delivery in the months specified in this order) do not exceed the amount he has been allowed under Direction 1A of PR 33 with the provisions of which he is familiar.

Dated -----  
Serial number -----

#### Miscellaneous

(k) *Miscellaneous.* The following provisions generally affecting plywood manufacturers, prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors should be carefully read:

(1) *Validation of orders.* Any prefabricator, cabinet manufacturer, door manufacturer or housing contractor who has placed an uncertified order with a plywood manufacturer and is later authorized to place a certified order may validate the order by giving the plywood manufacturer the certificate that he is entitled to use. Any order that is validated subsequent to April 1, 1946, should be treated as though the order was placed on the date that the certificate was received by the plywood manufacturer.

(2) *Applicability of regulations.* Except as otherwise required by this direction Priorities Regulations 1 and 3 govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors. All other applicable regulations and orders of the Civilian Production Administration must be observed.

(3) *Extension of HH rating.* The HH rating may not be applied or extended to a plywood manufacturer for plywood. However, any person who has received an HH rated order for the delivery of construction plywood may extend the HH rating to his suppliers (except to a construction plywood manufacturer) to get plywood which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of construction plywood on an HH rated order, he may extend the HH rating to his suppliers (except to a plywood manufacturer) to replace the amount in his inventory subject to the applicable inventory regulations. A millwork manufacturer who has received a HH rated order for millwork or who has delivered millwork on an HH rating, may not extend the HH rating for construction plywood for incorporation into millwork.

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

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute plywood, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction shall be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1A to PR 33 stating the particular pro-



vision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted May 1, 1946.]

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-7309; Filed, May 1, 1946;  
11:22 a. m.]

PART 3290—TEXTILES, CLOTHING AND  
LEATHER

[Limitation Order L-99, as Amended May 1,  
1946]

OPERATION OF LOOMS FOR COTTON BROAD  
WOVEN FABRIC PRODUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the production of cotton broad woven fabrics and materials for making cotton broad woven fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.46 *Limitation Order L-99—(a) Operation of looms for cotton broad woven fabric production—(1) Purpose.* This order controls the operation of looms for the production of cotton woven fabrics of more than 12" in width.

(2) No person shall, regardless of the presentation of rated orders, operate looms contrary to the provisions in the schedules of this order.

(3) No person shall operate looms formerly operated in the production of cotton broad woven fabrics and which were acquired by him after June 30, 1944, except as specifically authorized in writing by the Civilian Production Administration. The term "acquired" refers not only to the direct purchase of looms but also to obtaining operating control over looms by obtaining control of the corporation which owns them. Application for authorization may be made by letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, stating all facts, including the type of fabric he wishes to produce, the name of the person who formerly owned or controlled the looms, and the fabric formerly produced on them.

(b) *Minimum quantities to be produced.* Each person in the business of producing in any calendar quarter after March 31, 1946 any broad woven cotton fabric item marked with an asterisk on Schedule A, or any item in the "May Produce Only" column of Schedule B, must produce in that quarter at least as much yardage of the items within the same group as the greater of the following:

(1) Ninety percent of the linear yardage of such items which he produced in the second quarter of 1944, increased or decreased in inverse proportion to any change in pick he has made since then, or

(2) The linear yardage which can be produced by operating each loom pro-

ducing such items for at least as many hours as any other loom in his mill is operated.

(c) *Exemptions.* (1) *Special looms.* Jacquard and box looms, and looms which were Dobby head looms on March 8, 1946, are exempt from the provisions of paragraphs (a) and (b) of this order and from Schedules A and B.

(2) *Temporary exemption in certain cases pending appeal action.* Any person who files an appeal for exemption from changing over any looms to produce any item required by Schedule B, may postpone production of the required Schedule B item on these looms until he receives notice by telegram or letter from the Civilian Production Administration of the action taken on his appeal. This temporary exemption applies only to appeals filed on or before April 13, 1946 by registered mail with return receipt requested or by telegraph, and does not apply to any reappeal from action taken on the initial appeal.

(d) *Reports and records.* All persons operating looms for the production of cotton textiles of any kind shall file with the Civilian Production Administration at the times specified in the reporting forms, reports on Forms CPA-658-A, B, and C giving the information therein required. All persons affected by this order shall keep and preserve for a period of not less than two years, accurate and complete records concerning inventories, production and sales. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(e) *Appeals.* (1) Any appeal from the provisions of this order shall be made by filing a letter in triplicate addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, referring to the particular provisions appealed from and stating fully the grounds of the appeal. However, in order to qualify under paragraph (c) (2) above for exemption pending appeal from Schedule B requirements, the appeal must be filed on or before April 13, 1946 by registered mail with return receipt requested or by telegraph. Any person who wishes to produce Schedule B items but is not permitted to do so under the terms of Schedules A or B, need specify only the number of looms,

the constructions currently produced on them, and the number of looms proposed to be transferred to each different Schedule B construction.

(2) All appeals granted under this order before March 8, 1946 are revoked effective April 13, 1946.

(3) In cases of appeal for suspension of the requirements of paragraphs (a) or (b) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(f) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

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

(h) *Communications to the Civilian Production Administration.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99.

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION  
ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

SCHEDULE A

NOTE: Group 16A changed, and Groups 55 and 56 added, by May 1, 1946 amendment.

(1) Looms which on March 8, 1946 (or the last prior date when the looms were in production) produced any item now listed in the "Did Produce" column of Schedule A, may produce only the following permitted items (items in the "Did Produce" column are keyed to the corresponding items in the "May Produce Only" column by means of common Group Numbers):

(i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced.

(ii) If the items shown in the Schedule A "May Produce Only" column are not marked with an asterisk, those items may be produced and also any item marked with an asterisk in Schedule A or any item listed in the "May Produce Only" column of Schedule B.

(2) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce on March 8, 1946 (or the last prior date when the looms were in production)—	May produce only—
2	Leno bag fabrics	Leno bag fabrics 9 to 20 sley, 4 to 10 pick.
3	Special bag fabrics (except leno and seamless bag fabrics, Group No. 2 and 53).	Special bag fabrics 48 sley, 16 to 46 pick.
4	Bale coverings	Bale coverings 10 to 48 sley, 6 to 40 pick.
7A	Class A sheetings 42" and wider, not pro rata with the items in schedule B "May Produce Only" column for groups 6, 8 and 9.	Class A sheetings, 42" and wider.
10A	Class B sheetings 42" and wider, not pro rata with the items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Class B sheetings, 42" and wider.



(4) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946 inclusive—	May produce only—
1	Class C sheetings, average yarn numbers 21's and above.	Class C sheetings, average yarn numbers 21's and above.
5	Soft filled sheetings and head linings: as follows or pro rata: 40 1/2" 1.60 to 1.70 yd. 40 1/2" 2.25 to 3.00 yd. 40 1/2" 3.25 to 4.18 yd. 40 1/2" 4.80 to 5.50 yd. 59" 1.65 yd. 64" 1.25 yd. 71" 1.12 yd.	Soft filled sheetings and head linings: as follows or pro rata: 40 1/2" 1.60 to 1.70 yd. 40 1/2" 2.25 to 3.00 yd. 40 1/2" 3.25 to 4.18 yd. 40 1/2" 4.80 to 5.50 yd. 59" 1.65 yd. 64" 1.25 yd. 71" 1.12 yd.
6	Class A sheeting under 42"	Class A sheeting under 42"
7B	Class A sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Class A sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.
8	Class B sheetings: 40" 44 x 40 4.25 yd. or pro rata.	Class B sheetings: 40" 44 x 40 4.25 yd. or pro rata.
9	Class B sheetings under 42"	Class B sheetings under 42"
10B	Class B sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Class B sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.
11B	Class C sheetings, average yarn numbers 21's and above.	Class C sheetings, average yarn numbers 21's and above, as follows or pro rata: 38 1/2" 64 x 64 3.50 yd. 38 1/2" 60 x 62 56 x 56 4.00 yd. 38 1/2" 48 x 40 44 x 40 5.50 yd. 38 1/2" 44 x 40 40 x 40 6.05 to 6.15 yd. 40 1/2" 64 x 64 3.15 yd. 40 1/2" 60 x 62 56 x 56 3.80 yd. 40 1/2" 56 x 56 4.00 yd. 40 1/2" 56 x 48 4.20 yd. 40 1/2" 44 x 40 5.50 yd. 40 1/2" 36 x 40 5.55 yd. 40 1/2" 74 x 68 2.80 to 2.90 yd. (Meads Cloth).
12B	Army raincoat's ceilings bandoleer and Navy mattress cover fabrics 42" and wider	Sheetings as follows or 42" and wider pro rata: 60" 64x68 3.30 yd. 57" 56x56 4.10 yd. Insulating tubings: 27" 68x72 3.37 yd. 27" 2x68 4.15 yd. 39 1/2" 68x72 2.36 yd.
13B	Insulating tubings	Insulating tubings: 27" 68x72 3.37 yd. 27" 2x68 4.15 yd. 39 1/2" 68x72 2.36 yd.
14	Carded poplins (sheeting yarns)	Sheeting yarn poplins: 76 to 110 sley, 36 to 60 picks. Three leaf pocketing twill: 38" 36" 2.38 yd. to 3.35 yd. or pro rata
15B	Three leaf pocketing twill (not of print cloth yarn)	Three leaf pocketing twill: 38" 36" 2.38 yd. to 3.35 yd. or pro rata
	Broken twills 42" and wider	Broken twills: 58" 1.16 yd. 58" 1.16 yd.
	Soft filled twills	Soft filled twills: 37" 80 x 40 2.00 yd. or pro rata 37" 80 x 40 2.00 yd. or pro rata
	Drills under 42" and abrasive drills	Drills as follows or pro rata: 30" 2.50 to 3.25 yd. 37" 2.35 to 3.00 yd. 33" 72 or 76 sley, 48 pick, 2.38 yd.
	Drills 42" and wider	Drills as follows or 42" or wider pro rata: 50" 1.85 yd. 50" 2.25 yd. 52" 2.20 yd.
	Jeans:	Jeans as follows or pro rata: 38" or 39" 96 x 54 2.85 yd. 32" 96 x 64 3.28 yd. 41" 84 or 86 x 56 2.92 yd.
	Warp and filling satcens (sheeting yarns)	Satecens as follows or pro rata: 53" 1.12 yd. 53" 1.32 yd. 54" 1.05 yd. 39 1/2" 2.25 yd. 34" 2.00 yd.
16B	Four leaf twills, as follows or pro rata: 37"-56 or 88 sley, 40 to 46 picks, 3.00 yd. to 1.50 yd. inclusive.	Four leaf twills, as follows or pro rata: 37"-56 or 88 sley, 40 to 46 picks, 3.00 yd. to 1.50 yd. inclusive.

SCHEDULE A—Continued

Group No.	Did produce on March 8, 1946 (or the last prior date when the looms were in production)—	May produce only—
11A	Class C sheetings, average yarn numbers 21's and above.	Class C sheetings, average yarn numbers 21's and above.
12A	Bed sheeting	*Any bed sheeting.
13A	Pillow tubings; industrial (except insulating) tubings	*Industrial (except insulating) tubings; or *Pillow tubings.
15A	All drills, jeans, satecens, gabardines, three-leaf twills, four-leaf twills, except those listed in Schedule B "Did Produce" column for Group 15B.	*Any plain or herringbone drill, jean, satecen, gabardine, three-leaf twill, four-leaf twill (except 8.5 oz. herringbone twill Army Spec. 6-281).
16A	Four leaf tent twill (Army Spec. JQD-48)	*Tickings, plain, staple stripe A. C. A., or any item in "May produce only" column of Schedule B for Group Nos. 15B and 16B.
17	Birdseye diaper cloth	*Birdseye diaper cloth.
18	Window shade cloth	*Any width fabric of window shade quality woven from print cloth yarns.
20A	Print cloths of 100 threads or more per sq. in.	*Any plain, print cloth yarn fabric other than window shade cloth but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the month of April 1944.
21	Pajama checks	*Pajama checks.
22	Gauze diaper cloth	*Gauze diaper cloth.
30A	Denims (except work clothing denims), pinchecks, hickory stripes and express stripes	*Any construction of pin stripes, pincheck, hickory stripes, express stripes or denims.
31A	Suiting covers, cottonades, whipcords and bedford cords	*Any suiting covers, cottonades, bedford cords, and whipcords, other than the items in "May Produce Only" column of Sch. B for Group 31B.
32	Gingham, checks, plaids and seersuckers	*Ginghams, checks, plaids, and seersuckers.
33A	Chairboys, shirting covers, and colored yarn	*Any construction of chairboy, workshirt cover or colored yarn shirting.
34	Turkish or terry woven towelling	*Turkish terry woven towelling.
36	Dish towelling, twill and other plain woven towelings	*Dish towelling, twill and other plain woven towelling.
37	Leno dishcloths	*Leno dishcloths.
38	Outing flannel	*Any construction of outing flannels but the weighted average weight per sq. yd. of all cutting flannels produced in any calendar quarter may not exceed the weighted average weight per sq. yd. of all the outing flannels produced during the second quarter of 1944.
42	Interlining flannels	*Interlining flannels.
43A	Moleskins and suedes (except work clothing suedes)	*Moleskins and suedes.
44	All other napped fabrics except blankets	*All napped fabrics.
45	Crib blankets	*Crib blankets.
46	Blankets other than crib, containing less than 25% by weight of wool	*Blankets other than crib, containing less than 25% by weight of wool.
47	Flag bunting	*Flag bunting.
48	Luggage and automobile seat cover cloths	*Luggage and automobile seat cover cloths.
51	Hose and belting duck	*Hose and belting duck.
52	Enamelling duck	*Enamelling duck.
53	Seamless bags	*Seamless bags.
55	Tickings, plain, staple stripe A. C. A.	*Tickings, plain, staple stripe A. C. A.
56	Filter duck and filter twills	*Filter duck and filter twills (effective on and after June 1, 1946).

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same count and the same ratio of weight to width as the listed fabric).

SCHEDULE B

NOTE: Groups 11B, 15B, 16B, 30B and 54 of Schedule B changed by May 1, 1946 amendment.

(1) Looms which at any time during the period March 1, 1942 through February 28, 1946, inclusive, produced any item listed in the "Did Produce" column of Schedule B, and did not produce any item now listed in the "Did Produce" column of Schedule A on March 8, 1946 (or the last prior date when the looms were in production), are subject to the following requirement:

(1) These looms may produce only the items in the "May Produce Only" column of Schedule B opposite the applicable Group Number in the "Did Produce" column.

(2) If a loom was operated on fabrics listed in more than one Group Number during the base period, any such Group Number of Schedule B may be selected. A loom may be reassigned at any time from the production of the permitted item to the production of any other item permitted for that loom.

(3) Looms which are required to shift to production of Schedule B items, are granted exemption pending appeal by paragraph (c) (2) of the order, if the appeal is filed on or before April 13, 1946, by registered mail with return receipt requested or by telegraph. (Paragraph (c) (2) revokes, effective April 13, 1946, all appeals granted under the order prior to March 8, 1946.)



SCHEDULE B—Continued

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946 inclusive—	May produce only—														
19	Print cloths: 39" 80 x 80 4.00 yd. 39" 68 x 72 4.75 yd. 39" 68 x 64 4.85 yd. 38 1/2" 64 x 60 5.35 yd. 38 1/2" 64 x 56 5.50 yd. 38 1/2" 60 x 48 6.25 (or 6.15) yd. 45" 64 x 56 4.80 yd. 40" 80 x 84 3.65 yd. 40" 80 x 92 3.50 yd.	Print cloths (except "fancy draw") as follows or pro rata: 39" 80 x 80 4.00 yd. 39" 68 x 72 4.75 yd. 39" 68 x 64 4.85 yd. 38 1/2" 64 x 60 5.35 yd. 38 1/2" 64 x 56 5.50 yd. 38 1/2" 60 x 48 6.25 (or 6.15) yd. 45" 64 x 56 4.80 yd. 40" 80 x 84 3.65 yd. 40" 80 x 92 3.50 yd.														
20B	Print cloths of 100 to 160 threads per square inch, except items in this column for Group 19.	Print cloths of 100 to 160 threads per square inch, (except "fancy draw"), or any item in this column for Group 19.														
24	38 1/2" 44 x 36 8.60 yd.	38 1/2" 44 x 36 8.60 yd. 38 1/2" 44 x 40 8.20 yd.														
25	Bandage cloth: 38 1/2" 44 x 40 8.20 yd. 38 1/2" 40 x 32 9.80 yd. 38 1/2" 48 x 44 7.46 yd. 38 1/2" 48 x 48 7.15 yd.	Bandage cloth as follows or pro rata: 38 1/2" 44 x 40 8.20 yd. 38 1/2" 40 x 32 9.80 yd. 38 1/2" 48 x 44 7.46 yd. 38 1/2" 48 x 48 7.15 yd.														
26	Tobacco and cheese cloths—all widths and counts.	Any tobacco or cheese cloth woven of print cloth yarn or any item listed in this column for Group 25.														
27	Carded broadcloths.	Any width plain (not including slubbed yarn) carded broadcloth counting from 80 to 136 ends per inch and not in excess of 60 picks per inch woven from print cloth yarns counting 44's or less; or any item specified in this column for Group 19.														
28	Carded poplins.	Any width, plain (not including slubbed yarn except 3.75 yd. and heavier) carded poplin counting from 80 to 116 sley and not in excess of 56 picks woven from print cloth yarns counting 44's or less; or any item listed in this column for Group 19.														
29	Three leaf twills made from print cloth yarns.	Three leaf twills made from print cloth yarns.														
30B	Work clothing denims.	Work clothing denims (plain colors, plain stripes and herringbones), as follows (widths 28" to 30") or pro rata: <table border="1"> <tr> <td>Mill Finish</td> <td>Sanforized</td> </tr> <tr> <td>3.00 yd.</td> <td>2.70 yd.</td> </tr> <tr> <td>2.45 yd.</td> <td>2.20 yd.</td> </tr> <tr> <td>2.20 yd.</td> <td>8 oz.</td> </tr> <tr> <td>8 oz.</td> <td>9 oz.</td> </tr> <tr> <td>9 oz.</td> <td>10 oz.</td> </tr> <tr> <td>10 oz.</td> <td>11 oz.</td> </tr> </table>	Mill Finish	Sanforized	3.00 yd.	2.70 yd.	2.45 yd.	2.20 yd.	2.20 yd.	8 oz.	8 oz.	9 oz.	9 oz.	10 oz.	10 oz.	11 oz.
Mill Finish	Sanforized															
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2.45 yd.	2.20 yd.															
2.20 yd.	8 oz.															
8 oz.	9 oz.															
9 oz.	10 oz.															
10 oz.	11 oz.															
31B	Whipcords and work pants covers.	Work pants covers: 2.40 yd. Sanforized 2.00 yd. Sanforized 1.65 yd. Sanforized Whipcords: 36"—1.45 to 1.66 yd. Sanforized														
33B	Work shirt chambrays and work shirt covers.	Work shirt chambrays: <table border="1"> <tr> <td>Mill finish</td> <td>Sanforized</td> </tr> <tr> <td>3.90 yd. fine yarn</td> <td>3.60 yd. fine yarn</td> </tr> <tr> <td>3.20 yd. fine yarn</td> <td>2.90 yd. fine yarn</td> </tr> </table> Work shirt covers: <table border="1"> <tr> <td>Mill finish</td> <td>Sanforized</td> </tr> <tr> <td>3.90 yd. fine yarn</td> <td>3.00 yd. fine yarn</td> </tr> <tr> <td>3.20 yd. fine yarn</td> <td>2.90 yd. fine yarn</td> </tr> <tr> <td>and coarse yarn</td> <td>and coarse yarn</td> </tr> </table>	Mill finish	Sanforized	3.90 yd. fine yarn	3.60 yd. fine yarn	3.20 yd. fine yarn	2.90 yd. fine yarn	Mill finish	Sanforized	3.90 yd. fine yarn	3.00 yd. fine yarn	3.20 yd. fine yarn	2.90 yd. fine yarn	and coarse yarn	and coarse yarn
Mill finish	Sanforized															
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and coarse yarn	and coarse yarn															
39	Workshirt flannels.	<table border="1"> <tr> <td>Mill finish</td> <td>Sanforized</td> </tr> <tr> <td>3.00 yd.</td> <td>2.70 yd. (plain color)</td> </tr> <tr> <td>2.28 yd.</td> <td>2.00 yd. (plain color)</td> </tr> <tr> <td>3.00 yd.</td> <td>2.70 yd. (plaids)</td> </tr> <tr> <td>2.28 yd.</td> <td>2.00 yd. (plaids)</td> </tr> <tr> <td>3.50 yd.</td> <td>3.15 yd. (plaids)</td> </tr> </table>	Mill finish	Sanforized	3.00 yd.	2.70 yd. (plain color)	2.28 yd.	2.00 yd. (plain color)	3.00 yd.	2.70 yd. (plaids)	2.28 yd.	2.00 yd. (plaids)	3.50 yd.	3.15 yd. (plaids)		
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3.50 yd.	3.15 yd. (plaids)															
40	Canton flannel (glove and mitten flannel only).	Canton flannel (glove and mitten flannel only): 6 oz., 8 oz., 10 oz., 12 oz., of 34" width or pro rata for other widths in unbleached, light yellow ground with blue stripe, golden fleece or stripes in "special" colors.														
43B	Suedes (work clothing).	Suedes (work clothing) 40 1/2" 42 x 44 3.00 yd. mill finish colors of tan, blue gray only.														
50	Chafar fabrics.	Chafar fabrics of single or ply yarns.														
54	Combed broadcloth or pro rata: 37" 136 x 60 and 37" 128 x 68	Combed broadcloth or pro rata: 37" 136 x 60 and 37" 128 x 68.														

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same count and the same ratio of weight to width as the listed fabric).

[F. R. Doc. 46-7310; Filed, May 1, 1946; 11:22 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Emergency Housing Program 1, Direction 1]

RECONSTRUCTION IN HAWAII

The following direction is issued pursuant to Veterans' Emergency Housing Program 1:

It is not necessary to get authorization under Veterans' Emergency Housing Program Order 1 for reconstruction, repair or renovation jobs on buildings or other structures covered by that order in the Territory of Hawaii if the reconstruction, repair or renovation is made necessary by damage caused by the tidal wave which occurred April 1, 1946, and if the repair, reconstruction or renovation job is begun on or before June 22, 1946, and if

(1) the reconstruction, repair or renovation job is in a residential structure covered

by paragraph (d) (1) (i) or by paragraph (d) (1) (ii) of VHP-1 or a farm structure covered by paragraph (d) (1) (iv) of VHP-1 and the total estimated cost of the job does not exceed \$10,000; or

(2) if the reconstruction, repair or renovation job is in a building or structure used for commercial or service purposes covered by paragraph (d) (1) (iii) or a structure used for a church, hospital, educational or public purposes covered by paragraph (d) (1) (v) of VHP-1 and the total estimated cost of the job does not exceed \$5,000.

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 46-7308; Filed, May 1, 1946; 11:22 a. m.]

Chapter XI—Office of Price Administration

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[RMFR 86, Amdt. 2]

DOMESTIC LAUNDRY MACHINES

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.

Revised Maximum Price Regulation No. 86 is amended in the following respects:

1. A new section 5a is added to read as follows:

SEC. 5a. "Additional OPA industry adjustment" of manufacturers' ceiling prices. This section authorizes an "additional OPA industry adjustment" by manufacturers of their ceiling prices for washing and ironing machines previously established under this regulation. Unless a manufacturer is directed otherwise by an order issued by the Office of Price Administration under this section, every manufacturer of washing and ironing machines may adjust his ceiling price to purchasers other than ultimate consumers determined in accordance with section 3 or section 7 or established before April 30, 1946 by orders issued under sections 9 and 10 of this regulation, by 6.8% of that price. The increase granted in this section is hereby designated as the "additional OPA industry adjustment". Orders will be issued under this section denying a manufacturer permission to adjust his ceiling price by all or part of the increase allowed by this section when it appears to the Price Administrator on the basis of the manufacturer's production reports as filed under Supplementary Order No. 146 and other information available to the OPA, that the manufacturer has discontinued production of his low-end model or has decreased the proportion of low-priced to high-priced models which he manufactures so that his present production is not representative of his production in that respect of those machines during the year July 1, 1940 through June 30, 1941. The average price at which the manufacturer's production of each type of machine will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

The 6.8% "additional OPA industry adjustment" may be made and collected by the manufacturer only if he has complied with the notification requirements of section 19a and the preticketing requirements of section 19 of this regulation.

2. Section 7 (a) (4) is amended to read as follows:

(4) Find your markup factor by dividing the ceiling price of the comparable model (exclusive of the manufacturer's "additional OPA industry adjustment" under section 5a of this regulation) by its current unit direct cost. You must use your ceiling price to the class of purchasers (distributors, dealers, mail order houses, etc.) who buy from you in the greatest volume.



3. Section 7 (a) (5) is amended to read as follows:

(5) Multiply the unit direct cost of the model being priced by that markup factor. The result is your ceiling price (exclusive of the "additional OPA industry adjustment" under section 5a) to the class of purchaser used in paragraph (4). Your ceiling price to any other class of purchasers for the model being priced must be calculated on the basis of the percentage differential which you customarily had in effect for sales to that class of purchaser.

4. Section 15 is amended to read as follows:

**Sec. 15. Distributors' ceiling prices.** A distributor's ceiling price for sales of a particular model of drier to a particular class of purchaser is that established for his sale by an order issued under Section 14.

A distributor's ceiling price for a washing or ironing machine purchased by him at a price which does not include any of the "additional OPA industry adjustment" is the ceiling price fixed for his sales before April 30, 1946, under this regulation, or by orders under this regulation or under Supplementary Orders No. 119 or 133.

A distributor who purchases a washing or ironing machine at a price which includes any of the "additional OPA industry adjustment" shall recompute his ceiling prices fixed before April 30, 1946 for such a machine in accordance with Rule 5 of this section.

A distributor recomputing his prices in this manner, in determining the percentage of the total dollar margin he should receive, may use, instead of October 1-15, 1941 prices, the manufacturer's ceiling price to him in effect on April 29, 1946 for the same model, his own ceiling price on that date for sales of the same model to dealers, and the retail ceiling price under this regulation in effect on that date for the same model. He shall determine his dollar-and-cent markup by applying the percentage so determined to the total dollar margin between the manufacturer's ceiling price to him including the "additional OPA industry adjustment" and the retail ceiling price in his zone (determined in accordance with section 15a of this regulation). His new ceiling price is the sum of his invoice cost for the machine and the dollar-and-cent markup so determined.

**NOTE:** To assist the distributor in making this computation, a manufacturer who sells washing or ironing machines at ceiling prices which include the "additional OPA industry adjustment" is required to notify the distributor, at the time of, or prior to, the first invoice covering such sales, of the retail ceiling prices which he has determined for those machines under the provisions of section 15a of this regulation.

**Example:** A distributor who sold Model Q produced by manufacturer A during the period April 2, 1946 to April 29, 1946 at a ceiling price which the distributor determined during that period under either Rule 5 or 6 computes his ceiling price as follows:

Retail ceiling price in distributor's zone for Model Q.....	\$79.50
Manufacturer's ceiling price f. o. b. factory for sales to distributor on April 15, 1946.....	\$39.50
Gross dollar margin.....	\$40.00
Distributor's ceiling price to dealers on April 15, 1946.....	\$47.50
Amount of total dollar margin received by distributor.....	\$8.00
Percent of gross dollar margin.....	20%
Manufacturer's ceiling price adjusted under section 5a.....	\$42.19
Retail ceiling price under section 16a.....	\$79.50
Total dollar margin.....	\$37.31
Portion taken by distributor (20% of \$37.31).....	\$7.46
Distributor's new ceiling price.....	\$49.65

If a distributor cannot determine his ceiling price under the preceding paragraphs of this section, and if no ceiling price has been established for the particular sale by an order under section 14, he shall determine his ceiling price under the first applicable rule of the following contained in this section:

**Rule 5.** A distributor's ceiling price for sales in each zone of each model to each class of purchaser shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him (not exceeding the manufacturer's ceiling price to him) and the dealer's price for resale to ultimate consumers in that zone as he received during the period October 1-15, 1941 in connection with the sale of the most "comparable" model sold by him to the same class of purchaser. To be "comparable", a model must be one produced by the same manufacturer.

**Rule 6.** If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under Rule 5, his ceiling price for that sale is the ceiling price established under Rule 6 for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for sales of the identical model of washing or ironing machine or drier to the same class of purchaser, and (b) is the same general type of seller, and (c) is located in the same zone and is nearer to the seller than any other seller who meets requirements (a) and (b) of this rule.

**Rule 7.** If the distributor cannot otherwise find his ceiling price for a particular sale, his ceiling price for that sale is the price established by the Office of Price Administration in an order under this section.

An application under this rule shall state the name of the manufacturer of the machine being priced, its model designation, the classes of purchaser to whom the applicant proposes to sell the machine, the ceiling prices he proposes for such sales, and a statement of the reasons he cannot use the other rules in this section.

5. Section 16 is deleted from the regulation.

6. Section 16a is added to read as follows:

**Sec. 16a. Dealers' ceiling prices—(a) Driers and "private brand" washing and ironing machines.** A dealer's ceiling prices for sales of a particular model of drier or "private brand" washing or ironing machine to consumers is that established for his sales by an order issued under section 14 of this regulation. For purposes of this regulation "private brand" means any article covered by this regulation not offered for sale as the reg-

ular brand of the manufacturer but manufactured by him for a particular person or persons other than another manufacturer whether or not such person's name or brand appears thereon.

(b) *Washing and ironing machines other than "private brands".* Notwithstanding the provisions of any orders issued under section 14 of this regulation before April 30, 1946, the retail ceiling price for a washing or ironing machine other than "private brands" is the price properly calculated in accordance with this section. Every manufacturer of washing or ironing machines other than "private brands" is required to calculate the retail ceiling prices of every such machine under the first applicable rule of the following contained in this section:

**Rule 8.** If the dealers' ceiling price for sales of a particular model to a consumer in Zone 1 established by an order issued before April 30, 1946, under section 14 of this regulation is 182% or less of the manufacturer's ceiling price to distributors, f. o. b. factory, exclusive of all adjustments except the 9.5% increase allowed by section 5 of this regulation, the dealer's ceiling price for sales of that model to consumers in Zone 1 is the sum, rounded to the nearest 25 cents, of the following:

(1) The retail ceiling price previously established by the order under section 14 for sales in Zone 1 and

(2) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price under this regulation for sales of the same model to distributors.

Dealers ceiling prices for sales of the same model to consumers in zones other than Zone 1 shall be determined by adding to the Zone 1 retail ceiling price determined under this rule the dollar-and-cent amount of the previously established differential between retail ceiling prices in Zone 1 and in each of the other zones in effect on the same model.

**Rule 9.** If the dealer's ceiling price for sales of a particular model to consumers in Zone 1, established by an order under section 14 of this regulation prior to April 30, 1946, is more than 182% of the manufacturer's ceiling price to distributors, exclusive of all adjustments except the 9.5% increase allowed by section 5 of this regulation, the dealer's ceiling price for sales of the model in Zone 1 shall be the higher of the following amounts:

(1) The ceiling price in effect prior to April 30, 1946, or

(2) The sum, rounded to the nearest 25 cents, of the following:

(i) 182% of the manufacturer's f. o. b. factory ceiling price to distributors, exclusive of all adjustments except the 9.5% increase allowed by section 5 of this regulation, and

(ii) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price to distributors under this regulation.

Dealers' ceiling prices for sales of the same model to consumers in zones other than Zone 1 shall be determined by adding to the Zone 1 retail ceiling price determined under this rule, the dollar-and-cent amount of the previously established differential between retail ceiling prices in Zone 1 and in each of the other zones in effect on the same model.

**Rule 10.** If no retail ceiling prices have been established before April 30, 1946 for sales of a particular model whose f. o. b. factory ceiling price to distributors has been established under sections 5 or 7, the retail



ceiling price of the model is the price determined by the manufacturer according to the following formula:

(1) He shall find the model of washing or ironing machine in his line for which he has a Zone 1 retail ceiling price, which is "comparable" to the machine being priced. The "comparable" model is the one which is most like the machine being priced in design, construction, and operation and which has an f. o. b. factory ceiling price to distributors exclusive of all adjustments except the 9.5% allowed by section 5 which is closest to that of the machine being priced.

(2) He shall find his mark-up factor by dividing the retail ceiling price in Zone 1 of the comparable model by its ceiling price (exclusive of all adjustments except the 9.5% allowed by section 5) for sales to distributors f. o. b. factory.

(3) He shall multiply the ceiling price f. o. b. factory (exclusive of all adjustments except the 9.5% allowed by section 5) to distributors of the model being priced by that mark-up factor. Treating the result of this computation as if it were the Zone 1 retail ceiling price before April 30, 1946, of the model being priced, he shall then determine the retail ceiling prices for the model by applying to that figure either Rules 8 or 9, whichever is applicable.

**Rule 11.** If the manufacturer cannot determine dealers' ceiling prices for sales of a particular model of washing or ironing machine, he may apply under this rule for the establishment of dealers' ceiling prices for that particular model. Orders will be issued under section 14 of this regulation establishing dealers' ceiling prices for such machines in line with the level of ceiling prices established under this regulation. An application under this rule shall state the name of the manufacturer, the model designation of the machine being priced, and a statement of the reason why the applicant cannot determine dealers' ceiling prices for the machine under the other rules in this section.

7. Section 17 is amended to read as follows:

**Sec. 17. Zones.** For purposes of this regulation the zones referred to in sections 15, 16a, and 19 are those defined for each manufacturer in orders issued under section 14 of this regulation or under Supplementary Orders Nos. 119 or 133.

8. Section 19 is amended to read as follows:

**Sec. 19. Labeling.** Unless an order issued under this regulation provides otherwise:

(a) On and after October 14, 1945 a manufacturer may not ship any machine covered by this regulation to a distributor or dealer unless there is securely attached to the machine an "OPA Ceiling Price Label" which plainly states the OPA retail ceiling price in each zone, a statement of the area contained in each zone, the manufacturer's name or brand name, the model designation of the machine, and a statement that the label may not be removed until after the machine is sold and delivered to a consumer. This label may not be removed until after the machine has been sold and delivered to the consumer.

The label shall be attached as follows:

(1) To the inside of the tub in the case of a wringer or spinner type washing machine.

(2) To the outside of the tub or cabinet in the case of a cylinder type washing machine.

(3) To the mechanism housing in the case of an ironing machine.

(4) To the outside of the cabinet in the case of a drier.

(b) No person may display, offer to sell, sell or deliver to a consumer any machine covered by this regulation unless a label, provided by the manufacturer, is attached to the machine in the place designated in paragraph (a) above which contains all the information required by that paragraph.

(c) The retail ceiling prices which appear on the label attached to a machine which the manufacturer has sold at a price adjusted under section 5a of this regulation shall be the retail ceiling prices computed in accordance with section 16a.

9. Section 19a is added to read as follows:

**SEC. 19a. Notification.** A manufacturer who sells washing or ironing machines at ceiling prices adjusted in accordance with section 5a of this regulation shall, at the time of or prior to the first invoice of each purchaser for resale purchasing machines at prices so adjusted, notify the purchaser of the retail ceiling prices in each zone determined under section 16a for each model of machine covered by the invoice.

10. Section 19b is added to read as follows:

**Sec. 19b. Reporting.** Every manufacturer who determines or redetermines the retail ceiling prices for his washing or ironing machines in accordance with section 16a of this regulation must send a report to the Office of Price Administration, Washington 25, D. C., containing the model designation and retail ceiling price in each zone of every model which he sells or offers to sell at prices which include any part of the "additional OPA industry adjustment". This report must be filed within 15 days after the particular model is first sold or offered for sale by the manufacturer at a price so adjusted.

**NOTE.** All 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.

This amendment shall become effective on the 30th day of April 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7270; Filed, Apr. 30, 1946; 4:34 p. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 6—SECURITY OF PORTS AND THE CONTROL OF VESSELS IN THE NAVIGABLE WATERS OF THE UNITED STATES

SUBPART C—ANCHORAGE AND RESTRICTED AREAS

Pursuant to the authority contained in section 1, title II, of the Espionage Act

approved June 15, 1917, 40 Stat. 220 as amended by the Act of November 15, 1941, 55 Stat. 763 (50 U.S.C. 191, 191c) and by virtue of the Proclamation No. 2412 issued June 27, 1940 (3 CFR Cum. Supp.), the Regulations for the Security of Ports and the Control of Vessels in the Navigable Waters of the United States are amended as follows:

THIRD NAVAL DISTRICT

Sections 6.3-1 to 6.3-77, inclusive, are repealed and the following §§ 6.3-1 to 6.3-72, inclusive, are substituted therefor.

Anchorage Areas

- Sec. 6.3-1 New London Harbor, Connecticut.
- 6.3-5 Long Island Sound, New York.
- 6.3-10 East River, New York.
- 6.3-15 Hudson River, New York.
- 6.3-20 Upper Bay anchorages.
- 6.3-25 Explosives anchorage; Gravesend Bay, New York.
- 6.3-30 Lower Bay anchorages, New York.
- 6.3-35 Kill Van Kull anchorages.
- 6.3-40 Newark Bay anchorages.
- 6.3-45 Arthur Kill anchorages.
- 6.3-50 Quarantine anchorage; Raritan Bay, New Jersey.
- 6.3-55 General anchorages; Raritan Bay, New Jersey.
- 6.3-60 Sheepshead Bay anchorages.
- 6.3-65 Anchorages for explosives in New Jersey Flats and Raritan Bay.
- 6.3-70 Randall Bay, Freeport, Long Island, N. Y.
- 6.3-71 Execution Rock anchorage in Long Island Sound, New York.
- 6.3-72 Hempstead Harbor, Long Island Sound, New York.

Anchorage Areas

§ 6.3-1 *New London Harbor, Connecticut*—(a) *Anchorage A.* Located in the Thames River east of Shaws Cove and is included within the following points:

- (1) 1,400 yards 243° true from Monument, Groton;
- (2) 925 yards 246° true from Monument, Groton;
- (3) 1,380 yards 217° true from Monument, Groton;
- (4) 1,450 yards 235° true from Monument, Groton;

This anchorage is for barges and small vessels drawing less than 12 feet. Anchorage A is designated a Naval Anchorage. This anchorage shall be used only by naval vessels, and by other vessels holding special permits issued by the Captain of the Port upon a finding that such special permits to anchor are not inimical to the requirements of the Navy.

(b) *Anchorage B.* Located in the Thames River southward of New London and is included within the following points:

- (1) 2,460 yards 2° true from New London Harbor Light;
- (2) 2,480 yards 9° true from New London Harbor Light;
- (3) 1,175 yards 26° true from New London Harbor Light;
- (4) 1,075 yards 8° true from New London Harbor Light;

(c) *Anchorage C.* Located in the Thames River southward of New London Harbor and is included within the following points:

- (1) 450 yards 100° true from New London Harbor Light;
- (2) 575 yards 270° true from New London Ledge Light;



(3) 1,450 yards 270° true from New London Ledge Light.

(d) *Anchorage D.* Located in Long Island Sound approximately two miles west southwest of New London Ledge Light and is included within the following points:

(1) 2.6 miles 246° true from New London Ledge Light;

(2) 2.1 miles 247° true from New London Ledge Light;

(3) 2.1 miles 233° true from New London Ledge Light;

(4) 2.6 miles 235° true from New London Ledge Light;

§ 6.3-5 *Long Island Sound, New York*—(a) *Anchorage No. 1.* South-

westward of a line, between Neptune Island and Glen Island, ranging from the fixed red light on Aunt Phebe Rock and tangent to the north edge of Glen Island; southwestward of a line tangent to the northeast edge of Glen Island and Goose Island breakwater; southwestward of a line bearing southeasterly from the southwest end of Goose Island breakwater and on range with the south gable of the Casino on the northeast end of Glen Island; westward of a line ranging from the east edge of the said breakwater to the west edge of the north end of Hart Island; and to the northwestward of a line extending from Hart Island Light, southeast corner of Hart Island to Locust Point. Boats shall not anchor in this area in buoyed channels and must be so anchored as to leave at all times an open, usable channel, at least 50 feet wide, west and south of Glen Island. Special anchorage areas within Anchorage No. 1, wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Eastchester Bay, New York; anchorage at City Island.* The portion of Anchorage No. 1 west of City Island and within the following limits: Northward of a line ranging 244° true from the Duryea Pier at the foot of City Island Avenue to City Island Shoal Buoy "2" (latitude 40°50'01" N., longitude 73°47'25" W.), thence northeastward of a line ranging 329° true from City Island Shoal Buoy No. "2" through the Rodman Neck Shoal Buoy (HB) (latitude 40°50'46" N., longitude 73°48'01" W.), southeastward of a line ranging 205° true from the east abutment of the City Island Bridge through the south tower of the Bronx-Whitestone Bridge; and southward of a line ranging 90° true from the Pelham War Memorial in Pelham Bay Park and the steeple of the church at the southeast corner of Elizabeth Street and City Island Avenue.

(2) *Anchorage along west shore.* The portion of Anchorage No. 1 along the west shore of Eastchester Bay north of and including Weir Creek, shoreward of a line ranging 349° true from the end of the timber pier at the foot of Pope Place, Edgewater, and through the transmission tower at the northeast side of the draw of the New York, New Haven and Hartford Railroad Bridge over Eastchester Creek, and having as its northerly limit the line ranging 79° true through the row of telephone poles along the north side of Watt Avenue.

(3) *New Rochelle Harbor; Travers Island Creek.* The portion of Anchorage No. 1 lying between Hog Island, Travers Island, Neptune Island, and Glen Island and the mainland to the westward of a line extending from the cupola at the southeast extremity of Glen Island to the easternmost extremity of Hog Island and to the northeastward of a line extending from the southwest extremity of Hog Island to the southeast corner of Travers Island; except, that no vessel shall anchor without lights within 25 feet of the 50 feet channel west and south of Glen Island.

(4) *Goose Island Anchorage.* The portion of Anchorage No. 1 between Glen Island and Goose Island breakwater, northward of a line extending from the northwest end of Goose Island breakwater to the cupola at the north end of the bathing beach on Glen Island.

(b) *Anchorage No. 1-A.* Southwestward of a line ranging from Duck Point Echo Bay, through Bailey Rock Lighted Buoy 3 BR; northwestward of a line ranging from Hicks Ledge Buoy 2H to Old Tom Head Rocks Buoy 4, and from thence northwestward of a line ranging to the southerly point of Davenport Neck.

(c) *Anchorage No. 1-B.* Westward of a line ranging from the point on the southwest side of the entrance to Horseshoe Harbor, Larchmont, to Nicks Ledge Buoy 2H; thence northward of a line ranging to Duck Point and in Echo Bay north and west of the channel.

(d) *Anchorage No. 2.* To the westward of a line from Locust Point tangent to the northeasterly sea wall at Throgs Neck. Special anchorage area within Anchorage No. 2 wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Anchorage at Locust Point Harbor.* The portion of Anchorage No. 2 to the westward of a north and south line (longitude 73°47'58") through the southerly corner of the concrete culvert at the southerly end of the stone wall at Locust Point.

(e) *Anchorage No. 3.* To the northeastward of a line from the south side of Barker Point to Gangway Rock Bell Buoy "27", southeastward of a line from Gangway Rock Bell Buoy "27" to Sands Point Reef Buoy "25", and southwestward of a line from Sands Point Reef Lighted Buoy "25" through Sands Point Light to Sands Point.

(f) *Anchorage No. 4.* In Manhasset Bay and to the northeastward of a line ranging from Stepping Stones Lighted Bell Buoy "31" through Elm Point Buoy "2" to Elm Point; southeastward of a line ranging from Stepping Stones Lighted Bell Buoy "31" to Gangway Rock Bell Buoy "27", and southwestward of Anchorage No. 3. Special anchorage areas within Anchorage No. 4 wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

*Manhasset Bay, New York*

(1) *South anchorage at Port Washington.* The portion of Anchorage No. 4 northward of latitude 40°49'06" N., eastward of a line ranging 346° true from the

flagpole on the end of the Whitney Dock at Plandome to the flagpole on the Columbia Yacht Club Pier at Manorhaven; and southward of a line (latitude 40°40'21" N.) ranging due east to the flagpole on the dock of the Port Washington Yacht Club.

(2) *North anchorage at Port Washington.* The portion of Anchorage No. 4 northward of a line (latitude 40°49'28" N.), ranging due west from the southwest corner of the boat sheds on the Purdy Boat Company pier at Port Washington; eastward of a line ranging 346° true from the flagpole on the end of the Whitney Rock at Plandome to the flagpole on the pier of the Columbia Yacht Club at Manorhaven; southeastward of a line ranging 53° true to the cupola of the old Sands Point schoolhouse at Port Washington; and southward of a line (latitude 40°49'51" N.), ranging due east to the weather vane of the Port Washington Junior High School; except, that no vessel shall anchor without lights within 100 feet of the buoyed east-west channel leading to the town dock at Port Washington and to Mill Pond.

(3) *Anchorage at Manorhaven.* The portion of Anchorage No. 4 westward of a line (longitude 73°42'53" W.) ranging due south from the end of the town of North Hempstead Pier at Manorhaven; northward of a line ranging 233° true from the intersection between the shore and the northerly line of Corchang Avenue (extended) on Tom Point to Plum Point Shoal Buoy No. 3 (latitude 40°49'48" N., longitude 73°43'25" W.); and eastward of the line (longitude 73°43'17" N.) ranging due north to the east side of the pier of Yacht Service, Inc., on the Copp Estate at Manorhaven.

(g) *Anchorage No. 5.* In Little Neck Bay and to the eastward of a line ranging from Fort Totten flagstaff to Hart Island Light and southward of Anchorage No. 4. Special anchorage area within Anchorage No. 5 wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Little Neck Bay, New York.* The portion of Anchorage No. 5 southward of a line (latitude 40°47'33") ranging due east from the flagpole at Fort Totten, Willets Point, and eastward of a line (longitude 73°46'10") ranging due north from the flagpole at the Bayside Yacht Club.

§ 6.3-10 *East River, New York*—(a) *Anchorage No. 6.* On Hammond Flats to the northward of a line bearing 260° from the head of the pier on Throgs Neck at the foot of Pennyfield Avenue to the north tower of Bronx-Whitestone Bridge at Old Ferry Point.

(b) *Anchorage No. 7.* To the southward of a line from Whitestone Point to the outer end of Willets Point Wharf.

(c) *Anchorage No. 8.* On the north side of the channel north of a line between the north tower of Bronx-Whitestone Bridge at Old Ferry Point and East River Lighted Buoy 4.

(d) *Anchorage No. 9.* On the south side of the channel to the eastward of a line from College Point Reef Light tangent to the west side of College Point and south of a line from said light to Whitestone Point.



(e) *Anchorage No. 10.* In Flushing Bay to the southeastward of a line through Rikers Island Channel Lighted Bell Buoy 1A and tangent to the northwest corner of College Point; and in Bowery Bay to the southwestward of a line ranging from the Aero Beacon on the Administration Building of LaGuardia Field to the easterly corner (latitude 40°47'06.2", longitude 73°53'46") of the Consolidated Edison Company of New York bulkhead on the north side of the entrance to Steinway Creek and westward of a line ranging from the corner of the bulkhead at the foot of 81st Street, Queens, to the Power House Stack on the north portion of Rikers Island.

(f) *Anchorage No. 11.* To the eastward of Rikers Island and southward of a line from the northeast corner of the T-shaped north pier of Rikers Island to Rikers Island Channel Entrance Lighted Bell Buoy (HB), to the westward of a line from thence to Rikers Island Channel Buoy 2 and northward of a line from thence to Rikers Island Channel Buoy 4, and from thence to Rikers Island Channel Buoy 6.

(g) *Anchorage No. 12.* To the westward of Rikers Island, northward of a line from Rikers Island Channel Buoy 6 to South Brother Island Ledge Light, to the eastward of a line from thence to the west side of South Brother Island, and southward of a line through South Brother Island Light to the northwest corner of the T-shaped north pier of Rikers Island.

(h) *Anchorage No. 13.* To the westward of a line from Stony Point, Port Morris, to the northeast end of Wards Island; and between Wards Island and Randall Island, and between Randall Island and Port Morris.

(i) *Anchorage No. 14.* In Halletts Cove, to the eastward of a line from a point on shore 100 feet west of the southerly prolongation of 2nd Street, Astoria, to Gibbs Point.

(j) *Anchorage No. 15.* To the southward of a line bearing 119° prolonging the center line of East 32nd Street westward of the Poorhouse Flats Range and westward of a line ranging 356° from the northwest corner of the American Sugar Refining Company bulkhead at the foot of Grand Street, Brooklyn, through East River Buoy 18, and northward of a line bearing 119°, prolonging the center line of East 24th Street.

§ 6.3-15 *Hudson River, New York—*

(a) *Anchorage No. 16.* Northward of a line on a range with the north side of the north pier of the Union Dry Dock and Repair Company Shipyard, Edgewater, N. J.; westward of a line ranging 25° true from a point 120 yards east of the east end of said pier to a point 500 yards from the shore (915 yards from Fort Lee flagpole) on a line bearing 100° true and ranging between the Fort Lee flagpole and the square chimney on the Medical Center Building at 168th Street, Manhattan; and southward of said line ranging between the Fort Lee flagpole and the square chimney of the Medical Center.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or

clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(b) *Anchorage No. 17.* North of a line bearing 66° true and ranging between the south face of the building known as Ben Marden's Riviera, north of George Washington Bridge at Fort Lee, New Jersey, and the Bell Tower of the Cloisters at Fort Tryon Park, Manhattan; west of lines bearing 29° true from a point in latitude 40°51'34" N., longitude 73°56'54" W., to a point in latitude 40°52'27" N., longitude 73°56'15" W.; thence 20° to a point in latitude 40°54'17" N., longitude 73°55'23" W.; thence 15° true to a point on a line bearing 113° true and ranging from the southeast corner of Lambier's Dock at Palisades Inter-State Park to the southwest corner of the main building of the Orphan Asylum, Riverdale, New York; thence eastward 300 yards on a line bearing 113° true to a point in latitude 40°54'42" N., longitude 73°55'02" W.; thence 12° true to a point in latitude 40°57'02" N., longitude 73°54'24" W.; thence 18° true to a point in latitude 40°57'46" N., longitude 73°54'05" W.; thence 13° true to a point in latitude 40°59'53" N., longitude 73°53'26" W.; thence 9° true to a point in latitude 41°01'01" N., longitude 73°53'12" W.; and to south of a line bearing 91° true and ranging from the Sparkill Dock Light on the southeast corner of an abandoned pier extending from the New Jersey shore to the chimney of the Methodist Publishing House at Dobbs Ferry, New York; *Provided*, That in order to give free passage for ferryboats, no vessel shall anchor within 300 yards of either side of the line of the Yonkers to Alpine, New Jersey Ferry, as marked by their respective ferry slips.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(c) *Anchorage No. 18-A.* Eastward of lines bearing 8° true from the northwest corner of the crib icebreaker north of the New York Central Railroad Company drawbridge across Spuyten Duyvil Creek (Harlem River) to a point 250 yards off shore and on line with the New York Central Railroad signal bridge at the foot of 231st Street, extended, at Spuyten Duyvil, Bronx, N. Y.; thence bearing 19° true to the channelward face of the Mount St. Vincent Dock at the foot of West 261st Street, Riverdale, Bronx, N. Y.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(d) *Anchorage No. 18-B.* Northward of the south side of West 181st Street, prolonged; eastward of a line ranging 28° true from Jeffreys Hook Light on Fort Washington Point and tangent to the east shore of the river at Inwood Hill Park; and southward of the line of the

south ferry rack, extended due east at Dyckman Street, Manhattan, N. Y.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(e) *Anchorage No. 19.* An anchorage is defined and established for the mooring of naval vessels northward of a line bearing 298° and ranging from the south side of 70th Street, New York, to the south side of Pier 11, Weehawken; eastward of the east channel line of the federally improved Weehawken-Edgewater Channel, said east channel line being extended to a point opposite West 156th Street; thence eastward of a line bearing 17° true ranging between the end of the pier at the foot of West 134th Street and a point on the George Washington Bridge 250 yards westward of the air beacon on the east bridge tower; and southward of said bridge; *Provided*, That, in order to give free passage for ferry boats, no vessel shall anchor within a limit of 300 yards of the line of the West 125th Street, Manhattan to Edgewater, N. J., ferry.

(1) In the discretion of the Captain of the Port, small commercial or pleasure vessels may anchor in this area shoreward of a line extending from the channelward end of the New York Central Railroad pier at the foot of West 70th Street to the channelward end of the pier at the foot of West 129th Street and shoreward of the pierhead line as established by the Secretary of War, between West 134th St., and a prolongation of the bridge over the New York Central Railroad tracks located 1,000 feet south of the George Washington Bridge.

(2) The Captain of the Port may grant permission for one stake boat to occupy an area in the westerly 200-yard portion of the naval anchorage.

(3) The Captain of the Port may permit limited temporary anchorage, not to exceed 24 hours, of commercial vessels awaiting berths in the westerly portion of the naval anchorage south of West 135th Street when use of the anchorage by naval vessels will permit.

(4) The established anchorages for naval vessels having been found inadequate at times when large numbers of them are in the harbor a numbered series of anchorages is defined and established as shown on Key Chart No. 1 and Key Chart No. 2 (not published herein) in order that when a necessity for additional anchorages arises, permission may be given naval vessels to anchor at designated points serially numbered from 2 to 40 for capital ships, from 100 to 129 for intermediate ships, from 213 to 399 for destroyers and small craft, and from 508 to 611 for the anchorage of destroyers and small craft on the east side of the river, when the space is not required for capital or intermediate ships. Berths 16 to 19, 546, 547, and 551 to 555, are for use only on occasions when the other numbered berths available are not sufficient for the accommodation of the naval ships present. The Captain of the Port, on request from the proper naval authorities, may grant permission to occupy the numbered anchorages outside of, or



extending outside of, naval anchorage No. 19, provided those specified in the request can be made available, commercial conditions at the time being given proper consideration. If, in his opinion, there are reasons why the anchorage or anchorages asked for should not be assigned, he will confer with the naval officers making the request, and if other numbers can be agreed upon, will authorize their own use; otherwise he will communicate the request to the Secretary of the Navy with a statement of the circumstances and with his recommendation.

(5) Whenever this area is required for the anchoring of Naval vessels, it shall be immediately cleared of commercial vessels by the Captain of the Port upon request of the appropriate Naval authority.

(f) The following areas in the Hudson River are designed on special anchorage areas wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Yonkers, New York.* Northward of a line on range with the footbridge across the New York Central Railroad Company tracks at the southerly end of Greystone Station, eastward of a line on range with the square red brick chimney west of the New York Central Railroad Company tracks at Hastings-on-Hudson and the easterly yellow brick chimney of the Glenwood power house of the Yonkers Electric Light and Power Company, and southward of a line on range with the first New York Central Railroad Company signal bridge north of the Yonkers Yacht Club.

(2) *Hastings-on-Hudson, New York.* Northward of a line on range with the northerly face of the clubhouse of the Tower Ridge Yacht Club, eastward of a line on range with the elevated tank of the Anaconda Wire and Cable Company and the channelward face of the northerly building on the waterfront of the said company's property, and southward of a line on range with the first footbridge across the New York Central Railroad Company tracks, north of the Tower Ridge Yacht Club.

§ 6.3-20 *Upper Bay anchorages*—(a) *Anchorage No. 20.* Within the area lying northeast of Ellis Island; to the east of a line bearing 51° true and ranging from the northwest corner of Ellis Island to the end of Central Railroad of New Jersey Pier No. 7; to the south of a line bearing 96° true and ranging from the southeast corner of Central Railroad of New Jersey Pier No. 11 to the outer end of the Staten Island Ferry Rack on the Manhattan shore; to the west of a line bearing 174° true and ranging from the southeast corner of Lehigh Valley Railroad Pier A to a point in latitude 40°41'40" N., longitude 74°01'50" W.; and to the north of the northern limit of the cable area shown on U. S. Coast and Geodetic Survey Chart 745, which extends between Ellis Island and the Battery on Manhattan shore.

(b) *Anchorage No. 20-A.* To the southward of a line bearing 102° true from the southeast corner of the southerly half of Ellis Island to a point

in latitude 40°41'42" N., longitude 74°02'02" W.; to Governors Island Light; to the westward of a line bearing 194.5° true through a point in latitude 40°41'13" N., longitude 74°02'12" W., to the westward of a line bearing 206° to a point in latitude 40°40'05" N., longitude 74°02'55" W., to the northward of a line extended and ranging 313° through Claremont Terminal Buoy "2" and northeast corner of Caven Point Pier.

(c) *Anchorage No. 20-B.* To the south of a line bearing 127° true from the southeast corner of Pennsylvania R. R. pier "B", Greenville Terminal, to the center of the south pier of the Bethlehem Steel Co. Drydock, Brooklyn, N. Y.; to the westward of a line bearing 206° from a point in latitude 40°39'50" N., longitude 74°03'05" W., to a point in latitude 40°39'31.5" N., longitude 74°03'17" W., to the north of a line bearing 121° true and ranging from New Jersey Pierhead Channel North Entrance Buoy "15" to the northwest corner of Pier 3, Brooklyn, New York; westward of a line bearing 204.5° true from Bayonne Terminal Lighted Buoy "1"; Robbins Reef Lighted Gong Buoy "27" and Coast Guard Depot North Dock Light, St. George, Staten Island and northward of a line ranging 262° from Robbins Reef Gong Buoy "27" and northeast of the channel approach to the north side of Constable Point.

(d) *Anchorage No. 21.* To the southward of a line passing through Claremont Terminal Lighted Buoy "1", the easterly anchorage Buoy "A", and the middle point of the west front of the New York Dock Company Pier #41 (Merchants Stores); to the eastward of a line bearing 208° true and ranging from Governors Island Extension Light through Gowanus Flats Lighted Bell Buoy "30", Gowanus Flats Lighted Bell Buoy "28"; Gowanus Flats Lighted Bell Buoy "26", to Gowanus Flats Lighted Bell Buoy "24"; thence 173° true to Gowanus Flats Lighted Bell Buoy "22" (latitude 40°38'06" N., longitude 74°03'01" W.), to the northward of a line bearing 90° true from the northeast corner of Pier 8, Stapleton, S. I., through Gowanus Flats Lighted Bell Buoy "22" to Bay Ridge Channel Lighted Bell Buoy "1" (latitude 40°38'06" N., longitude 74°02'47" W.); to the westward of a line bearing 18° true from Bay Ridge Channel Lighted Bell Buoy "1" to a point in latitude 40°38'41.7" N., longitude 74°02'32.5" W.; thence along the westward edges of the dredged Bay Ridge and Red Hook channels as marked by channel and anchorage buoys.

(e) *Anchorage No. 21-A.* All that portion of Anchorage No. 21 to the northward of a line ranging from the end of the 39th Street Ferry rack (northeast rack), Brooklyn, to Gowanus Flats Lighted Bell Buoy 28. This anchorage to be used for sailing vessels; deep-laden vessels to use the western half of the anchorage and light-draft vessels to use the eastern half.

(f) *Anchorage No. 21-B.* That portion of Anchorage No. 21 south of Anchorage No. 21-A as described above, and west and south of Anchorage No. 21-C described below. This anchorage shall be used by steamers; those deep-laden to use the western side and southern end

of the anchorage ground, and light-draft to use the eastern side.

(g) *Anchorage No. 21-C.* That portion of Anchorage No. 21 south of Anchorage No. 21-A as described above, northerly of a line ranging from Claremont Channel Flashing White Lighted Buoy "1" to southwest corner of Pier 1A Army Base, Brooklyn, and easterly of a line ranging from the point of Red Hook to the north corner of Pier 21 of the Pouch Terminal at Clifton, Staten Island, excluding the fairway described below. Barges drawing 12 feet or less are required to use this anchorage to the exclusion of Anchorage Nos. 21-A and 21-B.

(1) Vessels of the various types required to use Anchorage Nos. 21-A, 21-B and 21-C may be anchored in other of these areas than those set aside for them for a limited time after first obtaining a permit from the Captain of the Port, when and to the extent that they are not needed for vessels of the types assigned to them.

(2) A fairway 600 feet wide, crossing Anchorage Nos. 21-B and 21-C, marked by buoys at each entrance, shall be excluded from the anchorage grounds. Its northerly side is on range with Claremont Terminal Lighted Buoy "1" at the entrance to Claremont Terminal Channel, and the center of the head of the north pier of the Long Island Railroad Terminal at the foot of 64th Street, Bay Ridge.

(3) No vessel shall occupy these anchorages for a period longer than 30 days, unless a permit is obtained from the Captain of the Port for that purpose.

(h) *Anchorage No. 22 (Man-of-War Anchorage).* To the southward of a line ranging 85° from the north end of the east rack of St. George Ferry to the intersection point of a line ranging 146.5° true from Western Tank on Bayonne Naval Depot; to the westward of a line ranging 146.5° true from Western Tank on Bayonne Naval Depot; and to the northward of a line ranging 72° from the northeast corner of Pier 6, Tompkinsville, Staten Island, to the intersection point of a line ranging 146.5° true from Western Tank of Bayonne Naval Depot.

(1) The Captain of the Port may permit commercial vessels to anchor, temporarily, ordinarily for a period not greater than 24 hours, in this anchorage, when he knows that it is not going to be needed for naval vessels, but two berths for capital ships of the Navy shall be reserved in the eastern portions of the anchorage, and two berths reserved for Coast Guard vessels near shore. Commercial vessels so anchored shall be moved at their own expense whenever the anchorage ground is needed for naval vessels.

(i) *Anchorage No. 23 (Temporary General and Temporary Quarantine Anchorage).* South of a line ranging 72° from the northeast corner of Pier 6, Tompkinsville, Staten Island to the intersection point of a line ranging 146.5° true from Western Tank on Bayonne Naval Depot; thence westward of a line bearing 165.5° true to its intersection with a line extended and bearing 264° true and ranging from the northeast cor-



ner of Pier 19, Staten Island to the tower of the Marine Hospital, Stapleton, Staten Island and northward of said line. No vessel shall occupy this anchorage for a longer period than 48 hours, unless a permit is obtained from the Captain of the Port for that purpose.

(1) The entire area as described above is designated a Temporary General Anchorage, but vessels arriving at Quarantine without docking orders may anchor within that portion of this anchorage south of a line bearing 261° and ranging between Gowanus Flats Lighted Gong Buoy 22 and the northeast end of Pier 10, Staten Island.

(j) *Anchorage No. 24 (Quarantine Anchorage).* To the southward of a line on range with northeast corner of Pier 19, Staten Island and tower of the Marine Hospital, Stapleton, Staten Island extended and bearing 264° to a point in latitude 40°37'26.5" N. longitude 74°03'17.5" W.; and to the westward of a line bearing 165.5° to a point in latitude 40°36'32" N. longitude 74°02'59" W.; thence northward of a line bearing 270° to a point on Staten Island shore.

(1) Vessels arriving at Quarantine and awaiting inspection shall anchor to the south of a line bearing 262° and ranging from the southeast corner of Pier 25 Staten Island to the south chimney of the Wrigley Plant; and shall clear said area immediately after being granted pratique. Whenever the area south of Pier 25 Staten Island is congested, vessels arriving at Quarantine and awaiting inspection may anchor in the northern section of Quarantine Anchorage. Such vessels must clear the anchorage within twenty-four (24) hours after being granted pratique. Vessels arriving for quarantine without docking orders may anchor in that portion of F. A. 23 which lies to the south of a line bearing 261° and ranging between Gowanus Flats Lighted Gong Buoy 22 and the northeast end of Pier 10 Staten Island. No vessel shall occupy this section of the anchorage for a period longer than 48 hours, unless a permit is obtained from the Captain of the Port for that purpose.

(2) Whenever the temporary quarantine anchorage off Staten Island is fully utilized, vessels shall anchor as directed by the Captain of the Port (See § 6.3-50, Quarantine Anchorage No. 44).

§ 6.3-25 *Explosives anchorage, Gravesend Bay, New York*—(a) *Anchorage No. 25.* To the northward of a line ranging 271.5° from Coney Island Light-house on Norton Point to the south point of Hoffman Island; to the eastward of a line ranging 342° through Main Channel Lighted Bell Buoy 20A, a point 250 yards due west from the west edge of Fort Lafayette and a point 300 yards due east from Robbins Reef Lighthouse; and to the southward of a line ranging 70° from Main Channel Lighted Bell Buoy 20A through Fort Hamilton Southwest Buoy 20.

§ 6.3-30 *Lower Bay anchorages, New York*—(a) *Anchorage No. 26A.* In Sandy Hook Bay to the southward of a line extending from Point Comfort to Sandy Hook Point Light.

(b) *Anchorage No. 26-B.* The portion of Anchorage No. 26A starting at a point 860 yards 211¼° true from Sandy Hook Point Light; thence 267½° true for a distance of 1390 yards; thence 169¾° true for a distance of 4100 yards; thence 112½° true for a distance of 1740 yards; thence 4850 yards 349½° true to point of beginning, is designated as an explosive anchorage for naval vessels.

(c) *Anchorage No. 26-C.* Those portions of Anchorages Nos. 26 and 28 within the following boundaries: starting at a point 1750 yards 277° true from Sandy Hook Point Light, thence 1300 yards 208° true parallel to the channel line, thence 600 yards 298° true, thence 1190 yards 006° true, thence along a line 107° true to starting point. The area is designated as an explosive anchorage. The Captain of the Port may authorize the use of this explosive anchorage by vessels loading or discharging explosives and when laden with explosives when he finds that the interests of commerce and national war effort will be promoted thereby and that the interest of safety will not be prejudiced thereby. No vessel shall occupy this anchorage without a permit from the Captain of the Port.

(d) *Anchorage No. 27.* Vessels may anchor on Romer Shoal and Flynn Knoll and south of Gedney Channel.

(e) *Anchorage No. 28.* To the southward of a line ranging 263° true from Coney Island Light to the Ferris Wheel at Midland Beach, S. I.; to the westward of a line ranging 183.5° true from Craven Shoal Lighted Bell Buoy 19A through West Bank East End Buoy 19, thence in succession to the buoys marking the east side of West Bank and the buoys on the west side of Chapel Hill cut; thence 182° to a line extending from Sandy Hook Point Light to Point Comfort, to the northward of the latter line, and the New Jersey Shore, to the eastward of a line bearing 353° from the head of the Keansburg Steamboat Dock at Point Comfort, through Great Kills Flats Buoy 4, to the Staten Island Shore.

(f) *Anchorage No. 28-A.* To the southward of a line ranging due east from the ruins of a bulkhead at Fort Wadsworth to Main Channel Lighted Bell Buoy 20A; to the westward of a line extended and ranging 167.5° true from Craven Shoal Lighted Gong Buoy 21-A and the Ambrose Channel Buoys 17-B, 17, 15, and 13 and northward of a line bearing 266° true and ranging between Coney Island Light and the Ferris Wheel at Midland Beach, S. I.

(1) This anchorage to be used by vessels in light draft.

§ 6.3-35 *Kill Van Kull anchorages*—

(a) *Anchorage No. 29.* To the westward of the westerly rack of the Bergen Point Ferry at Bayonne, N. J.; to the northward of a line ranging from the north end of Frank McWilliams, Inc. Pier 2, West New Brighton, Staten Island, New York; to the southwest corner of the pier, foot of Humphreys Avenue, Bayonne, N. J.; northward of a line ranging 258° from the inshore end of the Bergen Point Ferry at Bayonne, N. J.; thence northward of a line ranging 90° from Bergen Point Light; thence

southeastward of a line running 55° to the shore at Bergen Point.

(b) *Anchorage No. 32.* To the southward of a line from the northeast corner of ruins of former Downey Shipbuilding Company wharf to Kill Van Kull Lighted Buoy 11, and a line from thence to the northwest corner of Pier 7 at the foot of Mersereau Avenue, Mariners Harbor, Staten Island, N. Y.

§ 6.3-40 *Newark Bay anchorage*—

(a) *Anchorage No. 33.* To the west of Shooters Island between a line ranging from the southwest corner of Shooters Island to the twin spires on St. Peter's and Paul's Church, Elizabethport, and a line ranging from the north side of the dike at Port Ivory, Staten Island, to the northwest corner of Shooters Island.

(b) *Anchorage No. 34.* South of the bridge of the Central Railroad of New Jersey, to the westward of a line from a point on the bridge, 100 yards west of the west pier of the west lift span to Newark Bay Channel Buoy 5, and a line from thence to the east end of the dike north of Shooters Island; to the northward of the dike and to the eastward of a line ranging from the west end of the dike to the east end of the fill of the Central Railroad of New Jersey on the west side of the bay.

(c) *Anchorage No. 35.* To the northward of Anchorage No. 29, to the eastward of a line from the center of Bergen Point Light ranging to the west pier of west lift span of the Central Railroad of New Jersey bridge to a point off the north side of the pier of the Texas Company, and of a line from thence to a point 100 yards east of the east pier of the east lift span of the railroad bridge, and south of the bridge.

(d) *Anchorage No. 36.* To the southward of Port Newark Terminal Channel, and to the westward of a line ranging from a point 200 yards west of Newark Bay Light 3 to a point 100 yards west of the west pier of the west lift span of the Central Railroad of New Jersey Bridge, and north of said bridge.

(e) *Anchorage No. 37.* To the northward of the Central Railroad of New Jersey bridge and to the eastward of a line ranging from a point 200 yards east of the east pier of the east lift span of the bridge to a point 200 yards east of the east end of the lift span of the Lehigh Valley Railroad bridge, and south of the latter bridge.

(f) *Anchorage No. 38.* North of the Lehigh Valley Railroad bridge and to the eastward of the dredged channel in Newark Bay and Hackensack River as marked by red channel buoys and south of the Central Railroad of New Jersey bridge on the east side of the Hackensack River.

(g) *Anchorage No. 39.* In the area between the entrance channels of the Hackensack and Passaic Rivers to the northward of a line from the abutment of the Central Railroad of New Jersey bridge on the west side of the Hackensack River to Hackensack River Light 1, and of a line from thence to Newark Bay Light 5 and to the eastward to a line from said light ranging toward the southeast corner of the Texas Company wharf and a line ranging from the southeast



corner of Gross Wharf to the abutment and end of fill of the Central Railroad of New Jersey bridge on the east side of the Passaic River.

§ 6.3-45 *Arthur Kill anchorages—*

(a) *Anchorage No. 41.* The passage between Pralls Island and Staten Island included between a line running 29° from the extreme northwest point of Pralls Island to a point on Staten Island and a line from the southern point of Pralls Island to the north side of the mouth of Neck Creek at Linoleumville, Staten Island.

(b) *Anchorage No. 42.* To the eastward of lines ranging from the head of the Tottenville Shipyard Company pier at Tottenville, Staten Island, to the first pier of the Outerbridge Crossing west from the Staten Island shore; thence to Arthur Kill Light 6; thence to Arthur Kill Light 7; and thence to Arthur Kill Lighted Buoy 4A, and southward of a line from thence to Smoking Point.

§ 6.3-50 *Quarantine anchorage; Raritan Bay, New Jersey—*(a) *Anchorage No. 44.* A quarantine anchorage for vessels is established off Perth Amboy westerly of the Raritan Bay Channel leading into Arthur Kill, northeasterly of a line extending westerly from Raritan Bay Channel Lighted Buoy 15 through Anchorage Buoy A, easterly of a line extending 331°31' true through Great Beds Light, Cutoff Channel Light 1 and St. Peter's Church spire at Perth Amboy, and southeasterly of the Cutoff Channel between Raritan River and Arthur Kill.

(b) The following portion of Raritan Bay Quarantine Anchorage No. 44 is temporarily reserved for the anchorage of barges which are waiting the formation of tows and which do not draw over 22 feet of water:

(1) That portion of the Raritan Bay Quarantine Anchorage located southerly of a line extending westerly from Raritan Bay Channel Buoy 42 to Anchorage Buoy A.

§ 6.3-55 *General anchorages, Raritan Bay, New Jersey—*(a) *Anchorage No. 45.* Near Perth Amboy an area to westward, northward, and eastward, respectively, of the Raritan Bay Channel leading into Arthur Kill, the Raritan River Channel leading to South Amboy, and the cutoff channel between Raritan River and Arthur Kill, except that part of said area occupied by Quarantine Anchorage No. 44, described in § 6.3-50.

(b) *Anchorage No. 45-A.* Near Perth Amboy, westward of the cutoff channel between Raritan River and Arthur Kill, northward of the Raritan River Channel and easterly of the Central Railroad of New Jersey bridge across Raritan River, but not north of Market Street, Perth Amboy in Arthur Kill.

(c) *Anchorage No. 46.* Near Staten Island, to the westward of Lower Bay Anchorage No. 28, and to the northward of the dredged channel from the deep water of the Lower Bay to Seguine Point; in Princess Bay and off the Staten Island shore between Princess Bay and Ward Point to the northward and northward of Raritan Bay Channel and to the northeastward of the channel entrance to Arthur Kill.

(d) *Anchorage No. 47.* To the southward of the South Amboy channel from opposite the Sun Oil Company pier at South Amboy to South Amboy Channel Buoy 1; thence southward of a line in the direction of the boundary beacon to a point south of Raritan Bay Light 38A; thence southward of a line through Raritan Bay Buoy "EX" to Raritan Bay Light 7B; thence southward of a line to Raritan Bay Light 3A; thence southward of the buoys marking the south side of the dredged channel off Seguine Point to the west boundary of Lower Bay Anchorage No. 28; to the westward of said Anchorage No. 28, excluding Explosive Anchorage No. 49-D (see § 6.3-65), and excluding also a channel at Keyport Harbor bounded as follows: eastward, by a line ranging from Keyport Channel Buoy 1 to Keyport Channel Buoy 9; thence to Keyport Channel Buoy 11; thence to Channel Buoy 13; thence to the northeast corner of the easterly steamboat wharf; and thence by a line from the west corner of the old steamboat wharf to a point on the shore midway between Matawan and Oyster Creeks; westward, by a line extending from a point 400 yards west of Keyport Channel Buoy 1 tangent to the west shore line at the mouth of Matawan Creek.

§ 6.3-60 *Sheepshead Bay anchorages—*

(a) *Anchorage No. 48-A.* Within an area at the western end of the bay to the southward of a line 25 feet south of and parallel to the bulkhead wall along the south side of Emmons Avenue; to the eastward of a line 200 feet easterly of and parallel to the prolonged west side of East 15th Street; to the northward of a line 200 feet northerly of and parallel to the south side of Shore Boulevard, said line extending easterly to a point 60 feet easterly of its intersection with the prolonged easterly side of Dover Street; to the northward of a line from the last-mentioned point to a point 25 feet southerly of the south side of Emmons Avenue; and to the westward of a line parallel to and 25 feet west of the prolonged west side of Ocean Avenue.

(b) *Anchorage No. 48-B.* Within an area on the north side of, and in the east end of the bay to the southward of the established United States pierhead line on the north side of the bay; to the westward of the prolonged west side of Coyle Street; to the northward of a line from a point 90 feet south of said pierhead line in said prolonged west side of Coyle Street, ranging toward the intersection of the curb lines at the southwest corner of Shore Boulevard and Kensington Avenue; and to the northward of a line (intersecting said last-mentioned line westward of Brown Street, prolonged) extending westerly parallel to and 450 feet north of the south side of Shore Boulevard; to the northeastward of a line extending northwesterly from the point of intersection of the last-described line with the prolonged east side of East 28th Street, to a point on the prolonged east side of East 27th Street and 245 feet south of the established United States Pierhead line on the north side of the bay, and to the east-

ward of the prolonged east side of East 27th Street.

(c) *Anchorage No. 48-C.* Within an area on the south side of the bay to the southward of a line extending from a point 300 feet northerly from the south side of Shore Boulevard (perpendicular distance) and in the prolonged west side of Hastings Street, to a point on the prolonged east side of Mackenzie Street 250 feet north of the south side of Shore Boulevard, and southward of a line extending thence easterly parallel to, and 250 feet north of, said south side of Shore Boulevard; to the westward of the prolonged west side of Coyle Street; to the northward of a line parallel to, and 150 feet north of, the south side of Shore Boulevard; and to the eastward of the prolonged west side of Hastings Street.

§ 6.3-65 *Anchorage for explosives in New Jersey Flats and Raritan Bay—*(a) *Anchorage No. 49-B.* On the New Jersey Flats to the southward of a line drawn parallel to, and 500 yards to the south of, the Black Tom dredged channel, to the westward of a line ranging from the east end of the east landing pier on Bedloe's Island through Bayonne Terminal Lighted Buoy 1, Robbins Reef Lighted Gong Buoy 27 and Coast Guard Depot North Dock Light, and to the northward of a line parallel to and 400 yards north of a line ranging 131° true through Claremont Terminal Channel Buoy 2 and Main Channel Lighted Bell Buoy 29 toward a tall brick chimney near the front of 52nd Street, Brooklyn, New York; and east of a line ranging 36° from the tall chimney located on Constable's Hook and the black stack located on the Pennsylvania Railroad Greenville yard terminal; *Provided,* That this anchorage does not include any portion of the channel marked on the northwest by New Jersey Pierhead Channel North Entrance Lighted Bell Buoy 2, New Jersey Pierhead Channel North Entrance Buoy 4, New Jersey Pierhead Channel North Entrance Lighted Buoy 6; and on the southeast by New Jersey Pierhead Channel North Entrance Buoys 1, 3 and 5.

(1) Vessels shall not anchor within 800 yards of Bedloe's Island or within 500 yards of any pier.

(2) No vessel using this anchorage shall carry more than 20 tons of high explosives.

(3) No vessel carrying explosives of any kind shall anchor in this anchorage within 500 feet of any other vessel carrying high explosives; except that the Captain of the Port may authorize the placing of moorings not less than 500 feet apart within this area and the making fact thereto of not to exceed 3 barges at each mooring, provided the combined load of the barges at a mooring is not more than 20 tons of high explosives.

(4) Insofar as practicable, in the use of this anchorage, preference shall be given to vessels storing explosives for current consumption.

(5) In cases of great emergency and when weather conditions are such that it is impossible for barges, scows or lighters loaded with more than 20 tons of high explosives to proceed to Gravesend Bay or Raritan Bay, or lie at anchor there, such vessel may anchor temporarily in



the Jersey Flats anchorage, but in each case the Captain of the Port must be immediately notified, and such vessel will not remain so anchored without his special permission.

(b) *Anchorage No. 49-D*. An anchorage in Raritan Bay for barges or lighters loaded with explosives as follows: to the southward of a line ranging 70° from Raritan Bay Buoy "EX" to West Bank Light; to the westward of a line ranging 137° from tower of former Princess Bay Light to tower of former Waackaack Light; to the northward of a line ranging 250° from Old Orchard Shoal Light to Boundary Beacon; and to the eastward of a line ranging 306° from Boundary Beacon to Raritan Bay Buoy "EX".

§ 6.3-70 *Randall Bay, Freeport, Long Island, N. Y.*—(a) *The anchorage area*. Vessels may anchor at Randall Bay to the southward of a line 312 feet south of and parallel to the south side of Casino Street; to the eastward of a line 215 feet east of and parallel to the east side of West Side Avenue, said line extending southerly to a point 233 feet north of the prolonged north side of Clinton Street; to the northeastward of a line from the last-mentioned point to a point 243 feet southerly of the prolonged south side of Clinton Street and 210 feet east of the east side of Prospect Street; to the eastward of a line 210 feet east of and parallel to the east side of Prospect Street; to the northward of a line 25 feet north of and parallel to the prolonged north side of Suffolk Street; to the westward of a line 210 feet west of and parallel to the west side of South Long Beach Avenue, said line extending northerly to a point 222 feet south of the prolonged south side of Queens Street; to the southwestward of a line from the last-mentioned point to a point 74 feet northerly of the prolonged north side of Queens Street and 120 feet west of the west side of Roosevelt Avenue; and to the westward of a line 120 feet west of and parallel to the west side of Roosevelt Avenue.

(1) The Captain of the Port is authorized to issue permits for maintaining mooring buoys within the anchorage. The method of anchoring these buoys will be prescribed by the Captain of the Port. No vessel shall anchor in the anchorage in such a manner as to interfere with the use of a duly authorized mooring buoy.

(2) No vessel shall be navigated within Randall Bay at a speed exceeding 6 knots.

§ 6.3-71 *Execution Rock Anchorage in Long Island Sound, New York*—(a) *The anchorage area*. Westward of a line extending true north of Execution Rocks Light, to the northwestward of a line bearing 33.5° true and ranging from Hart Island Light to Execution Rocks Light, to the southward of a line bearing due east from chimney on Davenport Neck through Emerald Rock Buoy (HB) to the eastward of a line bearing 28° true from northwest corner of Hart Island to an intersection point of a line extending due east of ventilator on Huckleberry Island, thence due north.

§ 6.3-72 *Hempstead Harbor, Long Island Sound, New York*—(a) *The anchorage area*. Vessels may anchor in Hempstead Harbor to the west of a line bearing 316½° and extending from Matinicock Point to east end of Parsonage Point, a distance of 1,000 yards; to the south of a line bearing 59° ranging on a line from Sands Point Light to a point intersecting the eastern limits 1,000 yards from Matinicock Point; to the east of a line bearing 316° ranging from Hempstead Harbor breakwater light to Edgewater Point breakwater light.

#### FOURTH NAVAL DISTRICT

Sections 6.4-1 to 6.4-16, inclusive, are repealed and the following § 6.4-1 is substituted therefor.

#### *Anchorage and Restricted Areas*

§ 6.4-1 *Philadelphia, Pennsylvania* (a)—*The anchorage area*—(1) *Anchorage No. 1* (Port Richmond Anchorage). Located south of the channel, between the upper and lower ends of Petty Island, and between lines opposite Allegheny Avenue and Pier No. 80 North, near Norris Street, Philadelphia, marked by White Spar Buoys A, B, C, and D. (C and GS Chart 280).

Vessels having a draft less than twenty feet must anchor west of Pier No. 11 at Port Richmond. The area off the Crew Levick Wharf at Petty Island shall be restricted to facilitate the movement of vessels to and from the Company's wharf. Vessels must not cast anchor in the cable area indicated, except in a case of emergency.

(2) *Anchorage No. 2* (Cooper Point Anchorage). Located east of the channel; between lines marking the prolongation of the south side of Pier No. 25 North and the prolongation of the north side of Pier No. 40 North, Philadelphia. (C and GS Chart 280).

(3) *Anchorage No. 3* (Greenwich Anchorage). Located east of the channel; between Greenwich Point Lighted Buoy 48A and Greenwich Point Anchorage Buoy "2" at Kaighn Point. (C and GS Chart 280).

The area between Pier No. 2, New York Shipbuilding Corporation and the McAndrews and Forbes Company's Pier, Camden shall be restricted to facilitate the movement of car-floats to and from Bulson Street, Camden. Should the anchorage become so congested that vessels are compelled to anchor in the restricted area, they must move immediately when another berth is available.

(4) *Anchorage No. 4* (Gloucester Anchorage). Located southeast of the channel, between Howell Cove Buoy 48 and Greenwich Point Lighted Buoy 48A. (C and GS Chart 280).

(5) *Anchorage No. 5* (League Island Anchorage—Naval). Located north of the channel between lines which are a prolongation of the east side of Piers No. 1 and No. 7, at the Navy Yard, Philadelphia. This is a restricted Naval Anchorage. (C and GS Chart 280).

(6) *Anchorage No. 6* (Mantua Creek Anchorage). Located southeast of the channel marked by Mantua Creek An-

chorage Buoy A, B, C, and D, from a line running 0° true. (C and GS Chart 295).

(7) *Anchorage No. 7* (Thompson Point Anchorage). Located south of the channel and marked by a line bearing 0° true from Thompson Point and a line bearing 0° true from the east edge of Crab Point. (C and GS Chart 295).

(8) *Anchorage No. 8* (Marcus Hook Anchorage). (i) Located southeast of the channel commencing at Marcus Hook Range Lighted Buoy 6M and extending to line bearing 329° true from the lower end of Raccoon Island, New Jersey. (C and GS Chart 295).

(ii) A preferential area is hereby designated for the use of vessels awaiting quarantine inspection, between lines projected from the northeast and southwest boundaries of the United States quarantine station at Marcus Hook, Pennsylvania, and southeastward of the ship channel. Should the remainder of the anchorage be in use, the preferential area, when unoccupied, may be used by deep draft vessels not subject to quarantine inspection. The deep draft area of the quarantine anchorage is marked by Marcus Hook Range Lighted Buoy 6M, Marcus Hook Anchorage Buoy A, Marcus Hook Anchorage Quarantine Buoy C, and Marcus Hook Anchorage Buoy D. Light draft vessels should anchor northeastward from Marcus Hook Anchorage Buoy D. (C and GS Chart 295).

(9) *Anchorage No. 9* (Deepwater Point Anchorage). Located east of the Cherry Island Range channel and commencing at a line bearing 280° true from Deepwater Point Range front light, to a line bearing 112° true from the Christina River South Jetty Light. Vessels must not cast anchor in the cable area indicated except in a case of emergency. (C and GS Chart 294).

(10) *Anchorage No. 10* (Artificial Island Anchorage). Located in the vicinity of Reedy Island at the upper end of Artificial Island, to the eastward of Reedy Island Range Channel. The area is marked by Artificial Island Explosive Anchorage Buoys A (ex), B (ex), C (ex) and D (ex). (C and GS Chart 294).

(11) *Anchorage No. 11* (Restricted) (Five Mile Point Anchorage). Located north of the Fisher Point Range channel; between Pier No. 179 North and the Philadelphia Electric Company Pier below the Delair Railroad Bridge, Philadelphia. This anchorage shall be reserved for vessels under custody of the United States. No vessel shall occupy this anchorage without a permit from the Captain of the Port. (C and GS Chart 280).

(12) *Anchorage No. 12* (Restricted) (Petty Island Anchorage). Located south of Fisher Point Range Channel; between a prolongation of the north side of Pier No. 179 North to the prolongation of the north side of the Philadelphia Gas Works Company Pier, Philadelphia. This anchorage shall be reserved for vessels under custody of the United States. No vessel shall occupy this anchorage without a permit from the Captain of the Port. (C and GS Chart 280).

(13) *Anchorage No. 13* (Pea Patch Island Anchorage). Located east of New



Castle Range Channel, commencing at New Castle Range Buoy 4N and extending to a line bearing 64° true from Fort Delaware Light. This anchorage shall be available for general cargo vessels upon permission of the Captain of the Port. (C and GS Chart 294).

(14) *Anchorage No. 14 (General Anchorage)* (Bombay Hook Point Anchorage). Located west of Liston Range Channel, between a line bearing 228° true from Ship John Shoal Lighthouse and a line bearing 228° true from Delaware Bay Main Channel Lighted Bell Buoy "42." (C and GS Chart 1218).

#### FIFTH NAVAL DISTRICT

Section 6.5-15 (3) is amended by substituting the words "thence 1900 yards, 177° true" for the words "thence 1000 yards, 177° true".

Section 6.5-15, paragraph (4) is repealed, and the following area is substituted in lieu thereof:

(4) *Anchorage L-E Naval anchorage for amphibious craft.* The area between two parallel lines running 12° true from the East Jetty Light at Little Creek, and from a point on the beach 1.8 miles east of East Jetty Light, and extending from the shore to the southern boundary of Anchorage Area "B" as shown on USC&GS Chart No. 481.

Section 6.5-130 (a) is amended by adding the following passage:

*Passage No. 3:* A line drawn 221° 700 yards from a point beginning at Piney Point (38°08'01" N., 70°31'45" W.), thence easterly 90° for a distance of 1,250 yards, thence 301° to a point of beginning.

Subparagraphs (1) and (2) of § 6.5-130 (b) are amended by striking the words "Passages No. 1 and No. 2", and substituting in lieu thereof "Passages No. 1, No. 2 and No. 3".

Section 6.5-225 is amended to read as follows:

§ 6.5-225 *Chesapeake Bay, Lynnhaven Roads, restricted area—(a) The area.* Beginning at a point on the beach 1.8 miles east of East Jetty Light, at Little Creek, Va., thence on an angle 12° true to the south edge of Thimble Shoal Channel, thence along the south edge of Thimble Shoal Channel to a point made by an intersection of a line drawn on an angle of 12° true through Little Creek Harbor Approach Lighted Bell Buoy "2A" (FL. R.), thence in a southerly direction along said line extended to the shore, and thence easterly across Little Creek Inlet and along the shore to the point or place of beginning.

(b) *The regulations.* (1) No fish pounds stake or structures shall be located in the area described above.

(2) In accordance with general Captain of the Port regulations all boats shall stay at least three hundred (300) yards away from naval vessels and six hundred (600) yards away from any vessel displaying the red "baker" burgee.

Section 6.5-325 (a), subparagraph (6), is repealed.

#### SIXTH NAVAL DISTRICT

Sections 6.6-1 to 6.6-24, inclusive, are repealed and the following §§ 6.6-5 to 6.6-110, inclusive, are substituted therefor.

#### Anchorage Regulations

Sec.	
6.6-5	Port of Charleston, South Carolina.
6.6-7	Waters of the Cape Fear River, North Carolina.
6.6-10	Wilmington River, Thunderbolt Harbor, Georgia.
6.6-15	Turners Creek, Georgia.
6.6-20	Jacksonville, Florida.

#### Restricted areas

6.6-100	Waters of New River, North Carolina; firing sectors.
6.6-105	Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; gunnery and bombing target area, north of St. Marys Entrance.
6.6-110	Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; Aerial Practice Bombing and Gunnery Range, at the mouth of Nassau Sound, Florida.

#### Anchorage Regulations

§ 6.6-5 *Port of Charleston, South Carolina—(a) General anchorage.* The anchorage grounds shall include all the navigable portions of that harbor and the portions of Cooper, Ashley and Wando Rivers adjacent thereto except the following:

(1) *Areas of prohibited anchorage.*

(i) That portion of Cooper River which is bounded on the north by a true east and west line through the north customhouse wharf, on the east by Shutes Folly Island, on the south by a true east and west line through the south shore of Shutes Folly Island, and on the west by the waterfront of Charleston.

(ii) A ship channel between the jetties and the Navy Yard 600 feet wide (or as much wider as an improved channel may hereafter be dredged) following the established ranges and usual courses and passing east of Drum Island. Between the north customhouse wharf and the northernmost building ways of the Charleston Shipbuilding and Dry Dock Co. this shall include all the area between the eastern limit of said channel and the eastern waterfront of Charleston.

(iii) A ship channel 500 feet wide from the vicinity of the northernmost building ways of the Charleston Shipbuilding & Drydock Co. north through Town Creek Channel, following the established ranges and usual courses and connecting at both ends with the main channel.

(iv) A ship channel in Ashley River from its mouth to Standard Wharf 240 feet wide following the established ranges and usual courses and widened at the eastern end to connect with the main channel in Cooper River.

(v) The commonly used channel in Wando River with width of 200 feet.

(vi) A channel 200 feet wide in Hog Island Channel from Cooper River to the area opposite the mouth of Shem Creek having its northern limit along the line of lighted beacons in Hog Island Channel.

(vii) An area 1,200 feet wide extending from Ripley Shoal Light toward the head of the Seaboard Air Line wharf (foot of Hasell Street) to its junction with the prohibited area described in subdivision (i) of this subparagraph.

(viii) An area 1,200 feet wide extending from Ripley Shoal Light to Fort

Sumter light with its axis connecting these structures.

(ix) An area 1,200 feet wide extending from Fort Sumter Light to Old Fort Moultrie, with its axis connecting the centers of those structures.

(x) An area 1,200 feet wide extending from the tank at Ft. Johnson north to its junction with the prohibited area described in subdivision (viii) of this subparagraph, with its axis passing through the tank.

(xi) An area 900 feet in width, extending from the restricted area described in this subparagraph to Haddrell Point, with its axis passing through the center of nun buoy 36 and the center of the rear range light of the Mt. Pleasant Range, and with its axis turning at a point 600 yards beyond the rear range light of the Mt. Pleasant Range so as to run in a west-east line.

(xii) An area 900 feet in width in the vicinity of the Naval Degaussing Range, extending from the Range House east to Hog Island, with its axis passing through the centers of dolphins A, B, C, & D.

(2) *Anchorage for explosives.* Vessels carrying explosives in bulk may anchor only in that section of the Wando River, designated as "Anchorage for Explosives" which lies on the west side of that river between a point opposite the south end of Daniel Island and a point about one mile to the north: *Provided,* That vessels carrying explosives in bulk shall not anchor within 400 yards of each other, but this provision is not intended to prohibit lighters from lying alongside ships for the transfer of cargo. Located within the "Anchorage for Explosives" are three (3) sets of dolphins which may be assigned to explosives laden vessels. These sets of mooring dolphins are designated from south to north as X1, X2, and X3.

(3) *Special anchorages.* Special anchorages may be assigned by the Captain of the Port. Designated by a letter and numeral, these special anchorages are described below.

The distances and bearings for the centers of the following anchorages are from the tank on the Battery, Charleston, S. C. lat. 32°46'12" long. 79°55'56".

A 1	1,920 yards 131° true.
A 2	1,570 yards 136° true.
A 3	1,210 yards 141° true.
A 4	890 yards 153° true.
A 5	625 yards 174° true.
A 6	575 yards 216° true.
A 7	700 yards 249° true.
A 8	1,000 yards 268°30' true.
A 9	1,325 yards 278° true.
A 10	1,670 yards 284°30' true.
A 11	2,180 yards 290° true.
A 12	3,000 yards 296°30' true.
B 1	2,460 yards 029° true.
B 2	1,975 yards 035° true.
B 3	1,340 yards 059° true.
B 4	1,200 yards 078° true.
B 5	1,280 yards 099° true.
B 6	2,350 yards 129° true.
B 7	2,775 yards 126° true.
F 1	1,750 yards 087° true.
F 2	1,690 yards 098° true.
F 3	2,000 yards 094° true.
F 4	1,650 yards 108° true.
F 5	2,150 yards 103° true.
F 6	2,430 yards 111°30' true.
F 7	2,620 yards 111° true.
F 9	2,325 yards 090° true.



The distances and bearings for the centers of the following anchorages are from the tank at Fort Johnson. Lat. 32°45'09" long. 79°53'55".

B 8	850 yards 298° true.
F 8	1,075 yards 337° true.
F 10	2,075 yards 353° true.
F 11	2,075 yards 003° true.
F 12	2,075 yards 013° true.
C 1	2,200 yards 024° true.
C 2	1,800 yards 033° true.
C 3	2,440 yards 035° true.
C 4	2,100 yards 045° true.
C 5	2,650 yards 046° true.
C 6	2,370 yards 057° true.
C 7	2,875 yards 055° true.
C 8	2,575 yards 068° true.

The distances and bearings for the centers of the following anchorages are from Ft. Sumter Light. Lat. 32°45'11" long. 79°52'30".

C 9	1,280 yards 015° true.
C 10	590 yards 030° true.
C 11	1,080 yards 040° true.
C 12	1,175 yards 092° true.

The anchorage diameters are as follows: A 1 to A 12, 1050'; F 1 to F 5, 1050'; F 6 to F 8, 1200'; F 9 to F 12, 1050'; B 1 to B 8, 1400'; and C 1 to C 12, 1500'.

(b) *The regulations.* (1) Vessels assigned a special anchorage will place their anchors as near as possible in the center of the anchorage. Vessels not assigned a special anchorage will not place their anchors within the areas of prohibited anchorage, but vessels may be so anchored as to swing into these areas, provided that they are so placed, with reference to the customary winds, tides and currents of the harbor, that they will so swing only during slack water.

(2) Vessels must be anchored in such a way as not to interfere with the free navigation of channels of the port, including Cooper, Ashley and Wando Rivers, or to obstruct the approach to any pier or entrance to any slip, or to impede the movement of any ferry boat.

(3) Except in cases of great emergency, or when assigned a special anchorage by the Captain of the Port, no vessel shall be so anchored that it can swing within 400 feet of the eastern waterfront of Charleston, S. C.

(4) Except in cases of great emergency, or when assigned a special anchorage of the Captain of the Port, no light vessel (vessel not laden) nor small craft shall be anchored in Cooper River north of an east and west line through the north customhouse wharf.

§ 6.6-7 *Waters of the Cape Fear River, North Carolina*—(a) *The restricted area.* All waters of the Cape Fear River from its entrance inside of a line extending 146° true from Oak Island Coast Guard Station to a point tangent on the outer coast line of Smith Island, thence 1,775 yards, 280° true to Radio Beacon Tower; and to points 500 yards north of the Atlantic Coastline Railroad Bridge on the Cape Fear River and 500 yards north of the Atlantic Coastline Railroad Bridge on the northeast Cape Fear River.

(b) *The regulations.* No vessel under 100 feet in overall length, except public vessels, shall operate, navigate, anchor, or moor within the restricted area, without first obtaining permission to do so from the Captain of the Port, Wilming-

ton, North Carolina: *Provided*, That such vessels may transit the waters between point of entrance on the Intracoastal Waterway at Southport, North Carolina and Snow's Cut, on continuous passage during the hours between sunrise and sunset.

§ 6.6-10 *Wilmington River, Thunderbolt Harbor, Georgia.* (a) All azimuths are referred to the true meridian. The area in Wilmington River, in the vicinity of Thunderbolt Harbor, Georgia, described below is hereby established as anchorage grounds for vessels and the following rules and regulations relating thereto are hereby adopted:

To the westward of the following described line: A line bearing 183° (S. 3° W.), 480 feet, from the southeasterly corner of the outer end of the wharf of the Shrine Club to a buoy; thence bearing 204½° (S. 24½° W.), 2,280 feet, to the Maggioni Packing Plant.

*NOTE:* Temporary floats or buoys for marking anchors or moorings in place will be allowed in this area. Fixed mooring piles or stakes are prohibited.

(b) *The regulations.* (1) Except in cases of great emergency, no vessel shall anchor in Wilmington River, Georgia, between the State Highway Bridge, Thunderbolt, Georgia, and 4,000 feet to the southward, except in the anchorage areas hereby defined and established: *Provided, however*, That vessels may moor to any lawfully constructed wharf.

§ 6.6-15 *Turners Creek, Georgia.* (a) The area in Turners Creek, Georgia, in the vicinity of its mouth indicated on the appropriate U. S. C. & G. S. chart and more particularly described below, is hereby established as anchorage grounds for vessels, and the following rules and regulations relating thereto are hereby adopted:

To the southwestward of the following described line: A line beginning at a point on the northerly high water shore line of Wilmington Island 750 feet northwesterly from the Savannah Yacht Club wharf and bearing 34°25' (N. 34°25' E.), 200 feet, to a buoy; thence bearing 124°25' (S. 55°35' E.) 1,800 feet, to a buoy; thence bearing 214°25' (S. 34°25' W.), 150 feet, to the high water line of Wilmington Island.

*NOTE:* Temporary floats or buoys for marking anchors or moorings in place will be allowed in this area. Fixed mooring piles or stakes are prohibited.

(b) *The regulations.* (1) Except in cases of great emergency, no vessels shall anchor in Turners Creek between its mouth in Wilmington River and a point 4,000 feet to the eastward except in the anchorage area hereby defined and established: *Provided, however*, That vessels may moor to any lawfully constructed wharf.

§ 6.6-20 *Jacksonville, Florida*—(a) *The anchorage area*—(1) *Anchorage A.* The northern limits of this anchorage shall be about 1,200 yards south of drawbridge crossing the St. Johns River at Jacksonville, Florida, and extending on a line running east and west through Grassy Point Middle Ground Lower End Light No. 31. The southern limits of this

anchorage from Grassy Point Middle Ground Light No. 34 shall be a line running east to the eastern edge of anchorage. The eastern edge of the anchorage shall be a line running between Hedricks Point and La Vista Point, South Jacksonville, Florida. The western edge of the anchorage shall be a line from Grassy Point Middle Ground Light No. 34 to Winter Point, Jacksonville, Florida.

*NOTE:* Permanent anchorage for deep draft vessels.

(2) *Anchorage B.* The northern limits shall be the southern limits of Anchorage A. The eastern and western limits shall be the continuation of the eastern and western limits of Anchorage A. The southern limits shall be a line east and west from La Vista Point, South Jacksonville, Florida, to Sadler Point, Ortega, Jacksonville, Florida.

*NOTE:* Permanent anchorage for shallow draft vessels.

(3) *Anchorage C.* The southern and eastern limits of this anchorage are the shores of the St. Johns River. The western and northern limits are from a point on the shore line north to Twenty Foot Rock Buoy No. 81, thence to Commodore Point Lighted Buoy No. 79, thence NE x N 600 yards, thence east to Empire Point. This anchorage shall be an anchorage for vessels exceeding twenty-four feet in draft. No vessel shall remain in this anchorage more than twenty-four hours without obtaining a permit from the Captain of the Port.

(4) *Anchorage D.* The area included within the following buoys and lights: From Terminal Channel Light No. 7 to Cross Channel Buoy No. 78, to Arlington Cut Buoy No. 76 to Terminal Channel Light No. 5 and to Terminal Channel Light No. 7. No vessels shall anchor within 300 feet of Terminal Channel or Arlington Cut.

*NOTE:* Permanent anchorage for light draft barges and schooners.

(5) *Anchorage E.* From Six Mile Creek Cut Range Front Light No. 73, due west to Texas Company Wharf, thence to Chaseville Middle Ground Black and Red Buoy, thence NE x E to shore line 1,100 yards south of Chaseville, Florida. This anchorage shall be used only by vessels awaiting quarantine inspection, or by special permit from the Captain of the Port.

(6) *Anchorage F.* From Six Mile Creek Cut Range Front Light No. 73, to Chaseville Middle Ground Black and Red Buoy, thence NE x E to shore line 1,100 yards south of Chaseville, Florida.

*NOTE:* Permanent anchorage for deep draft barges and schooners.

(7) *Anchorage G. (Explosive).* The area to the westward of the Trout River Cut, Maine Ship Channel, St. Johns River, and to the northward of Red Nun Buoy No. 66. No vessel shall anchor within 200 yards of the Trout River Cut.

#### Restricted Areas

§ 6.6-100 *Waters of New River, North Carolina; firing sectors*—(a) *The danger zone.* The firing ranges include the



waters within eight sectors located as follows: (1) *Jacksonville River sector*. Bounded on the north by an east-west line passing through day marker No. 41, New River dredged channel; on the south by a line running S. 63°30' W. from Paradise Point to Ragged Point; including Northeast Creek up to a north-south line at long. 77°23'30" W.; and South-west Creek up to a point where it narrows to 200' width; including all water areas to the high water line.

(2) *Morgan Bay River sector*. Bounded on the north by a line running S. 63°30' W. from Paradise Point to Ragged Point; on the south by a line running N. 74°30' W. from Hadnot Point to Holmes Point; including Wallace Creek up to a north-south line at long. 77°22'00" W.; including all water areas to the high water line.

(3) *Farnell Bay River sector*. Bounded on the north by a line running N. 74°30' W. from Hadnot Point to Holmes Point; on the south by a line running S. 67° E. from Town Point to the south side of the mouth of French Creek; including French Creek up to a north-south line at long. 77°20'00" W.; including all water areas to the high water line.

(4) *Grey Point River sector*. Bounded on the north by a line running S. 67° E. from Town Point to the south side of the mouth of French Creek; on the south by a line running N. 63°30' W. from a point on the east side of New River opposite the head of Sneads Creek to the south side of the mouth of Stone Creek; including all water areas to the high water line.

(5) *Stone Creek sector*. That portion of the Grey Point River sector at the upper end of Stone Bay lying west of a north-south line at long. 77°26'00" W.; including all water areas to the high water line.

(6) *Stone Bay River sector*. Bounded on the north by a line running N. 68°30' W. from a point on the east side of New River opposite the head of Sneads Creek to the south side of the mouth of Stone Creek; on the south by Sneads Ferry Bridge; including all water areas to the high water line.

(7) *Courthouse Bay River sector*. Bounded on the north by Sneads Ferry Bridge; on the south by a line running S. 52° W. from Wilkins Bluff to Hall point; including all water areas to the high water line.

(8) *Traps Bay River sector*. Bounded on the north by a line running S. 52° W. from Wilkins Bluff to Hall Point; on the south by a line running N. 80° W. from Cedar Point to Inland Waterway Beacon No. 70, at the mouth of New River; thence S. 74° W. to Hatch Point; including all water areas to the high water line.

(b) *The regulations*. (1) Sailing vessels or any water craft having a speed of less than 5 miles per hour will keep clear of the closed sectors at all times after notices of firing have been given. Any vessel or other water craft propelled by mechanical power at a speed greater than 5 miles per hour may enter the firing sectors without restriction except when the signals enumerated in subparagraphs (4) and (5) of this paragraph are being displayed. When the above signals are displayed all vessels in the

sectors will clear immediately and no vessel will enter the sectors until the signals indicate that firing has ceased.

(2) Firing will take place during both daylight and nighttime hours, at irregular periods throughout the year.

(3) Two days in advance of the day when firing in any sector except the Stone Creek Sector is scheduled to begin, the Commanding Officer of the Marine Barracks, New River, North Carolina, will warn the public of the contemplated firing, stating the sector or sectors to be closed, through the public press and the U. S. Coast Guard. The Stone Creek sector may be closed without advance notice.

(4) A tower, 25 feet in height, shall be erected near the easterly shore at the upper and lower limits of each sector. On days when firing is scheduled, a red flag will be displayed on each of the towers bordering the sector or sectors to be closed. These flags will be displayed not later than 8:00 a. m., and will be removed when firing ceases for the day.

(5) During night firing, red lights will be displayed on the towers.

(6) These regulations shall be enforced by the Captain of the Port and by the Commanding Officer, Marine Barracks, New River, North Carolina, or such responsible agent or agents as they may jointly designate.

§ 6.6-105. *Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; gunnery and bombing target area, north of St. Marys Entrance—*

(a) *The danger zone*. The gunnery and bombing target area is located about 2.5 nautical miles off shore from Cumberland Island, Georgia, and 7.5 nautical miles north of the entrance to Fernandina Harbor, Florida, in a circle having a radius of one nautical mile with its center at north latitude 30°50'03" and west longitude 81°23'01". The military operations which will be carried on in the area consist of firing at a target raft cluster from weapons mounted in airplanes flying at various altitudes, and the dropping of practice aerial bombs from airplanes on points within the area. The target cluster will be located at the center of the danger area and there will be no additional marking of the area.

(b) *The regulations*. (1) No vessel or other craft shall enter or remain within the area designated during its use for target practice except as provided in subparagraph (4) of this paragraph.

(2) Bombing and target practice will take place in the area at frequent and irregular intervals throughout the year, regardless of season, and advance notice will be given of the date on which the first of such activities will begin. At intervals of not more than three months thereafter, notice will be given that practice is continuing. Such notices will appear in the local newspapers and in "Notice to Mariners".

(3) Prior to conduct of each practice, the danger area will be patrolled by naval aircraft which will warn navigation to leave the area by "zooming" a safe distance to the side. Upon receiving this signal any watercraft within the danger zone shall immediately leave it and no

craft shall enter the area until practice has ceased.

(4) These regulations shall not deny access to or egress from harbors contiguous to this danger area by regular cargo-carrying vessels, nor shall they deny traverse of portions of the danger area by regular cargo-carrying vessels proceeding on established steamer lanes. In case of the presence of any such vessel in the danger area, the officer in charge of gunnery and bombing operations shall cause the cessation or postponement of fire until the vessel has cleared the area. The vessel shall proceed on its normal course and not delay its progress.

(5) These regulations will be enforced by the Captain of the Port and by the Commandant, United States Naval Air Station, Jacksonville, Florida, and such other agencies as he may designate.

§ 6.6-110 *Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; Aerial Practice Bombing and Gunnery Range, at the mouth of Nassau Sound, Florida—*(a) *The Danger Zone—*(1) *The bombing range*. An area bounded by a circle having a radius of one nautical mile, the center being at latitude 30°30'00" N., longitude 81°25'45" W., on an unnamed island in the mouth of Nassau Sound.

(2) *The gunnery range*. An area in the Atlantic Ocean in the vicinity of the mouth of Nassau River, Florida, bounded as follows: Beginning at latitude 30°27'00" N., longitude 81°26'45" W.; thence north to latitude 30°37'00" N., longitude 81°26'45" W.; thence clockwise along the arc of a circle having a radius of seven nautical miles, the center being at latitude 30°30'00" N., longitude 81°25'45" W., on an unnamed island in the mouth of Nassau Sound, to latitude 30°27'00" N., approximate longitude 81°18'30" W.; thence west to the point of beginning.

(3) The operations which will be carried on in the area consist of the dropping of bombs from airplanes on points within the area and firing at targets from weapons mounted in airplanes flying at varying altitudes. Targets will be located on the unnamed island in the mouth of Nassau Sound, and the direction of fire will be seaward and confined as nearly as practicable between radii bearing 22°30' and 90°00' true.

(b) *The regulations*. (1) The danger area is open to navigation except when bombing or gunnery practice is being conducted, when no vessel or other craft shall enter or remain within the area except as provided in subparagraph (4) of this paragraph.

(2) Bombing and gunnery practice will take place in the area throughout the year, regardless of season, during the period between one hour after sunrise and one hour before sunset daily. At intervals of not more than three months, notices will be issued that such practice is continuing. Such notices will appear in the local newspapers and in the "Notice to Mariners".

(3) Prior to the conduct of each practice, the area will be patrolled by naval aircraft which will warn vessels to leave the area by "zooming" a safe distance to



the side. Upon receiving this signal, any watercraft within the danger zone shall leave it immediately and no craft shall enter the area until practice has ceased.

(4) These regulations shall not deny access to or egress from harbors contiguous to the danger area by regular cargo-carrying vessels, nor shall they deny traverse of portions of the danger area by regular cargo-carrying vessels proceeding in established steamer lanes. In case of the presence of any such vessel in the danger area, the officer in charge of gunnery and bombing practice shall cause the cessation or postponement of such operations until the vessel has cleared the area. The vessel shall proceed on its normal course and shall not delay its progress.

(5) These regulations will be enforced by the Captain of the Port, and by the Commandant, United States Naval Air Station, Jacksonville, Florida, and such agencies as he may designate.

#### TENTH NAVAL DISTRICT

Sections 6.10-1 to 6.10-10, inclusive, are repealed and the following §§ 6.10-1 to 6.10-120, inclusive, are substituted therefor.

#### Anchorage Areas

- 6.10-1 San Juan, Puerto Rico.  
6.10-10 St. Thomas Harbor, Charlotte Amalie, Virgin Islands.

#### Restricted and Prohibited Areas

- 6.10-100 San Juan Harbor, Puerto Rico; restricted seaplane operating area.  
6.10-105 Culebra Island; restricted area.  
6.10-110 Roosevelt Roads, Puerto Rico; restricted area in the vicinity of Vieques Passage; Vieques Island, Ensenada Honda, and Port Medio Mundo; naval anchorage and installations.  
6.10-115 St. Thomas, Virgin Islands; restricted area.  
6.10-120 St. Thomas, Virgin Islands; prohibited area.

#### Anchorage Areas

§ 6.10-1 *San Juan, Puerto Rico*—(a) *The anchorage area.* Anchorage grounds in the San Juan Harbor are bounded as follows: On the north by a line between Puntilla Point Light and Isle Grande Light. On the south by a line starting at Buoy 1 and extending 285°, 463 yards to the western boundary line. On the east by a line from Buoy No. 1 through positions of buoys marking the eastern edge of the harbor, 23½°, 990 yards to northern boundary. On the west by a line starting from a point 285°, 463 yards from Buoy No. 1 and extending 25°, 820 yards to the northern boundary line.

(1) Anchorage A comprises that part of the anchorage area described above which lies north of a line bearing 112° from Puntilla Point Light and between the east and west boundary line. Anchorage A shall be a general anchorage, vessels awaiting customs or quarantine shall use this anchorage. No vessel shall remain in this anchorage more than 12 hours without a permit from the Captain of the Port.

(2) Anchorage B (Restricted) comprises that part of the anchorage area described above, bounded on the north by a line bearing 112° from Puntilla Point

Light, on the south by a line extending 285° from Buoy No. 1 and on the east and west by the lines defining the anchorage area. No vessels shall anchor in Anchorage B without a permit from the Captain of the Port.

(3) Anchorage D comprises that part of San Antonio Channel which lies to the eastward of longitude 66°05'45" west. Anchorage D shall be a yacht and small craft anchorage.

§ 6.10-10 *St. Thomas Harbor, Charlotte Amalie, Virgin Islands*—(a) *The anchorage area*—(1) *Anchorage A.* (Inner harbor anchorage). The area inclosed by lines drawn as follows: To the southward of a line bearing 85° from the center of Ballast Island; thence to the eastward of a line bearing 146° from point (A), located 450 yards bearing 85° from the center of Ballast Island, to a point (B), 800 yards distance; thence to the northward of a line bearing 70° from point (B) to a point (C), 860 yards distant; and thence to the westward of a line bearing 340° from point (C) to a point (D), 500 yards distant.

(2) *Anchorage B.* (Outer harbor anchorage). The area inclosed by lines drawn as follows:

To the westward of a line bearing 180° from Scorpion Rock Lighted Buoy No. 1 to a point (A), 860 yards distant; thence to the northward of a line bearing 253° from point (A) to a point (B), 1530 yards distant; thence to the eastward of a line bearing 0° from point (B) to the southerly tip of Sprat Point, Water Island; and thence to the southward of a line drawn from Sprat Point to Cowell Point, Hassel Island and thence to Scorpion Rock Lighted Buoy No. 1, and thence to point of beginning.

NOTE 1: This area shall be used by vessels undergoing examination by Quarantine, Customs, Immigration, and Coast Guard Officers. Upon completion of these examinations, vessels shall move promptly to anchorage.

NOTE 2: This anchorage shall also be used for vessels having drafts too great to permit them to use the inner harbor anchorage. No vessel shall remain more than 48 hours in this anchorage without a permit from the Captain of the Port.

(3) *Anchorage D, East Gregerie Channel Anchorage* (Explosive). Which is bounded as follows: On the northeast by Hassel Island; on the southeast by the northwest boundary of Anchorage B; on the southwest by Water Island; and on the northwest by a line 55° from Banana Point Light, Water Island, to Hassel Island.

(4) *Anchorage E* (Small craft anchorage). All that area north of a line passing through the center of Ballast Island on a bearing of 25°.

NOTE: This anchorage shall be used by small vessels undergoing examination and also by small vessels anchoring under permit from the Captain of the Port.

#### Restricted and Prohibited Areas

§ 6.10-100 *San Juan Harbor, Puerto Rico*; restricted seaplane operating area—(a) *The area.* That portion of San Juan Bay located to the east and south of a line extending 205°, 1280 yards from Isle Grande Light, thence 270°, 715 yards

to San Juan Bay located to the east and south of a line extending to San Juan Harbor Lighted Buoy "12", thence 180°, 625 yards, and thence 90°, 455 yards to the north side of Catano Point. Limited portions of the areas are exempted as described below:

(1) Areas in Catano and Pueblo Viejo Bays located west of a north and south line tangent to Catano Point. These areas may be utilized for the anchorage of small craft.

(2) The channel and turning basin to the Graving Dock and the channel connecting the Graving Dock turning basin with the Martin Pena Channel. These areas may be utilized for the passage of vessels to and from the Graving Dock and the Martin Pena Channel.

(3) The channel from the U. S. Army Terminal in Pueblo Viejo Bay connecting with the Graving Dock Channel at a point near Buoy No. 2. This area may be utilized for the passage of vessels to and from the U. S. Army Terminal.

(b) *The regulations.* (1) Except as noted in subparagraphs (1), (2) and (3) of paragraph (a) of this section, no vessel shall operate or anchor within this area excepting those attendant upon seaplane operations. In event of emergency, the movement of vessels in the areas exempted from restrictions outlined above may be prohibited during such periods when their presence would endanger aircraft using the restricted areas.

(2) The Captain of the Port in cooperation with the Commanding Officer of the Naval Air Station, San Juan, shall enforce these regulations.

§ 6.10-105 *Culebra Island*; restricted area—(a) *The area.* An area enclosed by a line drawn northeasterly from Fungy Bowl 7 miles to latitude 18°26.5' N., longitude 65°16.8' W. and a line from this point 107°30' to latitude 18°25.1' N., longitude 65°12.1' W., a line from this point 7 miles southwesterly to Matojo Cay, a line from Matojo Cay to Scorpion Point, a line 180° from Scorpion Point to latitude 18°11' N., longitude 65°18.7' W., a line from this point 300° true to Hodgkins Shoal buoy, and a line 47° true from Hodgkins Shoal buoy to Fungy Bowl, the point of beginning.

(b) *The regulations.* (1) The above area is subject to use as a target area for bombing and gunnery practice. Appropriate notices will be issued to the public in advance of this activity by the officer in charge of such activity.

(2) These regulations shall be enforced by the Commander Training Group, Guantanamo Bay, Cuba, or his authorized representative.

NOTE: This area in no way supersedes Executive Order No. 8684 dated February 14, 1941 (6 FR 1016) which establishes the Culebra Island and the territorial waters between the extreme high water mark and the three mile boundary surrounding the island as a Naval Defensive Sea Area and a Naval Air Space Reservation.

§ 6.10-110 *Roosevelt Roads, Puerto Rico*; restricted area in the vicinity of Vieques Passage; Vieques Island, Ensenada Honda, and Port Medio Mundo; naval anchorage and installations—(a) *The area.* A strip, 1,500 yards wide along



all naval reservation shore lines, which strip extends over the following areas:

(1) From Point Figuera on east coast of Puerto Rico south to Point Puerda, and west to Point Cascajo and the mouth of the Daguao River.

(2) From Caballo Point on north shore of Vieques, west around the breakwater to Point Arenas, thence south and east to a point on the shore line one mile east of the site of the abandoned central at Playa Grande.

(3) From the entrance to Port Mosquito on the south coast of Vieques east to Conejo Point.

(4) An area, enclosed by an arc with a radius of 3,000 yards centered on Cabras Island Lighthouse and extending from Point Puerca to Point Cascajo, to be restricted at all times to craft not on official business.

(b) *The regulations.* No vessel shall enter or remain within the above-described areas at any time unless on official business, except that fishing vessels are permitted to anchor in Playa Blanca, passing through the restricted area to and from anchorage on as near a north-south course as sailing conditions permit. Under no conditions will fishing be permitted in the restricted area.

§ 6.10-115 *St. Thomas, Virgin Islands; restricted area*—(a) *The areas.*

(1) All of West Gregerie Channel.

(2) The water area within 100 yards of Water Island and all of Driuf and Flamingo Bay.

(3) That area in the east end of Long Bay inclosed by the shore line of the West Indian Oil Company Dock and a line starting at a point near the east end of the West Indian Oil Co. Dock in lat. 18°20'10", long. 64°55'13", thence 008° from 250 yards, thence 49° to the east shore of Long Bay.

(4) The water area inclosed by an arc of 300 yards radius using Muhleufels Point as a center.

(5) All of Lindbergh Bay and a channel 1,000 yards wide running 209° from Mosquito Point to the buoy at Porpoise Point Rock and 209° from Red Point 2,000 yards.

(b) *The regulations.* (1) No vessel except those engaged in Army or Navy operations shall navigate or anchor within the above described areas without the permission of the Captain of the Port of St. Thomas acting for the Army or Navy officer having jurisdiction over the area, but vessels may cross certain of the areas, provided such crossing is made in accordance with local regulations prescribed by the senior Army or Navy officers having jurisdiction over the areas.

(2) The Captain of the Port of St. Thomas, acting for the senior Army or Navy officer having jurisdiction, shall enforce these regulations.

§ 6.10-120 *St. Thomas, V. I.; prohibited area*—(a) *The area.* That area within 500 yards of the shore line of the U. S. Naval Station located in Little Krum Bay.

(b) *The regulations.* No vessel except those owned by the U. S. Army or the U. S. Navy shall enter the prohibited area above. The Captain of the Port of St. Thomas acting for the senior Army

or the senior Navy officer present shall enforce these regulations in the prohibited area established for the Army and the Navy, respectively.

[SEAL] JOSEPH J. O'CONNELL, Jr.,  
Acting Secretary of the Treasury.

Approved: April 24, 1946.

HARRY TRUMAN,  
The White House.

[F. R. Doc. 46-7191; Filed, Apr. 30, 1946;  
9:40 a. m.]

## TITLE 36—PARKS AND FORESTS

### Chapter I—National Park Service

#### PART 2—GENERAL RULES AND REGULATIONS

##### HOME OF FRANKLIN D. ROOSEVELT NATIONAL HISTORIC SITE; FEES

Paragraph (i) of § 2.55 *Fees*, is amended as follows:

Subparagraph (2) is amended by eliminating "Combined fee for Mansion and Franklin D. Roosevelt Library—\$0.36."

A new subparagraph (3) is added, as follows:

(3) A fee of 21 cents shall be charged each person entering the Home of Franklin D. Roosevelt National Historic Site. A combined fee of 42 cents may be charged each person for entrance to the Home of Franklin D. Roosevelt National Historic Site and the Franklin D. Roosevelt Library. No charge shall be made for children under 12 years of age when accompanied by adults assuming responsibility for their safety and orderly conduct, or for persons desiring to visit only the grave of Franklin D. Roosevelt, or visiting the Home on business.

(39 Stat. 535, 16 U.S.C. sec. 3; 49 Stat. 666, 16 U.S.C. sec. 462)

Issued this 29th day of April 1946.

[SEAL] J. A. KRUG,  
Secretary of the Interior.

[F. R. Doc. 46-7267; Filed, Apr. 30, 1946;  
3:25 p. m.]

## TITLE 43—PUBLIC LANDS: INTERIOR

### Subtitle A—Office of the Secretary of the Interior

[Order 2191]

#### PART 4—DELEGATION OF AUTHORITY

##### DELEGATION OF AUTHORITY TO CHIEF CLERK TO AUTHENTICATE COPIES OF DEPARTMENTAL RECORDS

Pursuant to the act of June 5, 1924 (43 Stat. 390, 391, ch. 264); the act of March 3, 1925 (43 Stat. 1141, 1142, ch. 462); the act of July 3, 1926 (44 Stat. 841, 854, ch. 771, 5 U.S.C. sec. 484), and the act of August 24, 1912 (37 Stat. 497, ch. 370, 5 U.S.C. sec. 488), it is hereby ordered as follows:

§ 4.5 *Authentication of copies of records or documents.* The Chief Clerk of the Department will hereafter sign the certificate to authenticate copies of records or documents of the Department

heretofore authenticated by the Secretary. This order does not affect the functions of authentication by any bureau official under the departmental regulations of August 4, 1915 (44 L. D. 235, 43 CFR, Subtitle A, Part 2), or under applicable statutes.

J. A. KRUG,  
Secretary of the Interior.

APRIL 26, 1946.

[F. R. Doc. 46-7297; Filed, May 1, 1946;  
9:57 a. m.]

## TITLE 46—SHIPPING

### Chapter II—United States Maritime Commission

#### Subchapter B—Regulations Affecting Maritime Carriers

[G. O. 61]

#### PART 221—DOCUMENTATION, TRANSFER OR CHARTER OF VESSELS

##### CITIZENSHIP OATH BY OWNERS OR MORTGAGEES OF U. S. VESSELS

Effective as of March 29, 1945, § 221.11 *Form of declaration to be filed by vendees, mortgagees or transferees of vessels under section 40, Shipping Act, 1916* is revised to read:

§ 221.11 *Citizenship oath by owners or mortgagees of vessels of the United States as required by section 40 of the Shipping Act, 1916, as amended.* Whenever any bill of sale, mortgage, hypothecation or conveyance of any vessel, or part thereof or interest therein is presented to any collector of customs to be recorded, the vendee, mortgagee or transferee shall file therewith, as provided by section 40 of the Shipping Act, 1916, as amended (sec. 4, 40 Stat. 902; 46 U.S.C. 838), an oath in writing as follows:

(a) For a corporation, to be executed by the president, secretary or treasurer thereof, Form No. 4557 (Rev. Mar. 29, 1945) and, where appropriate, Form No. 4557—A (Rev. Mar. 29, 1945); for an individual, Form No. 4558 (Rev. Mar. 29, 1945); or for a partner, joint owner, or member of co-partnership or unincorporated company or association, Form No. 4559 (Rev. Mar. 29, 1945).

(b) Said forms shall read respectively:

Form No. 4557

*Owner or Mortgagee of Vessel*

(Section 40, Shipping Act, 1916, as amended)  
U. S. C., Title 46, Sec. 838, 40 Stat. 902

UNITED STATES MARITIME COMMISSION

OATH OF OFFICER OF INCORPORATED COMPANY<sup>1</sup>

I, \_\_\_\_\_  
of \_\_\_\_\_  
swear or affirm that I am \_\_\_\_\_<sup>2</sup> of the  
\_\_\_\_\_<sup>3</sup> a corporation organized under  
the laws of the State of \_\_\_\_\_ with of-

<sup>1</sup> This oath is to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a corporation to any collector of customs for recording.

<sup>2</sup> Insert "President," "Secretary," or "Treasurer," as the case may be.

<sup>3</sup> Insert full corporate name of company.



files at \_\_\_\_\_; that said corporation is the owner (or)<sup>5</sup> mortgagee of the vessel called \_\_\_\_\_ of \_\_\_\_\_, official number \_\_\_\_\_, gross \_\_\_\_\_ net \_\_\_\_\_, built<sup>6</sup> in 19\_\_\_\_, at \_\_\_\_\_, as appears by \_\_\_\_\_ No. \_\_\_\_\_ issued at \_\_\_\_\_, 19\_\_\_\_, surrendered<sup>7</sup> \_\_\_\_\_; that

(Give cause of surrender)  
I am a citizen of the United States of America by birth, having been born at \_\_\_\_\_, (City) \_\_\_\_\_, on \_\_\_\_\_ (or)<sup>8</sup> \_\_\_\_\_ (State) \_\_\_\_\_ (Date of birth) \_\_\_\_\_ by naturalization before the \_\_\_\_\_ (Name of court) for \_\_\_\_\_ on \_\_\_\_\_ (District, county, or State) \_\_\_\_\_ (Date naturalized) \_\_\_\_\_, having been issued Naturalization Certificate No. \_\_\_\_\_;

that the president and managing directors of said corporation are citizens of the United States of America; that<sup>9</sup> the controlling interest (or)<sup>9</sup> seventy-five (75) per centum of the interest in said corporation is owned by citizens of the United States of America; that the title to<sup>4</sup> a majority of the stock (or)<sup>4</sup> seventy-five (75) per centum of the stock of said corporation is vested in citizens of the United States of America free from any trust or fiduciary obligation in favor of any person not a citizen of the United States of America, and that such proportion of the voting power of said corporation is vested in citizens of the United States; that through no contract or understanding is it so arranged that<sup>2</sup> the majority of the voting power (or)<sup>2</sup> more than twenty-five (25) per centum of the voting power of said corporation may be exercised, directly or indirectly, in behalf of any person who is not a citizen of the United States of America; that by no means whatsoever is<sup>3</sup> the control of said corporation (or)<sup>3</sup> the control of any interest in said corporation in excess of twenty-five (25) per centum conferred upon or permitted to be exercised by any person who is not a citizen of the United States of America.

Subscribed and sworn to before me<sup>1</sup> this day of \_\_\_\_\_, 19\_\_\_\_

If more than one vessel is involved, only one form of oath need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of affiant, appropriate reference is made to a schedule added to said affidavit, in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said affidavit is made.

Form No. 4557-A

(Explanatory clause prescribed by United States Maritime Commission for execution and attachment as and when desired by party making oath on behalf of corporate owner or mortgagee of vessel on form (No. 4557) prescribed by United States Maritime Commission pursuant to section 40 of the Shipping Act, 1916, as amended)

The basis for the statements of facts above recited with respect to the stock ownership

<sup>4</sup> Insert business address of corporation.  
<sup>5</sup> Strike out word or expression not appropriate.  
<sup>6</sup> Insert other means whereby vessel became entitled to American registry, when appropriate.  
<sup>7</sup> I. e., document now surrendered, or document last surrendered heretofore (U. S. C., Title 46, Sec. 808).  
<sup>8</sup> Strike out reference to naturalization if party is native-born citizen.  
<sup>9</sup> A notary or other person duly qualified and authorized by law to administer oaths.

and control of voting power of the company, is as follows: (1) The stock books of the company show that on (1)<sup>1</sup> \_\_\_\_\_, 19\_\_\_\_, (2)<sup>2</sup> \_\_\_\_\_ per centum of the outstanding stock of the company was owned of record by persons whose addresses on the stock books of the company are in the United States; (2) I know of no substantial change in such percentage since that date; and (3) investigation has failed to disclose the existence of facts or relationships with respect to voting power and control contrary to those above recited.

Form No. 4558

Owner or mortgagee of vessel

(Section 40, Shipping Act, 1916, as amended) U. S. C., Title 46, Sec. 838, 40 Stat. 902

UNITED STATES MARITIME COMMISSION

OATH OF VENDEE, TRANSFEREE, OR MORTGAGEE WHEN AN INDIVIDUAL<sup>1</sup> (SOLE OWNER OR SOLE MORTGAGEE)<sup>2</sup>

I, \_\_\_\_\_ of \_\_\_\_\_ swear or affirm that I am the sole owner,<sup>4</sup> (or) sole mortgagee,<sup>4</sup> of the vessel called \_\_\_\_\_ of \_\_\_\_\_, official number \_\_\_\_\_, gross \_\_\_\_\_, net \_\_\_\_\_, built<sup>6</sup> in 19\_\_\_\_ at \_\_\_\_\_ as appears by \_\_\_\_\_ No. \_\_\_\_\_ issued at \_\_\_\_\_, 19\_\_\_\_, surrendered<sup>7</sup> \_\_\_\_\_; (Give cause of surrender)

that I am a citizen of the United States of America by virtue of my birth in \_\_\_\_\_ (Place of birth, city and State) on \_\_\_\_\_ (Date of birth) (or)<sup>8</sup> by virtue of my naturalization under the laws of the United States before the \_\_\_\_\_ for \_\_\_\_\_ (Name of court) \_\_\_\_\_ (District, State, or county)

on \_\_\_\_\_ (Date of naturalization) having been issued Naturalization Certificate No. \_\_\_\_\_

Subscribed and sworn to before me<sup>1</sup> this day of \_\_\_\_\_, 19\_\_\_\_

<sup>1</sup> This date must be within 30 days of date of oath.

<sup>2</sup> The exact figure as disclosed by the stock books of the company must be given and the per centum figure must be not less than 65 per centum, except for an owner operating the vessel in the coastwise trade the per centum figure must be not less than 90 per centum.

<sup>3</sup> This oath to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a person in case vessel is owned by one individual, not in partnership, joint ownership, or an unincorporated company or an association. If more than one vessel is involved, only one form of oath need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of affiant, appropriate reference is made to a schedule added to said affidavit in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said affidavit is made.

<sup>4</sup> Strike out words not appropriate.  
<sup>5</sup> Insert other means whereby vessel became entitled to American registry, when appropriate.

<sup>6</sup> I. e., document now surrendered or document last surrendered heretofore (U. S. C., Title 46, Sec. 808).

<sup>7</sup> A notary or other person duly qualified and authorized by law to administer oaths.

Form No. 4559

UNITED STATES MARITIME COMMISSION

OWNER OR MORTGAGEE OF VESSEL

(Section 40, Shipping Act, 1916, as amended) U. S. C., Title 46, sec. 838, 40 Stat. 902

OATH OF PARTNER, JOINT OWNER, OR MEMBER OF COPARTNERSHIP OR UNINCORPORATED COMPANY OR ASSOCIATION<sup>1</sup>

I, \_\_\_\_\_ of \_\_\_\_\_

(Address)

swear or affirm that I am a member of the copartnership<sup>2</sup> (or) unincorporated company<sup>2</sup> (or) association doing business under the name of \_\_\_\_\_ (Name of firm or association)

with offices at \_\_\_\_\_ (Business address)

In the city of \_\_\_\_\_ State of \_\_\_\_\_; that the copartnership<sup>2</sup> (or) unincorporated company<sup>2</sup> (or) association<sup>2</sup> is the vendee, transferee, or mortgagee of the vessel called \_\_\_\_\_

of \_\_\_\_\_; official number \_\_\_\_\_; gross \_\_\_\_\_; net \_\_\_\_\_; built<sup>6</sup> in 19\_\_\_\_, at \_\_\_\_\_ as appears by \_\_\_\_\_ No. \_\_\_\_\_ issued at \_\_\_\_\_, 19\_\_\_\_, surrendered<sup>7</sup> \_\_\_\_\_;

(Give cause of surrender)

that I am a citizen of the United States of America by virtue of my birth at \_\_\_\_\_ (Place of birth, city and State) on \_\_\_\_\_ (Date of birth)

(or) by virtue of my naturalization before the \_\_\_\_\_ for \_\_\_\_\_ (Name of court) \_\_\_\_\_ (District, county, or State)

\_\_\_\_\_ (Date naturalized) having

been issued Naturalization Certificate No. \_\_\_\_\_ that said copartnership<sup>2</sup> (or) unincorporated company (or) association is composed of \_\_\_\_\_ part-

ners<sup>2</sup> (or) \_\_\_\_\_ members;<sup>2</sup> that each partner<sup>2</sup> (or) member of said firm, copartnership, unincorporated company, or association<sup>2</sup> is a citizen of the United States; that through no contract or understanding is it so arranged that the controlling interest<sup>2</sup> (or) more than twenty-five (25) per centum of the control of or interest in said vessel is vested in, conferred upon, or permitted to be exercised by, any person who is not a citizen of the United States.

Subscribed and sworn to before me<sup>1</sup> this day of \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_ (Number)

\_\_\_\_\_ (Number)

Subscribed and sworn to before me<sup>1</sup> this day of \_\_\_\_\_, 19\_\_\_\_

Subscribed and sworn to before me<sup>1</sup> this day of \_\_\_\_\_, 19\_\_\_\_

<sup>1</sup> This oath is to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a copartnership, association, or unincorporated company to any collector of customs for recording.

<sup>2</sup> Strike out word or expression not appropriate.

<sup>3</sup> Insert other means by which vessel became entitled to American registry, when appropriate.

<sup>4</sup> I. e., document now surrendered, or document last surrendered heretofore (U.S.C., title 46, sec. 808).

<sup>5</sup> A notary or other person duly qualified and authorized by law to administer oaths.

If more than one vessel is involved, only one form of oath need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of affiant, appropriate reference is made to a schedule



By order of the United States Maritime Commission.

[SEAL] A. J. WILLIAMS,  
Secretary.

APRIL 30, 1946.

[F. R. Doc. 46-7268; Filed, Apr. 30, 1946;  
3:31 p. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter I—Interstate Commerce Commission

[S. O. 480, Amdt. 2]

#### PART 95—CAR SERVICE

##### INCREASED MINE HOLDINGS OF UNBILLED BITUMINOUS COAL

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 30th day of April, A. D. 1946.

Upon further consideration of Service Order No. 480 (11 F.R. 3367), as amended (11 F.R. 4164); and good cause appearing therefor: *It is ordered*, That:

Service Order No. 480 (11 F.R. 3367), as amended (11 F.R. 4164), be, and it is hereby, further amended by substituting the following paragraph (e) in lieu of paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 7:00 a. m., May 15, 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 7:00 a. m., May 1, 1946; that copies of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-7312; Filed, May 1, 1946;  
11:30 a. m.]

## TITLE 50—WILDLIFE

### Chapter I—Fish and Wildlife Service, Department of the Interior

#### Subchapter Q—Alaska Commercial Fisheries

##### MISCELLANEOUS AMENDMENTS

The following changes and additions to subchapter Q are issued:

added to said affidavit, in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said affidavit is made.

#### PART 220—SOUTHEASTERN ALASKA AREA FISHERIES OTHER THAN SALMON

Section 220.20 is hereby amended to read as follows:

§ 220.20 *Closed seasons on Dungeness crabs.* Commercial fishing for Dungeness crabs is prohibited from May 1 to September 1, both dates inclusive, in the Sumner Strait and Stikine districts, and from June 15 to August 1, both dates inclusive, in the Icy Strait district.

#### PART 222—SOUTHEASTERN ALASKA AREA, ICY STRAIT DISTRICT, SALMON FISHERIES

Section 222.10 *Weekly closed period, salmon fishing*, is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "Provided, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

#### PART 223—SOUTHEASTERN ALASKA AREA, WESTERN DISTRICT, SALMON FISHERIES

Section 223.10 *Weekly closed period, salmon fishing*, is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "Provided, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

#### PART 224—SOUTHEASTERN ALASKA AREA, EASTERN DISTRICT, SALMON FISHERIES

Section 224.8a *Weekly closed period, salmon fishing*, is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "Provided, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

#### PART 226—SOUTHEASTERN ALASKA AREA, SUMNER STRAIT DISTRICT, SALMON FISHERIES

Section 226.10 *Weekly closed period, salmon fishing*, is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "Provided, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

#### PART 227—SOUTHEASTERN ALASKA AREA, CLARENCE STRAIT DISTRICT, SALMON FISHERIES

Section 227.9a *Weekly closed period, salmon fishing*, is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "Provided, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

#### PART 228—SOUTHEASTERN ALASKA AREA, SOUTH PRINCE OF WALES ISLAND DISTRICT, SALMON FISHERIES

Section 228.9 *Weekly closed period, salmon fishing*, is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "Provided, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

#### PART 229—SOUTHEASTERN ALASKA AREA, SOUTHERN DISTRICT, SALMON FISHERIES

Section 229.9 *Weekly closed period, salmon fishing*, is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "Provided, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

J. A. KRUG,  
Secretary of the Interior.

APRIL 30, 1946.

[F. R. Doc. 46-7311; Filed, May 1, 1946;  
11:23 a. m.]

## Notices

### OFFICE OF PRICE ADMINISTRATION.

[Order 141 Under 3 (e)]

#### PLUNKETT-WEBSTER LUMBER CO., INC.

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 3 (e) (1) of the General Maximum Price Regulation, *It is ordered*:

(a) The maximum prices for all uninstalled sales by a reseller of Weatherseal Shingle Panels manufactured by Weatherseal Division of the Plunkett-Webster Lumber Company, Inc., shall not exceed the sum of the following factors:

(1) The manufacturer's maximum f. o. b. plant price applicable to the shingle panel, as follows:

Weatherseal type:	
A panel.....	\$14.35
B panel.....	18.53
C panel.....	13.64
D panel.....	12.13
E panel.....	18.47
G panel.....	14.46

(2) Inbound transportation, at not exceeding common carrier rates, excluding unloading cost.

(3) A markup not in excess of 33 1/3 percent of the sum of items (1) and (2).

(b) To the maximum price thus computed, there may be added transportation expense to the destination specified by the purchaser, at the rate of 1/2 cent per mile for each panel, for each mile in excess of 25 miles from dealer's shipping point, with no allowance for return trip.

(c) The maximum price on an installed basis of the items covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251.

(d) The maximum net prices established by this order shall be subject to discounts and allowances in addition to those specified herein 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 during March 1942.

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



This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7224; Filed, Apr. 30, 1946; 11:37 a. m.]

[SO 142, Rev. Order 50]

WILLIAM BROS. BOILER AND MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

Revised Order No. 50 Under Supplementary Order No. 142 Adjustment provisions for sales of industrial machinery and equipment, William Bros. Boiler and Manufacturing Company (Docket No. 6083-136.21-676)

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by William Bros. Boiler and Manufacturing Company, Minneapolis, Minnesota, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142 or by Maximum Price Regulation 452 shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 12.4% of that price.

The phrase in this revised order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under Section 8 of Revised Maximum Price Regulation 136; § 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this revised order for the frozen price product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this revised order.

(d) The William Bros. Boiler & Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this revised order permits the reseller to increase his maximum net prices. A copy of each

such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

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

This revised order shall become effective as of March 21, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7240; Filed, Apr. 30, 1946; 11:38 a. m.]

[Rev. SO 119 and SO 142, Amdt. 1 to Order 56]

STEWART-WARNER CORP.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 56 Under Supplementary Order 142, Adjustment provisions for sales of industrial machinery and equipment and Revised Supplementary Order No. 119, Individual adjustments for reconverting manufacturers; Stewart-Warner Corporation. Docket Nos. 6083-SO 142-136-96 and 6069-RSO 119-236.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142 and sections 6 and 7 of Revised Supplementary Order No. 119; *It is ordered:*

Section (c) of Order No. 56, issued March 26, 1946, is hereby amended to read as follows:

The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: For all products excluding those covered by Maximum Price Regulation No. 452 the reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar and cents amount by which his net invoiced cost has been increased by reason of this order. For those products covered by Maximum Price Regulation No. 452, the reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

This amendment shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7241; Filed, Apr. 30, 1946; 11:38 a. m.]

[MPR 120, Order 1648]

MIKE MISKO ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with

§ 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

MIKE MISKO, DIXONVILLE, PA., MYRICK MINE, D SEAM, MINE INDEX NO. 5723, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT, DIXONVILLE, PA., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification.....	F	F	F	F	F
Rail shipment.....	370	370	370	340	340
Railroad locomotive fuel.....	355	355	340	330	330
Truck shipment.....	395	370	370	360	350

S. F. OWENS, R. F. D. No. 1, LE CONTES MILLS, PA., OWENS NO. 1 MINE, C SEAM, MINE INDEX NO. 5721, CLEARFIELD COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT, SURVEYOR, PA., DEEP MINE

	F	F	F	F	F
Rail and truck price classification.....	F	F	F	F	F
Rail shipment.....	370	370	370	340	340
Railroad locomotive fuel.....	355	355	340	330	330
Truck shipment.....	395	370	370	360	350

RUSSEL PELKEY, WESTPORT, PA., RUSSEL PELKEY MINE, B SEAM, MINE INDEX NO. 5651, CLINTON COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, WESTPORT, PA., DEEP MINE

	C	C	C	C	C
Rail and truck price classification.....	C	C	C	C	C
Rail shipment.....	405	400	380	365	365
Railroad locomotive fuel.....	355	355	340	330	330
Truck shipment.....	410	385	385	375	365

H. M. REINARD, R. D. No. 2, BROOKVILLE, PA., REINARD MINE, D SEAM, MINE INDEX NO. 1939, JEFFERSON COUNTY, PA., SUBDISTRICT 5, RAIL SHIPPING POINT, ANITA, PA., DEEP MINE

	E	E	E	E	E
Rail and truck price classification.....	E	E	E	E	E
Rail shipment.....	390	370	370	350	350
Railroad locomotive fuel.....	355	355	340	330	330
Truck shipment.....	400	375	375	365	355

<sup>1</sup> Previously established.



RIDGE MINING CO., DYSART, PA., RIDGE NO. 7 MINE, B SEAM, MINE INDEX NO. 5722, CLEARFIELD COUNTY, PA., SUBDISTRICT 13, RAIL SHIPPING POINTS, BELSENA, PA., DEEP AND STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification.....	D	D	D	D	D
Rail shipment.....	360	340	335	325	325
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	370	345	345	335	325

The foregoing maximum prices are applicable to strip mined coal. To determine the effective maximum prices for deep-mined coal add 35¢ per net ton to each of the foregoing maximum prices.

SUMMIT COAL MINING CO., BOX 421, INDIANA, PA., SUMMIT NO. 9 MINE, D SEAM, MINE INDEX NO. 5726, INDIANA COUNTY, PA., SUBDISTRICT 25, RAIL SHIPPING POINT, NESHOD, PA., STRIP MINE

	Size group Nos.				
	F	F	F	F	F
Rail and truck price classification.....	F	F	F	F	F
Rail shipment.....	335	335	335	305	305
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	360	335	335	325	315

WILMOTH AND PRUSHNOK, BOX 43, INDIANA, PA., WILMOTH AND PRUSHNOK NO. 2-E MINE, E SEAM, MINE INDEX NO. 5694, INDIANA COUNTY, PA., SUBDISTRICT 12, RAIL SHIPPING POINTS, GLEN CAMPBELL AND HOVERHURST, PA., STRIP MINE

	Size group Nos.				
	G	G	G	G	G
Rail and truck price classification.....	G	G	G	G	G
Rail shipment.....	330	330	315	305	305
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	355	330	330	320	310

This order shall become effective May 1, 1946.

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

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7225; Filed, Apr. 30, 1946; 11:38 a. m.]

[MPR 120, Order 1649]

D. R. MALSTER COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and

State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river

the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

D. R. MALSTER COAL CO., BOX 309, SHAWNEE, OHIO, MALSTER MINE, NO. 5 AND/OR NO. 6 SEAM, MINE INDEX NO. 4283, PERRY COUNTY, OHIO, SUBDISTRICT 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: SHAWNEE, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel.....	325	325	295	295	295	295	285	245	245	250	210	.....	250
Truck shipment.....	360	360	360	320	320	265	265	230	230	265	.....	.....	265

ROSS & HERNDON COAL CO., SHAWNEE, OHIO, ROSS & HERNDON MINE, NO. 6 SEAM, MINE INDEX NO. 4282, HOCKING COUNTY, OHIO, SUBDISTRICT 5 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: CARBON HILL, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel.....	365	365	325	325	325	325	305	280	270	305	245	.....	305
Truck shipment.....	390	390	390	350	350	290	290	250	240	290	.....	.....	290

STEWART COAL CO., DUNDAS, OHIO, MCCAPPAN NO. 4 MINE, NO. 4 SEAM, MINE INDEX NO. 4279, VINTON COUNTY, OHIO, SUBDISTRICT 7 FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT: HAMDEN, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel.....	371	371	341	341	341	341	311	281	271	301	.....	.....	311
Truck shipment.....	401	401	401	361	361	291	291	266	256	291	.....	.....	291

STEWART COAL CO., DUNDAS, OHIO, MCCAPPAN NO. 5 MINE, NO. 5 SEAM, MINE INDEX NO. 4280, VINTON COUNTY, OHIO, SUBDISTRICT 7, FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT, HAMDEN, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel.....	371	371	341	341	341	341	311	281	271	301	.....	.....	311
Truck shipment.....	401	401	401	361	361	291	291	266	256	291	.....	.....	291

This order shall become effective May 1, 1946.

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

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7226; Filed, Apr. 30, 1946; 11:38 a. m.]

[MPR 120, Order 1650]

DILTS AND KANARR ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for

truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

DILTS AND KANARR, C/O WILLIAM DILTS, COMMODORE, PA., SIVERD MINE, D SEAM, MINE INDEX NO. 5716, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT, DIXONVILLE, PA., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification.....	F	F	F	F	F
Rail shipment.....	370	370	370	340	340
Railroad locomotive fuel.....	355	355	340	330	330
Truck shipment.....	395	370	370	360	350

DUGAN COAL MINING CO., OSCEOLA MILLS, PA., DU SHAN NO. 4 MINE, A SEAM, MINE INDEX NO. 5712, CENTRE COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT, TROUT RUN NO. 1, PA., DEEP MINE

	Size group Nos.				
	H	H	H	H	H
Rail and truck price classification.....	H	H	H	H	H
Rail shipment.....	365	365	345	320	320
Railroad locomotive fuel.....	355	355	340	330	330
Truck shipment.....	385	365	365	350	340

DUNLO COAL CO., INC., 1300 GRAHAM AVENUE, WINDBER, PA., TROY NO. 11 MINE, B SEAM, MINE INDEX NO. 5727, CAMBRIA COUNTY, PA., SUBDISTRICT 31, RAIL SHIPPING POINT, LILLY, PA., STRIP MINE

	Size group Nos.				
	A	A	A	A	C
Rail and truck price classification.....	A	A	A	A	C
Rail shipment.....	385	370	360	245	330
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	385	360	360	350	330



ELLIOT COAL MINING CO., 8 NORTH FRONT STREET, PHILIPSBURG, PA., ELLIOT-HASSINGER MINE, A SEAM, MINE INDEX NO. 5706, CENTRE COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT, OSCEOLA MILLS, PA., AND PHILIPSBURG, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification.....	H	H	H	H	H
Rail shipment.....	330	330	310	285	285
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	350	330	330	315	305

<sup>1</sup> Subject to the provisions of Revised Order No. 1548 under MPR 120.

ELLIOT COAL MINING CO., 8 NORTH FRONT STREET, PHILIPSBURG, PA., ELLIOT-VAUGHN MINE, A SEAM, MINE INDEX NO. 5707, CENTRE COUNTY, PA., SUBDISTRICT 21, RAIL SHIPPING POINT, OSCEOLA MILLS, PA., STRIP MINE

	Size group Nos.				
	H	H	H	H	H
Rail and truck price classification.....	H	H	H	H	H
Rail shipment.....	330	330	310	285	285
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	350	330	330	315	305

<sup>1</sup> Subject to the provisions of Revised Order No. 1548 under MPR 120.

NICK & JOSEPH FERRARA, ANITA, PA., FERRARA NO. 4 MINE, D SEAM, MINE INDEX NO. 5720, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, ANITA, PA., DEEP MINE

	Size group Nos.				
	E	E	E	E	E
Rail and truck price classification.....	E	E	E	E	E
Rail shipment.....	390	370	370	350	350
Railroad locomotive fuel.....	355	355	340	330	330
Truck shipment.....	400	375	375	365	355

PETEROLF COAL COMPANY, POXTONVILLE, PA., PETEROLF NO. 1 MINE, A SEAM, MINE INDEX NO. 5732, CENTRE COUNTY, PA., SUBDISTRICT 21, RAIL SHIPPING POINT, OSCEOLA MILLS, PA., STRIP MINE

	Size group Nos.				
	H	H	H	H	H
Rail and truck price classification.....	H	H	H	H	H
Rail shipment.....	330	330	310	285	285
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	350	330	330	315	305

HELLETT COAL CO., BOX 214, NEW BETHLEHEM, PA., ADAMS NO. 1-D MINE, D SEAM, MINE INDEX NO. 5713, JEFFERSON COUNTY, PA., SUBDISTRICT 4, RAIL SHIPPING POINT, NEW BETHLEHEM, PA., STRIP MINE

	Size group Nos.				
	G	G	G	H	H
Rail and truck price classification.....	G	G	G	H	H
Rail shipment.....	330	330	315	285	285
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	355	330	330	315	305

This order shall become effective May 1, 1946.

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

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7227; Filed, Apr. 30, 1946; 11:39 a. m.]

[MPR 120, Order 1651]

CENTERS AND AMBURGEY COAL CO. ET AL.  
ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with

§ 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall

CENTERS & AMBURGEY COAL CO., WHITESBURG, KY., CENTERS & AMBURGEY COAL CO. MINE, WHITESBURG SEAM, MINE INDEX NO. 7718, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BELCRAFT, KY. F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

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

H. & K. COAL CO., C/O W. B. KREIS, WHITESBURG, KY., H. & K. COAL CO. MINE, ELEHORN SEAM, MINE INDEX NO. 7725, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, MAYKING, KY. F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Price classification.....	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipments and railroad fuel.....	380	375	365	365	360	350	330	325	325	360	315	310	300	295
Truck shipment.....	395	375	350	350	335	310	275	270						

PECK'S MILL COAL CO., C/O HILLARD MARCUM, VERDUNVILLE, W. VA., MARCUM MINE, LOWER WAR EAGLE SEAM, MINE INDEX NO. 7700, LOGAN COUNTY, KY., SUBDISTRICT 5, RAIL SHIPPING POINT, PECK'S MILL, W. VA. F. O. G. 150, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	R	R	R	R	L	L	K	H	F	H	D	F	F	F
Price classification.....	R	R	R	R	L	L	K	H	F	H	D	F	F	F
Rail shipment.....	345	340	335	335	335	335	325	320	320	355	315	310	305	305
Railroad fuel.....	345	340	335	335	335	335	325	325	325	355	315	310	305	305
Truck shipment.....	395	375	350	350	335	310	275	270						

<sup>1</sup> Subject to the provisions of Second Revised Order No. 1432 under MPR 120, as amended.

This order shall become effective May 1, 1946.

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

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7228; Filed, Apr. 30, 1946; 11:39 a. m.]

[MPR 120, Order 1652]

HOBART DANIEL AND WATTS SMOKELESS COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as

be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel, are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

set forth herein. All are in district No. 7. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.218 and all other provisions of Maximum Price Regulation No. 120.



HIGH VOLATILE

HOBART DANIEL, BOX 304, FAYETTEVILLE, W. VA., NEFF MINE, GILBERT SEAM, MINE INDEX No. 1095, FAYETTE COUNTY, W. VA., SUBDISTRICT 2, RAIL SHIPPING POINT, WINONA, W. VA., DEEP MINE

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification.....	L	L	L	L	F	F	E	E	C	E	A	A	A	A
Rail shipment.....	385	385	380	380	390	375	345	340	335	405	340	340	340	335
Truck shipment.....	455	390	420	330	305	300								

WATTS SMOKELESS COAL CO., RUPERT, W. VA., WATTS SMOKELESS COAL CO. MINE, SEWELL SEAM, MINE INDEX No. 1097, NICHOLAS COUNTY, W. VA., SUBDISTRICT 1, RAIL SHIPPING POINT, LEE, W. VA., DEEP MINE

	Size group Nos.													
	D	D	C	A	A	B	B	C	C	C				
Price classification.....	D	D	C	A	A	B	B	C	C	C				
Rail shipment.....	410	420	430	385	375	410	380	345	340	335				
Truck shipment.....	495	415	445	380	365	360								

Railroad locomotive fuel: for the following mine index No. 1095:  
 Any single-screened lump or double-screened coals..... 345  
 Run of mine..... 330  
 Resultants run of mine larger than 2 1/4" x 0 but not exceeding 6" x 0..... 310  
 Screenings 2 1/2" x 0 and smaller..... 305

For mine index No. 1097:  
 Any single-screened lump or double-screened coals..... 395  
 Run of mine..... 380  
 Screenings larger than 1 1/4" x 0 but not exceeding 2 1/2" x 0..... 365  
 Screenings 1 1/4" x 0 and smaller..... 340

This order shall become effective May 1, 1946.

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

Issued this 30th day of April 1946.

PAUL A. PORTER,  
 Administrator.

[F. R. Doc. 46-7229; Filed, Apr. 30, 1946; 11:39 a. m.]

[MPR 120, Order 1653]

COSNER COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to

the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

COSNER COAL CO., c/o BIRD COAL CO., AGENT, 1400 PEN SOUTH PENN SQUARE, PHILADELPHIA, PA., COSNER No. 1 MINE, M. V. FREEPORT SEAM, MINE INDEX No. 2210, PRESTON COUNTY, W. VA., RAIL SHIPPING POINT, TUNNELTON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	J	J	J	J	J
Rail shipment and railroad fuel.....	333	333	318	318	318
Truck shipment.....	343	343	313	308	298

EAST FAIRMONT COAL CO., c/o F. L. TREASURE, GEN. DEL., EASTSIDE P. O., FAIRMONT, W. VA., EAST FAIRMONT MINE, PITTSBURGH SEAM, MINE INDEX No. 2209, MARION COUNTY, W. VA., RAIL SHIPPING POINT, KINGMONT, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail and river shipment and railroad fuel.....	308	308	288	283	273
Truck shipment.....	343	343	313	308	298

HENCKEL COAL CO., BUCKHANNON, W. VA., RAMSEY MINE, REDSTONE SEAM, MINE INDEX No. 2211, UPSHUR COUNTY, W. VA., RAIL SHIPPING POINT, BUCKHANNON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	F	F	H	F	F
Price classification.....	F	F	H	F	F
Rail shipment and railroad fuel.....	308	308	278	283	273
Truck shipment.....	343	343	313	308	298

J. E. VINCENT CO., BOX 492, CLARKSBURG, W. VA., DONNA MINE, PITTSBURGH SEAM, MINE INDEX No. 2207, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT, CLARKSBURG AND/OR LIMESTONE JUNCTION, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	308	308	288	283	273
Truck shipment.....	343	343	313	308	298

WOLFE COAL CO., KINGWOOD, W. VA., LINCOLN MINE, M. V. FREEPORT SEAM, MINE INDEX No. 2208, PRESTON COUNTY, W. VA., RAIL SHIPPING POINT, NEWBURG, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	J	J	J	J	J
Price classification.....	J	J	J	J	J
Rail shipment and railroad fuel.....	333	333	318	318	318
Truck shipment.....	343	343	313	308	298

DEVAULT & SKINNER, R. F. D. No. 1, WATSON, W. VA., DEVAULT MINE, PITTSBURGH SEAM, MINE INDEX No. 2212, MARION COUNTY, W. VA., RAIL SHIPPING POINT, KINGMONT, W. VA., DEEP AND STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	DE	DE	DE	DF	DF
Rail and river shipment and railroad fuel.....	318	313	298	283	273
Truck shipment.....	343	343	313	308	298

The current maximum prices applicable to coals included in size groups Nos. 4 and 5 which are shipped by rail or river and which have a sulfur content of 1.35 percent or under, are 298 and 293 per net ton, respectively.

This order shall become effective May 1, 1946.

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

Issued this 30th day of April 1946.

PAUL A. PORTER,  
 Administrator.

[F. R. Doc. 46-7230; Filed, Apr. 30, 1946; 11:40 a. m.]

[RMFR 169, Order 83]

BEN GROSSMAN

ESTABLISHMENT OF MAXIMUM PRICES

An opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169; *It is hereby ordered:*

(a) That the maximum price for "Uncle Ben's Famous Liberty Steak" produced and sold by Ben Grossman is 42 1/2 cents per pound, f. o. b. his place of business at 987 Fulton Street, Brooklyn, New York. He may sell this item only to purveyors of meals or to intermediate distributors for resale to purveyors of meals. This maximum price is applicable only where the item is produced in accordance with the method described in his application for a price.

(b) He shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during any three month period beginning October 1, January 1, April 1 and July 1 a total volume by weight of this specialty steak product in excess of 1,000 pounds.

(c) With the first purchase of this product after the effective date of this order by a purveyor of meals, Ben Grossman shall supply the purchaser with the following written notice:

NOTICE TO PURVEYORS OF MEALS

The Office of Price Administration has, by order authorized me to sell "Uncle Ben's Famous Liberty Steak" to purveyors of meals for not more than 42 1/2 cents per pound, f. o. b. my place of business.

(d) The maximum price for sales of "Uncle Ben's Famous Liberty Steak" by any intermediate distributor shall be 42 1/2 cents per pound, f. o. b. the seller's place of business.

(e) Ben Grossman shall supply each such intermediate distributor (one who



purchases the steaks from him for resale) upon his initial purchase of said specialty steak product, with the following written notice:

**NOTICE TO DISTRIBUTORS OF "UNCLE BEN'S FAMOUS LIBERTY STEAK"**

The Office of Price Administration has, by Order, authorized me to sell "Uncle Ben's Famous Liberty Steak" for not more than 42½ cents per pound to purveyors of meals and to intermediate distributors who purchase the item for re-sale to purveyors of meals. We may sell to you at a discount but you must resell the item to purveyors of meals only and your ceiling price is 42½ cents per pound f. o. b. your place of business. You must notify each purveyor of meals upon his initial purchase of this item of the maximum price established for sales of this product.

(f) Not later than the 10th day following each three month quota period, Ben Grossman must submit a statement to the Office of Price Administration at Washington, D. C., showing the total volume of the aforesaid specialty steak product sold to purveyors of meals and to intermediate distributors, separately itemized for such three month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, the order shall be subject to revocation. After the 10th day following any three month quota period Ben Grossman shall not sell or deliver said specialty steak product until such statement has been submitted to the Office of Price Administration, Washington, D. C.

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

This order shall become effective as of April 1, 1946.

Issued this 30th day of April 1946.

**PAUL A. PORTER,**  
*Administrator.*

[F. R. Doc. 46-7231; Filed, Apr. 30, 1946; 11:35 a. m.]

[MPR 188, Order 15 Under Order 4418]

**ERO MANUFACTURING CO.**

**ADJUSTMENT OF MAXIMUM PRICES**

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Ero Manufacturing Company, of 714-718 W. Monroe Street, Chicago 6, Illinois, may sell and deliver its Code No. 47 Hollywood Fibre Automobile Seat Cover to retailers at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following adjustment charges:

Model:	Adjustment charge
Coupe A.....	\$1.94
Coupe B.....	1.96
Coupe C.....	1.14
Coupe D.....	1.07
Coupe H.....	.97
Coach A.....	2.14

Model—Continued	Adjustment charge
Coach B.....	\$2.23
Coach C.....	2.05
Coach D.....	2.15
Coach E.....	2.28
Coach H-F.....	2.34
Coach K.....	1.99
Sedan A.....	1.93
Sedan B.....	2.08
Sedan D.....	2.15
Sedan E.....	2.20
Sedan H-F.....	2.21
Sedan K.....	1.85

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order 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 maximum price. For the purposes of this order, 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 articles 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 maximum 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 by OPA Form 620-759 with regard to how he determined his maximum 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 maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subjected to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

**PAUL A. PORTER,**  
*Administrator.*

[F. R. Doc. 46-7232; Filed, Apr. 30, 1946; 11:35 a. m.]

[MPR 188, Order 16 Under Order 4418]

**LIPSCHULTZ BROS.**

**ADJUSTMENT OF MAXIMUM PRICES**

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Lipschultz Bros., of 317 Sibley Street, St. Paul 1, Minnesota, may sell and deliver to jobbers and chain stores, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following amounts:

	Adjustment charge
Tuxedo automobile seat covers	
Coupe and coach, front seats.....	\$0.88
Two and four-door sedans without rear center arm rests.....	1.07
Two and four-door sedans with rear center arm rests.....	1.51

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order 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 maximum price. For the purposes of this order, 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 articles 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 maximum price in this may need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his maximum 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 maximum price under § 1499.3 (c) of the General Maximum Price



Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7233; Filed, Apr. 30, 1946;  
11:36 a. m.]

[MPR 188, Order 4984]

E. F. NOVELTIES

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 § 1499.159c of Maximum Price Regulation No. 188, and section 6.4 of Second Revised SR 14, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by E. F. Novelties, 2018 Monterey Avenue, Bronx 57, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumer
		Jobbers	Retailers	
Rayon silk bed lamp with braid trim.....	BL	Each \$1.70	Each \$2.00	Each \$3.60

These maximum prices are for the articles described in the manufacturer's application dated March 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons

other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

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

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

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

(f) This order shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7234; Filed, Apr. 30, 1946;  
11:36 a. m.]

[MPR 591, Order 461]

ZEROBOX 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 freezers manufactured by the Zerobox Company, 11 Market Place, Hudson, New York, and as described in the applications dated February 5 and March 5, 1946, which are on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
20 cu. ft. ½ hp. condensing unit.....	\$330.00	\$396.00	\$600.00
30 cu. ft. ½ hp. condensing unit.....	440.00	528.00	880.00
4½ cu. ft. ½ hp. condensing unit.....	140.00	168.00	280.00

(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 Zerobox Company of Hudson, New York, shall stencil on the inside lid or cover of the freezers covered by this order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 461 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 May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7236; Filed, Apr. 30, 1946;  
11:40 a. m.]

[MPR 591, Order 462]

GENERAL TIRE AND RUBBER 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 list prices, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, and commercial and industrial users of the following commodities manufactured by the General Tire and Rubber Company of Pasadena, California, and described in its application dated March 28, 1946, shall be:

Model 50200 chrome plated kitchen ledge type faucet complete with swing spout, less spray attachment... \$5.60  
 Model 50100 chrome plated kitchen ledge type faucet complete with swing spout and spray attachment... 7.90

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to plumbing and heating jobbers shall be the maximum list prices specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum prices specified in (a) and (b) above for sales by the General Tire and Rubber Company of Pasadena, California, shall be f. o. b. point of manufacture with actual freight allowed up to \$1.50 per cwt. on 100 pounds or more.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with the provisions of Maximum Price Regulation No. 251.

(f) Each seller, except a retailer, 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.

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

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-7237; Filed, Apr. 30, 1946; 11:40 a. m.]

[MPR 591, Order 463]

HABER AND SALZ

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 for sales by any person to consumers of the following shower doors and tub enclosures

manufactured by Haber and Salz, San Francisco, California, and as described in the application dated January 11, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

*Glass shower door*

Model #100 glass shower door, 1 1/4" polished aluminum frame, size 24" x 60"-----	\$33.00
Model #101 glass shower door with ornament, 1 1/4" polished aluminum frame, size 24" x 60"-----	38.00
Model #102 glass shower door with grille, 1 1/4" polished aluminum frame, size 24" x 60"-----	45.00
Model #103 glass tub enclosure with two sliding panels, 1 1/4" polished aluminum frame, size 60" x 60"-72"-----	106.00
Model #104 glass tub enclosure, one stationary panel, one door, 1 1/4" polished aluminum frame, size 60" x 60"-72"-----	106.00

(b) The maximum net prices, f. o. b. point of shipment, with full freight allowed for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 50 percent.

(c) The maximum net prices, f. o. b. point of shipment, with full freight allowed for sales by any person to distributors or jobbers shall be the maximum prices specified in (a) above less successive discounts of 50 and 10 percent.

(d) The maximum net prices established by this order shall be subject to such additional discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller 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 dealers, upon resale.

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

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-7238; Filed, Apr. 30, 1946; 11:40 a. m.]

[SO 142, Order 94]

REDMOND CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 94 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and

equipment. Redmond Company, Incorporated. Docket No. 6083-S. O. 142-136-237.

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 section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Redmond Company, Inc., Owosso, Michigan, of its "R" and "L" line of fractional horsepower motors shall be the prices in effect just prior to the issuance of this order increased by 8%.

(b) The maximum prices for sales by the Redmond Company, Inc., Owosso, Michigan, of its Series Motors shall be the prices in effect just prior to the issuance of this order decreased by 5.4%.

(c) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase and shall decrease the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased or decreased by reason of this order.

(d) The Redmond Company, Inc., shall notify each purchaser, who buys the products listed in paragraphs (a) and (b) above for resale of the percentage amount by which this order permits the reseller to increase, or requires the reseller to decrease, his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

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

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-7279; Filed, Apr. 30, 1946; 4:34 p. m.]

[RMPR 86, Order 60]

SWAN MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the "Swan" Model 82W washing machine manufactured by the Swan Manufacturing Company, Fort Atkinson, Wisconsin.

(1) The manufacturer's ceiling prices for sales of the "Swan" Model 82W washing machine to distributors and dealers are as follows:



Model	Ceiling prices for sales by the manufacturer to—	
	Distributors	Dealers
"Swan" 82W with pump.....	Each \$43.77	Each \$50.99
"Swan" 82W without pump.....	Each 38.27	Each 44.61

These prices are f. o. b. factory.  
 (2) Distributors' ceiling prices for sales to dealers are as follows:

*Model and ceiling prices for sales by distributors to dealers*

"Swan" 82W with pump: \$50.99 each.  
 "Swan" 82W without pump: \$44.61 each.

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) Dealers' ceiling prices for sales to ultimate consumers are as follows:

*Model and ceiling prices for sales by dealers to ultimate consumers*

"Swan" 82W with pump: \$79.95 each.  
 "Swan" 82W without pump: \$69.95 each.

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor the manufacturer shall notify him of the ceiling prices established by this order for resale by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

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

This order shall become effective on the 30th day of April 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
 Administrator.

[F. R. Doc. 46-7271; Filed, Apr. 30, 1946; 4:34 p. m.]

[MPR 188, Amdt. 1 to Rev. Order 4317]

PREFERRED LIGHTING 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. 168, *It is ordered*, That Revised Order No. 4317 issued under § 1499.158 of Maximum Price Regulation No. 188, be and it is amended in the following respect:

The last paragraph of section (a) (1) is amended to read as follows:

These maximum prices are for the articles described in the manufacturer's application dated April 25, 1945, and apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

This amendment shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
 Administrator.

[F. R. Doc. 46-7273; Filed, Apr. 30, 1946; 4:35 p. m.]

[MPR 188, Amdt. 1 to Rev. Order 4043]

BILT-RITE LAMP 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 Revised Order No. 4043 under § 1499.158 of Maximum Price Regulation No. 188, be and it is amended in the following respect:

1. The last paragraph of section (a) (1) is amended to read as follows:

These maximum prices are for the articles described in the manufacturer's application dated March 21, 1946, and apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to these sales and deliveries.

This amendment shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
 Administrator.

[F. R. Doc. 46-7272; Filed, Apr. 30, 1946; 4:36 p. m.]

[MPR 594, Rev. Order 18]

GENERAL MOTORS 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 sections 8 and 9b of Maximum Price Regulation 594; *It is ordered*:

Order No. 18 under Maximum Price Regulation 594 is redesignated Revised Order No. 18 and is amended and revised to read as follows:

(a) *Company sales to direct dealers and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called "Company", is authorized to sell and deliver f. o. b. Flint, Michigan, each of the new Chevrolet passenger automobiles described in subparagraph (1) to its Direct Dealers and its Associate Dealers at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Series	Symbol	Description	List price
FLEETMASTER			
2102	STSED	Town sedan.....	\$912
2103	SCSED	Sport sedan.....	958
2124	SCPE-4	Sport coupe.....	900
2134	SCBL	Cabriolet.....	1,126
FLEETLINE			
2144	STCP-4	Dynamic Sport Coupe.....	933
STYLEMASTER			
1501	DPCH	Chassis with cowl and windshield.....	671
1502	DTSED	Town sedan.....	848
1503	DCSED	Sport sedan.....	894
1504	DCPE-2	Business coupe.....	804
1524	DCPE-4	Sport coupe.....	836

(2) *Company discounts.* The Company shall apply to the applicable list price in subparagraph (1) for the new automobile and the applicable list prices in subparagraph (3) for extra or optional equipment the following applicable discount and applicable bonus:

(i) *Basic discount to direct dealer:* 19.6%.

(ii) *Basic discount to associate dealer:*

For carload lots: 18% plus 1.6% to direct dealers.

For less than carload lots: 16.4% plus 3.2% to direct dealers.

(iii) *Basic discount to Associate Dealers when not operating under Direct Dealers:*

Carload lots: 18.0%.

For less than carload lots: 16.4%.

(iv) *Dealer bonus.* A rebate, called "dealer bonus", on each new automobile shall be paid to direct dealers at the end of the model selling year in the amounts computed in accordance with the same method the Company had in effect on January 1, 1941.

(v) *Fleet users.* A contingent quantity discount equal to 81.8% of the contingent quantity discount computed in accordance with the same method the Company had in effect on January 1, 1941, shall be paid by the Company to fleet users who qualify for such a discount in accordance with agreements they have with the Company.

(3) *Charges—(1) Extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule installed on the new automobile which shall not exceed the respective list price in the schedule less the applicable discounts in subparagraph (2) above; or the respective net price in the schedule for those items having net prices only; plus the applicable D & H charge in the schedule:

1946 option No.	Description	List price	D & H charge
216C.....	Oil bath air cleaner.....	\$3.35	\$0.25
216F.....	do.....	4.45	.30
241A and 216A.....	Handy governor and truck type air cleaner.....	5.00	.30
241A.....	Handy governor.....	5.00	.30
227A.....	Heavy duty clutch.....	2.80	.20
237A.....	Oil filter.....	8.35	.45
271A.....	Radiator overflow tank equipment.....	2.50	.15
224A.....	Economy motor.....	2.80	.20
201A.....	Economy axle.....	2.80	.1
223A.....	R. H. rear door remote lock.....	2.35	.15



1946 option No.	Description	List price	D&H charge
254A & B	Heavy rear spring equipment.	\$2.80	\$0.25
316A & B	Heavy duty transmission.	3.00	.15
201B	11-41 ratio rear axle.	2.80	.15
330A or 330B	Taxicab conversion equipment.	21.70	1.2
331A	Taxicab cloth trim.	6.10	.35
235C, D & E	Two-tone paint for body (production colors).	8.35	.45
	Two-toned hood:		
	In production colors, less than 5 jobs.	5.55	.35
	In special colors, less than 5 jobs.	5.55	.35
	Five wheels in special color, less than 5 jobs.	5.55	.35
	Under-gear paint, less than 5 jobs.	11.10	.65
	Tire options:		
	Four 6.00 x 16 6-ply regular tread tires in place of four 6.00 x 16 4-ply regular tread tires.	13.35	1.45
	Special paint options for body:		
	When one color (except white or ivory) not used in regular schedule production is used.	17.75	1.25
	When one color is used and that color is white or ivory.	11.85	.85
	When a two-color combination is used of which one color is white or ivory.	11.85	.85
	When a two-color combination (except white or ivory) not used in regular scheduled production is used, of which one color is black and which requires one masking stripe to be in standard location and size.	3.00	.25
	When a two-color combination (except white, ivory or black) not used in regular scheduled production, but consisting of production colors, is used, which requires one masking stripe to be in standard location and size.	5.00	.40
	When a two-color combination consisting either of one color not used in regular scheduled production and one color used in regular scheduled production, or two colors not used in regular scheduled production, is used and is applied other than in a standard location and other than in a standard size.	17.75	1.25

(ii) *Charge for delivery and handling.* A factory delivery and handling charge for each new automobile which shall not exceed the applicable charge in the following schedule:

D & H FOR AUTOMOBILES

Model No.	Description	Charge
FLEETMASTER		
2102	Town sedan	\$57.00
2103	Sport sedan	61.00
2124	Sport coupe	57.00
2134	Cabriolet	69.00
FLEETLINE		
2144	Dynamic sport coupe	59.00
STYLEMASTER		
1501	Pass. chassis, cowl and windshield	44.00
1502	Town sedan	55.00
1503	Sport sedan	57.00
1504	Business coupe	51.00
1524	Sport coupe	53.00

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment not to exceed a charge based on freight rates from Flint, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-dealer cooperative advertising expense not to exceed the amount of such charge per new automobile that the Company had in effect on January 1, 1941, for cooperative advertising expense.

(v) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of the service referred to in subdivision (vi) or (vii) below. The charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Charge for retail preparing and conditioning.* A charge not to exceed \$15.00 when the new automobile is prepared and conditioned at the Company's customers' service station at Flint, Michigan, for a delivery to the retail customer of a direct dealer or of an associate dealer.

(vii) *Charge for less than carload delivery.* A charge not to exceed \$5.00 when the new automobile is delivered to a dealer or an associate dealer upon his order for less than a carload lot; or when the new automobile is delivered by a Company representative at a location other than a Company assembly plant or warehouse.

(viii) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Chevrolet new passenger automobiles listed in subparagraph (1) of paragraph (a) and extra or optional equipment at a price not to exceed the maximum price that a reseller in the area in which the Company makes delivery is permitted to charge under paragraph (e) below, less the amount obtained by applying to the list prices for the automobile and extra or optional equipment 81.8% of the applicable discounts in effect on January 1, 1941.

(c) *Company sales to United States.* The Company is authorized to sell f. o. b. factory, Flint, Michigan, to the United States, its agencies or wholly-owned corporations, for the use of the United States, each new Chevrolet passenger automobile listed in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for the new automobile.* A charge for the new automobile not to exceed the list price authorized by paragraph (a) (1) less an amount no less than the sum of the direct dealer discount listed in subparagraph (2) of paragraph (a) and \$12.00.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) when installed at the factory not to exceed the applicable list price in that subparagraph less the direct dealer dis-

count stated in subparagraph (2) of paragraph (a) or the applicable net price in subparagraph (3) (1) of paragraph (a) for those items having a net price authorized.

(3) *Other charges.* Charges permitted by subdivisions (iii), (v) and (vi) of paragraph (a) (3) when applicable to the sale.

(d) *Sales by direct dealers to associate dealers.* Direct dealers may sell to associate dealers each of the new Chevrolet passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less 16.4% discount.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) when installed at the factory not to exceed the applicable list price set forth in that subparagraph less 16.4% discount, or the applicable net price in that subparagraph for those items having a net price authorized, plus the D & H charge in that subparagraph.

(3) *Charge for factory delivery and handling.* A charge to cover the factory delivery and handling charge the dealer pays in accordance with paragraph (a) (3) (ii) which shall not exceed the applicable charge in that paragraph.

(4) *Charge for transportation.* A charge to cover transportation expense which shall not exceed the transportation charge invoiced to the direct dealer by the Company for the new automobile and extra or optional equipment.

(5) *Charge for advertising.* A charge for Company-dealer cooperative advertising not to exceed the charge made by the Company to the direct dealer to cover the expense of cooperative advertising.

(6) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(7) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of service in (8) below. This charge shall not exceed the applicable maximum prices of such commodities.

(8) *Charge for preparing and conditioning.* A charge not to exceed \$15.00 when the Company at its Flint, Michigan, customers' service station or the direct dealer at his place of business prepares and conditions the new automobile for delivery to the retail customer of an associate dealer.

(9) *Charge for less-than-carload delivery.* A charge not to exceed \$5.00 when the direct dealer pays such a charge for the delivery of the new automobile to him in less than a carload lot at a Company assembly plant or warehouse; or, when the new automobile is delivered by a Company representative at a location other than a Company assembly plant or warehouse.

(e) *Sales at retail by resellers in continental United States.* A reseller may



sell and deliver at its place of business each of the Chevrolet new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Retail charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Retail charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list or net price set out in that subparagraph plus the applicable D & H charge.

(3) *Charge for transportation.* A charge to cover transportation expense not to exceed the transportation charge invoiced to the reseller by the Company or the direct dealer for the new automobile and extra or optional equipment being sold.

(4) *Charge for factory delivery and handling.* A charge to cover factory delivery and handling not to exceed the applicable D & H charge for the automobile in paragraph (a) (3) (ii).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to the retail purchaser not to exceed \$15.00.

(7) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze supplied with the automobile not to exceed applicable maximum prices.

(f) *Resales in territories and possessions.* A reseller or a direct dealer is authorized to sell each of the Chevrolet new passenger automobiles listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (d) or (e), whichever is applicable, to which he may add a sum not to exceed the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraph (d) or (e); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (d) or (e); and inland territorial freight from port of debarkation to resellers place of business by the most direct route.

(g) *Definitions—(1) Factory delivery and handling charge.* Factory delivery and handling charge includes federal tires weight taxes and other federal excise taxes on the new automobile and a charge for factory handling and delivery operations.

(2) *Reseller.* A reseller is:

(i) A dealership, either a direct dealer or associate dealer when not selling under a franchise agreement for resale; or  
(ii) A person who purchased the new automobile at retail.

(3) *User.* A user is:

(i) A fleet account; or  
(ii) Any purchaser purchasing for his own use.

(h) *Posting of maximum prices and completing Certificate of Transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "D & H" (Federal excise taxes on the automobile, federal excise taxes on extra or optional equipment, and factory handling and delivery) instead of a charge for "Federal excise tax." In completing a Certificate of Transfer in accordance with section 15 of Maximum Price Regulation 594, a direct dealer or an associate dealer shall insert in the space on that form for excise tax the charge for "D & H" and substitute on the form the term "D & H" for the term "Excise Tax."

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

(k) This revised order shall become effective April 30, 1946 for new Chevrolet passenger automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

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.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7274; Filed, Apr. 30, 1946;  
4:36 p. m.]

[MPR 594, Rev. Order 19]

GENERAL MOTORS 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 sections 8 and 9b of Maximum Price Regulation 594, It is ordered:

Order No. 19 under Maximum Price Regulation 594 is redesignated Revised Order No. 19 and is amended and revised to read as follows:

(a) *Company sales to distributors, dealers and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called "Company," is authorized to sell and deliver f. o. b. Pontiac, Michigan, each of the new Pontiac passenger automobiles described in subparagraph (1) to its distributors, dealers and associate dealers at a price not to exceed the applicable list price in subparagraph (1) less the Company discounts in paragraph (2) plus the applicable charges in subparagraph (3).

(1) *New automobile.*

Description	List price
<b>Series 6 LA Torpedo 6:</b>	
Chassis.....	\$703
Business coupe.....	975
Sport coupe.....	1,014
Sedan coupe.....	1,053
Convertible sedan coupe.....	1,252
2-door sedan.....	1,027
4-door sedan, 6-window.....	1,077
<b>Series 8 LA Torpedo 8:</b>	
Chassis.....	727
Business coupe.....	999
Sport coupe.....	1,088
Sedan coupe.....	1,077
Convertible sedan coupe.....	1,275
2-door sedan.....	1,050
4-door sedan, 6-window.....	1,101
<b>Series 6 LB Streamliner 6:</b>	
Chassis.....	758
Sedan coupe.....	1,081
4-door sedan.....	1,141
Station Wagon—Standard.....	1,508
Station Wagon—De Luxe.....	1,575
<b>Series 8 LB Streamliner 8:</b>	
Chassis.....	782
Sedan coupe.....	1,105
4-door sedan.....	1,166
Station Wagon—Standard.....	1,533
Station Wagon—De Luxe.....	1,599

(2) *Company discounts.* The Company shall apply to the list price in subparagraph (1) for each new automobile the following applicable discounts.

(i) *Basic retroactive discounts to distributors and dealers.*

Quantity	Discount (per cent)
1-11.....	19.8
12-50.....	20.3
51-100.....	20.8
101-150.....	21.3
151-200.....	21.8
201-250.....	22.3
251-up.....	22.8

(In applying the basic discounts above, the Company may invoice the distributors and dealers at 1.0% less than the applicable basic discount and may hold this 1.0% difference until the close of the model selling year at which time the 1.0% discount is to be paid or credited to the respective distributors and dealers.)

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less-than-carloads
	Percent	Percent
1-11.....	18.2	16.5
12-50.....	18.7	17.0
51-100.....	19.2	17.5
101-150.....	19.7	18.0

(iii) *Additional retroactive over-riding discounts to distributors for sales to dealers and associate dealers under franchise agreements.*

Quantity:	Discount (percent)
1-350.....	4¼
351-750.....	4½
751-1,500.....	4¾
1,501-4,000.....	5
4,001-6,000.....	5¼
6,001-8,000.....	5½
8,000-up.....	5¾

(3) *Charges—(i) Extra or optional equipment.* A charge for each group of



extra or optional equipment listed below installed on the new automobile which shall not exceed the respective wholesale prices shown below:

Group	Description	Wholesale prices		
		To distributor	To dealer and associate dealer	List price
A	Electric clock, visor, vanity mirror, glove box light, luggage compartment light, non-glare mirror, license plate frames, underhood and trouble light, back-up light, outside rear view mirror.....	\$16.90	\$19.78	\$30.55
AX	Electric clock.....	6.60	7.68	11.80
B	Front bumper guard and rail, rear bumper guard and rail, wheel trim rings, exhaust deflector.....	14.43	16.28	25.10
BX	Front bumper guard and rail, rear bumper guard and rail.....	9.13	10.37	16.05
BDX	Front bumper guard and rail, rear bumper guard and rail, white sidewall discs, exhaust deflector.....	15.72	17.67	27.10
C	Windshield wiper vacuum booster pump.....	4.05	4.05	5.35
CX	Windshield washer and rear window wiper.....	10.48	12.38	19.25
D	Wheel trim rings.....	4.58	5.50	9.00
DX	White sidewall discs.....	6.10	7.17	11.10
E	Oil bath air cleaner with ventilator inlet and outlet filters.....	2.55	2.55	3.40
F	Soft-flex steering wheel and horn-blowing ring.....	6.57	7.88	13.05
G	Fog lights—pair.....	7.91	9.07	13.55
GX	Safety lights.....	8.31	9.75	15.60
H	Weatherchief heater (dash type).....	8.30	9.70	14.70
J	Defroster (dash type).....	5.15	5.80	8.25
K	Underseat heater—complete.....	29.05	33.33	47.45
P	Mast antenna.....	2.85	3.00	4.95
Q	Rear fender panel.....	9.29	9.75	12.10
T	Automatic No-Rol.....	6.99	7.64	11.70
SPECIAL PAINT GROUPS				
	2-tone paint (standard) option at additional cost for standard 2-tone paint combination over standard single color.....	5.00	5.00	5.00
	2-tone paint (special) option at additional cost for special 2-tone paint combination which was not provided in the standard 2-tone paint group.....	20.00	20.00	20.00
	Special paint; option at additional cost for any paint color not listed as standard.....	20.00	20.00	20.00

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover Federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule.

E. O. H. FOR AUTOMOBILES

Description	Charge
Series 6 LA Torpedo 6:	
Chassis.....	\$46
Business coupe.....	61
Sport coupe.....	64
Sedan coupe.....	66
Convertible sedan coupe.....	77
2-door sedan.....	65
4-door sedan.....	67
Series 8 LA Torpedo 8:	
Chassis.....	47
Business coupe.....	62
Sport coupe.....	64
Sedan coupe.....	67
Convertible sedan coupe.....	78
2-door sedan.....	66
4-door sedan.....	68

E. O. H. FOR AUTOMOBILES—continued

Description	Charge
Series 6LB Streamliner 6:	
Chassis.....	\$51
Sedan coupe.....	69
4-door sedan.....	72
Station wagon—standard.....	93
Station wagon—de luxe.....	96
Series 8 LB Streamliner 8:	
Chassis.....	52
Sedan coupe.....	70
4-door sedan.....	73
Station wagon—standard.....	94
Station wagon—de luxe.....	97

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment not to exceed a charge based on freight rates from Pontiac, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-dealer cooperative advertising expense not to exceed \$8.00 for each Torpedo 6 or 8 model and \$10.00 for each Streamliner 6 or 8 model.

(v) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of service in subdivision (vi) or (vii) below. The charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Charge for unloading and warehousing.* A charge not to exceed \$7.50 for unloading and warehousing the new automobile when delivered from a zone warehouse upon the buyer's order or upon the buyer's order from the factory for less than a carload lot and delivered from a zone warehouse, including gasoline, oil, grease and servicing for the applicable model in the same amount that the Company furnished on October 15, 1941.

(vii) *Charge for retail drive-out servicing.* A charge not to exceed \$12.00 for servicing, preparing and conditioning the new automobile in accordance with the same practice in effect on October 15, 1941 for drive-away delivery from the factory to a retail purchaser.

(viii) *Charge for State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Pontiac new automobiles listed in paragraph (a) (1) at a price not to exceed its respective list price less the applicable discount in subparagraph (1) below plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

- (i) To United States—19.8 percent;
- (ii) To body-building firms—19.8 percent;
- (iii) To users other than Fleet Users—19.8 percent;

(iv) To Fleet Users—A contingent quantity discount equal to 82.5 percent of the contingent quantity discount computed in accordance with the same method in effect January 1, 1941, to Fleet users who qualify under Company-fleet user agreements.

(2) *Charges—(i) Extra and optional equipment.* A charge for each group of

extra or optional equipment not to exceed the applicable wholesale price set out under the heading "Wholesale Prices—To Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a); except that, on sales to fleet users, the charge shall be the applicable list price less 82.5% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

(ii) *E. O. H.* A charge not to exceed the applicable amount set out in the schedule in paragraph (a) (3) (ii).

(iii) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the company makes delivery is permitted to charge.

(iv) *State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(v) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941, to the class of user.

(vi) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941, as part of service referred to in subdivision (v) above. The charge shall not exceed the applicable maximum prices of such commodities.

(c) *Sales by distributors to dealers and associate dealers, or sales by dealers to associate dealers.* Distributors of Pontiac new passenger automobiles may sell and deliver to dealers and associate dealers, and dealers of Pontiac new passenger automobiles may sell and deliver to associate dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the following applicable retroactive discounts.

(i) *Basic retroactive discounts to dealers.*

Quantity	Discount
1-11.....	19.8
12-50.....	23.3
51-100.....	20.8
101-150.....	21.3
151-200.....	21.8
201-250.....	22.3
251-up.....	22.8

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less-than-carloads
1-11.....	18.2	16.5
12-50.....	18.7	17.0
50-100.....	19.2	17.5
101-150.....	19.7	18.0

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the respective wholesale



price set forth in the column headed "Wholesale Prices—To Dealer and Associate Dealer" in subparagraph (3) (1) of paragraph (a).

(3) *Charge for E. O. H.* A charge for E. O. H. on the new automobile to cover federal excise taxes and factory delivery and handling not to exceed the applicable charge set out in the schedule in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight not to exceed the charge invoiced by the Company to the distributor or to the dealer for the new automobile and extra or optional equipment.

(5) *Charge for cooperative advertising.* A charge for cooperative advertising not to exceed \$8.00 for each Torpedo 6 or 8 model and \$10.00 for each Streamliner 6 or 8 model when such charge is made by the Company to the distributor or dealer.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil, and anti-freeze not furnished on October 15, 1941 as part of service in subparagraph (7) or (8) below. This charge shall not exceed the maximum prices of such commodities.

(7) *Charge for warehousing.* A charge not to exceed \$7.50 for unloading and warehousing the new automobile if delivered from Company's warehouse and if such a charge is made by the Company.

(8) *Charge for retail drive-out servicing.* A charge not to exceed \$12.00 for servicing, preparing and conditioning the new automobile for drive-away delivery from the factory when such charge is made by the Company.

(9) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the Pontiac new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that paragraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charge contained in the "Company's Pontiac Suggested Maximum Retail Delivered Price Sheet," a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. which includes federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in the schedule in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery

of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to retail purchaser not to exceed the applicable charge in the following schedule:

Model:		
6 LA Torpedo 6	.....	\$17.00
8 LA Torpedo 8	.....	17.00
6 LB Streamliner 6	.....	19.00
8 LB Streamliner 8	.....	19.00

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resales in territories and possessions.* A reseller is authorized to sell each of the Pontiac new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale, or introduction of the new automobile in the territory or possession, when not charged under paragraph (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, terminal operations; ocean freight; freight to port of embarkation when not charged under paragraphs (c) or (d); and inland territorial freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions—(1) Reseller.* A reseller is:

(i) A dealership when not selling under a distributor or franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(2) *User.* A user is

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(3) *Retroactive discount.* A retroactive discount is a discount which shall be applied by the company, distributor or dealer retroactively on the basis of the largest quantity purchased and applied to the total quantity purchased in the model year.

(g) *Posting of maximum prices and completing Certificate of Transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and factory handling and delivery) instead of a charge for "Federal excise tax." In completing a Certificate of Transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in the space on that form for excise tax the charge for "E. O. H." and substitute on

the form the term "E. O. H." for the term "Excise Tax."

(h) This revised order shall become effective as of April 30, 1946 for new Pontiac passenger automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

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

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7275; Filed, Apr. 30, 1946; 4:36 p. m.]

[MPR 594, Rev. Order 20]

GENERAL MOTORS 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 9b of Maximum Price Regulation 594, It is ordered:

Order No. 20 under Maximum Price Regulation 594 is redesignated Revised Order No. 20 and is amended and revised to read as follows:

(a) *Company sales to distributors, direct dealers, and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called "Company", is authorized to sell and deliver f. o. b. Flint, Michigan, each of the new Buick passenger automobiles described in subparagraph (1) to its distributors, direct dealers, and associate dealers at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Series and model	Description	List price
40 series:		
410	Chassis	\$857
41	Four door sedan	1,197
46S	Sedanet	1,148
50 series:		
510	Chassis	975
514	Special chassis	948
51	Four door sedan	1,397
56S	Sedanet	1,328
56C	Convertible coupe	1,590
59	Estate wagon	1,793
70 series:		
710	Chassis	1,181
713	Special chassis	1,047
71	Four door sedan	1,625
76S	Sedanet	1,543
76C	Convertible coupe	1,830

(2) *Company discounts.* The company shall apply to the applicable list price in subparagraph (1) for each automobile the following applicable discount.

(i) *Basic discount to Distributors:* 20.8 percent, plus \$35.00 on each 40 and 50 series; and 20.8 percent plus \$50.00 on each 70 series.

(ii) *Basic discount to Direct dealer:* 20.8 percent.

(iii) *Basic discount to Associate dealer:* 18.3 percent. (In applying the



basic discounts above, the Company may invoice the distributors and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective distributors and dealers.)

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

WHOLESALE PRICES

Group	Description	To distributor	To direct dealer and associate dealer	List price
A	Radio antenna.....	\$5.05	\$5.65	\$7.10
B	Underseat heater and windshield defroster.....	27.64	30.75	48.55
D	Windshield washer.....	3.55	3.75	4.95
G	Special steering wheel extra cost on 40 series only.....	8.96	9.95	14.55
H	Electric clock, wheel trim mouldings and license plate frame. Extra cost on 40 series only.....	19.00	20.00	24.80
J	500# overload springs.....	2.17	2.37	3.50
O	Foamtex cushions, front and rear seats. Extra cost on 40 series only.....	12.95	13.57	17.05
P	18" high ground clearance. Five wheels, four tires, four tubes and related parts.....	13.86	15.16	22.90
	Special paint. Chassis sheet metal and body.....	37.00	39.00	49.05
	Special body interior trim combination No. 51, tan broadcloth (striped), extra cost on Models 41 and 46S (standard equipment on models 51 and 56S).....	32.25	32.25	39.90
	Special body interior trim: Combination No. 52, grey broadcloth (striped), extra cost on models 41 and 46S (standard equipment on models 51 and 56S).....	32.25	32.25	39.90
	Combination No. 53, tan Bedford cord (novelty), extra cost on models 51 and 56S.....	36.25	36.25	44.85
	Combination No. 54, grey, Bedford cord (novelty), extra cost on models 51 and 56S.....	36.25	36.25	44.85
	Combination No. 55, tan broadcloth (figured), extra cost on Models 51 and 56S.....	36.25	36.25	44.85
	Combination No. 56, grey broadcloth (figured), extra cost on models 51 and 56S.....	36.25	36.25	44.85
	Combination No. 57, tan Bedford cord, extra cost on models 51 and 56S.....	48.25	48.25	59.75
	Combination No. 59, gray Bedford cord, extra cost on models 51 and 56S.....	48.25	48.25	59.75
	Combination No. 80, dark and light tan broadcloth, extra cost on models 51 and 56S.....	54.75	54.75	67.75
	Combination No. 81, blue and grey broadcloth, extra cost on models 51 and 56S.....	54.75	54.75	67.75
	Combination No. 82, dark and light green broadcloth, extra cost on models 51 and 56S.....	54.75	54.75	67.75

(ii) *E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable amount in the following schedule:

E. O. H. FOR AUTOMOBILES

Description	Charge
40 Series:	
410 Chassis.....	\$57.00
41 Four door sedan.....	75.00
46S Sedanet.....	73.00
50 Series:	
510 Chassis.....	63.00
514 Special chassis.....	62.00
51 Four door sedan.....	86.00
56S Sedanet.....	82.00
56C Convertible coupe.....	96.00
59 Estate wagon.....	109.00
70 Series:	
710 Chassis.....	74.00
713 Special chassis.....	67.00
71 Four door sedan.....	99.00
76S Sedanet.....	95.00
76C Convertible coupe.....	110.00

(iii) *Freight.* A charge for freight on the automobile and extra or optional equipment from Flint, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising expense not to exceed the applicable amount per automobile set forth in the following schedule:

Series 40 (all models).....	\$10
Series 50 (all models).....	12
Series 70 (all models).....	14

(v) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze not furnished on October 15, 1941 as part of service in subdivisions (vi), (vii) or (viii) below. This charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Warehousing, unloading and get-ready operations.* A charge for warehousing and preparation of the new automobile, including gasoline, oil, grease and servicing in the same amount furnished on October 15, 1941, when ordered

(i) To United States.....	20.8 percent.
(ii) To body-building firms.....	20.8 percent.
(iii) To users other than fleet accounts.....	20.8 percent.
(iv) To fleet accounts.....	A quantity discount equal to 83.2% of the quantity discount computed in accordance with the same method in effect January 1, 1941 to fleet users who qualify under Company-fleet user agreements.

(2) *Charges to users*—(i) *Extra or optional equipment.* A charge for extra or optional equipment not to exceed the applicable maximum price to dealers and associate dealers set out under the heading "Wholesale Prices to Direct Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a); except that, on sales to fleet users, a discount shall be applied equal to 83.2% of the fleet user discount computed in accordance with the same method in effect January 1, 1941 applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

(ii) *E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in paragraph (a) (3) (ii).

(iii) *Freight.* A charge for freight not to exceed the amount a reseller in

in less than a carload lot from the factory and delivered from a zone warehouse; or, when ordered and delivered from a zone warehouse, not to exceed the applicable amount set forth in the following schedule:

Series 40 and Series 50 (all models).....	\$7.50
Series 70 (all models).....	9.50

(vii) *Unloading and get-ready operations.* A charge not to exceed the applicable amount set forth in the following schedule for unloading at a zone warehouse and get-ready operations on the new automobile including gasoline, oil, grease, and servicing in the same amount furnished on October 15, 1941, when a charge is not made under subdivision (vi) above:

Series 40 and Series 50 (all models).....	\$4.00
Series 70 (all models).....	6.00

(viii) *Retail drive-out servicing.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same service practice in effect on October 15, 1941, for factory drive-out delivery to a retail purchaser not to exceed the applicable amount set out below:

Series 40 and Series 50 (all models).....	\$20.00
Series 70 (all models).....	25.00

(ix) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The company may sell and deliver to users each of the Buick new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the applicable list price in that paragraph less the following applicable discounts in subparagraph (1) plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

the area in which the Company makes delivery of the automobile is permitted to charge.

(iv) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(v) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the automobile in accordance with the same service practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941, to the class of user.

(vi) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze not furnished on October 15, 1941 as part of service in (v) above. This charge shall exceed applicable maximum prices of such commodities.

(c) *Sales by distributors to direct dealers and associate dealers, and sales*



by direct dealers to associate dealers. Distributors of Buick new passenger automobiles may sell and deliver to direct dealers and associate dealers, and direct dealers of Buick new passenger automobiles may sell and deliver to associate dealers each of the new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in paragraph (a) (1) less the applicable basic discount in the following schedule:

	<i>Per cent</i>
Basic discount to direct dealers.....	20.8
Basic discount to associate dealers.....	18.3

(in applying the basic discounts above, the distributor may invoice its direct dealers and associate dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective direct dealers and associate dealers.)

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a), which shall not exceed the respective wholesale prices set forth in the column headed, "Wholesale Prices—To Direct Dealer and Associate Dealer", in subparagraph (3) (i) of paragraph (a).

(3) *Charge for E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling, which shall not exceed the applicable charge in the schedule set out in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight not to exceed the charge invoiced by the Company to the distributor or to the dealer for the new automobile and extra or optional equipment.

(5) *Charge for cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or direct dealer.

(6) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze not furnished on October 15, 1941 as part of service in subparagraphs (7), (8) or (9) below. This charge shall not exceed the applicable maximum prices of such commodities.

(7) *Charge for warehousing, unloading and get-ready operations.* A charge for unloading, warehousing and get-ready operations on the new automobile when delivered from the zone warehouses not to exceed the charge made by the Company to the distributor or to the direct dealer.

(8) *Charge for unloading and get-ready operations.* A charge for unloading and get-ready operations on the new automobile at a zone warehouse not to exceed the charge made by the Company to the distributor or to the direct dealer.

(9) *Charge for retail drive-out servicing.* A charge for drive-out servicing on delivery from the factory to a retail purchaser not to exceed the charge.

(10) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at his place of business each of the new Buick passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Retail charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Retail charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charge contained in the "Company's Buick Suggested Maximum Retail Delivered Price Sheet," a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable amount set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser not to exceed the applicable charge in the following schedule:

Model:	<i>Charge</i>
Series 40 (all models).....	\$25.00
Series 50 (all models).....	35.00
Series 70 (all models).....	50.00

(7) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze furnished by the reseller with the new automobile not to exceed the applicable maximum prices.

(e) *Resale in territories and possessions.* A reseller is authorized to sell each of the Buick new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted in paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territory and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraphs (c) or (d);

and inland freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealer when not selling at wholesale under a distributor or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and factory handling and delivery) instead of a charge for "Federal excise tax." In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in space on that form for excise tax the charge for "E. O. H." and substitute on the form the term "E. O. H." for the term "Excise Tax."

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

This revised order shall become effective as of April 30, 1946, for new Buick automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

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.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7276; Filed, Apr. 30, 1946;  
4:37 p. m.]

[MPR 594, Rev. Order 21]

GENERAL MOTORS 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 9b of Maximum Price Regulation 594, it is ordered:

Order No. 21 under Maximum Price Regulation 594 is redesignated Revised Order 21 and is amended and revised to read as follows:

(a) *Company sales to distributors, key point dealers, dealers, and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Lansing, Michigan, each of the new Oldsmobile passenger automobiles described in subparagraph (1) to its distributors, key point dealers, dealers, and associate dealers at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3).



(1) New automobiles.

Series	Description	List price
66	Chassis	\$776
	Club sedan	1,079
	Club coupe	1,057
	Convertible coupe	1,288
Standard 76	4-door sedan	1,112
	Chassis	882
	Club sedan	1,129
	4-door sedan	1,189
DeLuxe 76	Club sedan	1,223
	4-door sedan	1,281
	Chassis	931
Standard 78	Club sedan	1,178
	4-door sedan	1,238
	Club sedan	1,272
	4-door sedan	1,330
DeLuxe 78	Chassis	1,013
	Convertible coupe	1,591
	Club sedan	1,353
	4-door sedan	1,396
98	Chassis	1,013
	Convertible coupe	1,591
	Club sedan	1,353
	4-door sedan	1,396

(2) Company discounts. The Company shall apply to the list price in subparagraph (1) for each new automobile the following applicable discounts.

- (i) Basic discounts to distributors: Percent
  - For all series except series 98..... 23.9
  - For series 98..... 24.9
- (ii) Basic discounts to key point dealers:
  - When the new automobile is resold at wholesale..... 22.9
  - When the new automobile is resold at retail..... 19.9
- (iii) Basic discount to dealers..... 19.9
- (iv) Basic discount to associate dealers..... 18.2

(In applying the basic discounts above, the Company may invoice distributors, key point dealers and dealers at 1.0% less than the applicable basis discount and may hold this 1.0% difference until the close of the model selling year, at which time the 1.0% discount is to be paid or credited to the respective distributors, key point dealers and dealers.)

(v) Additional contingent quantity discounts to key point dealers and dealers on purchases from Company.

Quantity	Contingent on purchase of—	Discount
		Percent
1-11	None	None
1-50	12 or more	1/4
1-100	51 or more	1/2
1-150	101 or more	1 1/2
1-200	151 or more	2
1-250	201 or more	2 1/2
1-251 up	251 or more	3

(vi) Additional contingent quantity discounts to associate dealers on purchases from the Company.

Quantity	Contingent on purchase of—	Discount
		Percent
1-10	None	None
1-20	11 or more	1/2
1-21	21 or more	1

(3) Charges—(i) Extra or optional equipment. A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale Prices		
		To Distributor	To key point dealer, dealer, and assoc. dealer	List price
B	Oversize tires (four), 15 x 7.00 for series 76 and 78 standard, and series 66 station wagon and convertible coupe.	\$10.00	\$10.00	\$10.75
B	Oversize tires (four), 15 x 6.50 for all series 66 except station wagon and convertible coupe.	13.50	13.50	14.50
D	DeLuxe equipment consisting of plastic instrument cluster, electric clock and glove box door, automatic glove box and map light, plastic steering wheel, E-Z-I mirror, on series 66, series 76 and 78 standard.	15.78	19.05	23.60
E	Plastic steering wheel (standard equipment on 76D and 78D models and series 98), extra on series 66, 76 and 78 standard models.	8.80	10.50	14.50
F	Heavy duty air cleaner	2.46	2.95	3.90
K	Foam rubber seat cushions (standard equipment on 76D and 78D models and series 98), extra on series 66, 76 and 78 standard models;			
	Coupe.....	8.64	10.50	13.75
	Sedan.....	13.87	16.60	23.50
O	Solenoid starter (standard equipment on series 98), extra on 66, 76 and 78 series.	4.78	5.75	7.05
P	Rear fender panels (standard equipment on series 98), extra on 66, 76 and 78 models; includes painting in body color.	9.08	10.90	15.35
V	Oil filter—all series	2.96	3.55	5.45
W-1	Chrome wheel trim rings, 15" or 16" set of 5 (standard equipment on 76D, 78D and series 98), extra on 66, 76, and 78 standard models	4.83	5.68	8.70
W-3	White plastic wheel trim rings consisting of 4 white plastic wheel appearance rings for series 66 (16 x 4.50 wheel), series 76-78 standard and deluxe and 98 series (15 x 5.50 wheel)	5.61	6.60	10.25
X	Accessory group consisting of 30-hour clock, glove box and map light, exhaust extension, rear compartment light, vanity visor mirror, extra on series 66, 76 and 78 standard	5.06	6.00	9.50
Y	Accessory group including electric clock (glass face), automatic glove box and map light, exhaust extension, license plate frame, vanity visor mirror, rear compartment light, under hood light, E-Z-I-mirror, extra on series 66, 76 and 78 standard	12.61	14.95	23.65
Z	Accessory group including exhaust extension, license plate frame, vanity visor mirror, rear compartment light, under hood light, rear view outside mirror	5.61	6.50	10.30

Group	Description	Wholesale Prices		
		To Distributor	To key point dealer, dealer, and assoc. dealer	List price
H	HydraMatic Drive on all series. For sales at wholesale the list price on this option is subject to the same Company discount applicable to the automobile, set forth in paragraph (a) (2), and is also subject to an E. O. H. charge of \$6.65.			\$119
	Two-tone paint—all models.....	\$8.00	\$8.90	11

(ii) Charge for E. O. H. A charge for E. O. H. to cover Federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. FOR AUTOMOBILES	
Description	Charge
Series 66:	
Chassis	\$49.00
Club sedan	66.00
Club coupe	66.00
Convertible coupe	78.00
4-door sedan	70.00
Standard 76:	
Chassis	57.00
Club sedan	70.00
4-door sedan	74.00
DeLuxe 76:	
Club sedan	75.00
4-door sedan	77.00
Standard 78:	
Chassis	61.00
Club sedan	74.00
4-door sedan	77.00
DeLuxe 78:	
Club sedan	76.00
4-door sedan	80.00
Series 98:	
Chassis	65.00
Convertible coupe	93.00
Club sedan	81.00
4-door sedan	82.00
Group H—Hydramatic drive option	6.65

(iii) Charge for freight. A charge for freight on the automobile and extra or optional equipment from Lansing, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) Charge for cooperative advertising. A charge for Company-distributor-dealer cooperative advertising expense per automobile not to exceed the applicable amount set forth in the following schedule:

Series 66	\$8.50
Series 76 or 78	10.00
Series 98	12.00

(v) Charge for gasoline, oil, and anti-freeze. A charge for gasoline, oil, and anti-freeze not furnished on October 15, 1941 as part of service referred to in sub-



division (vi) or (vii) below. The charge may not exceed applicable maximum prices.

(vi) *Charge for unloading and preparation.* A charge not to exceed \$3.50 for unloading and preparation of the new automobile at a zone warehouse, including gasoline, oil, grease, and servicing, for the applicable model in the same amount furnished on October 15, 1941.

(vii) *Charge for warehousing.* A charge not to exceed \$4.00 for warehousing the new automobile when ordered and delivered from a zone warehouse or upon the buyer's order from the factory in less than a carload lot and delivered from a zone warehouse.

(viii) *Charge for retail drive-away servicing.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941 for factory drive-away delivery to a retail purchaser not to exceed the applicable amount set out below:

Series:	Charge
66	\$12.50
76	12.50
78	12.50
98	14.50

(ix) *Charge for State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Oldsmobile new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the list price of the automobile less the following applicable user discounts in subparagraph (1) plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

	Percent
(i) To United States	19.9
(ii) To body-building firms	19.9
(iii) To users other than fleet users	19.9
(iv) To fleet users: A quantity discount equal to 82.9% of the quantity discount computed in accordance with the same method in effect January 1, 1941, to fleet users who qualify under company-fleet user agreements.	

(2) *Charges—(i) Extra or optional equipment, except HydraMatic drive option.* A charge for extra or optional equipment not to exceed the applicable maximum price set out under the heading "Wholesale Prices—To Key Point Dealer, Dealer, and Associate Dealer," except that, on sales to fleet users, the discount shall be 82.9% of the fleet user discount computed in accordance with the same method in effect January 1, 1941, applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

(iii) *Hydramatic drive option.* A charge for the Hydramatic drive option not to exceed the list price set forth in paragraph (a) (3) (i) less 19.9% discount, except that, on sales to fleet users, the discount shall be 82.9% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

(iii) *E. O. H.* A charge not to exceed the applicable amount set out in the schedule in paragraph (a) (3) (ii).

(iv) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the Company makes delivery is permitted to charge.

(v) *State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(vi) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941 to the class of user.

(vii) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941, as part of service referred to in subdivision (vi) above. The charge shall not exceed the applicable maximum prices of such commodities.

(c) *Sales by distributors to dealers and associate dealers, sales by key point dealers to dealers, and associate dealers, and sales by dealers to associate dealers.* Distributors and key point dealers of Oldsmobile new passenger automobiles may sell and deliver to dealers and associate dealers; and dealers of Oldsmobile new passenger automobiles may sell and deliver to associate dealers, each of the new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discounts in the following schedule:

	Percent
Basic wholesale discounts:	
Distributor's and Key Point dealer's basic discount to dealers	19.9
Distributor's and Dealer's basic discount to associate dealers	18.2
Additional quantity discounts:	

Quantity	Contingent on purchase of—	Discount
To dealers:		Percent
1-11		None
1-50	12 or more	3/4
1-100	51 or more	1
1-150	101 or more	1 1/4
1-200	151 or more	2
1-250	201 or more	2 1/2
1-251 up	251 or more	3
To associate dealers:		Percent
1-10		None
1-20	11 or more	3/4
1-21 up	21 or more	1

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in the schedule in paragraph (a) (3) (i) which shall not exceed the respective wholesale prices set forth in the column headed "Wholesale Prices—To Key Point Dealer, Dealer and Associate Dealer."

(3) *Charge for E. O. H.* A charge for E. O. H. to cover Federal excise taxes on the new automobile and factory delivery and handling not to exceed the appli-

cable charge in the schedule set out in paragraph (a) (3) (ii).

(4) *Charge for freight.* A charge for freight on the new automobile and extra or optional equipment not to exceed the charge invoiced by the Company to the distributor, key point dealer or dealer.

(5) *Charge for cooperative advertising.* A charge for company-distributor-dealer cooperative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or dealer.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil, and anti-freeze when supplied with the new automobile not to exceed applicable maximum prices and when such a charge is not made under subparagraph (7) or (8).

(7) *Charge for unloading and preparation.* A charge for unloading and preparation of the new automobile not to exceed \$3.50 when such charge is made by the Company to the distributor or dealer.

(8) *Charge for warehousing.* A charge for warehousing of the new automobile when delivered from the Company's warehouses not to exceed \$4.00 when such charge is made by the Company to the distributor or to the dealer.

(9) *Charge for retail drive-away servicing.* A charge for drive-away servicing on cars prepared for drive-away delivery from the factory to a retail purchaser not to exceed the charge made by the Company to the distributor or dealer.

(10) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the new Oldsmobile passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charges contained in the "Company's Oldsmobile Suggested Maximum Retail Delivered Price" sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile (and on the Hydra-Matic Drive option) and factory delivery and handling expense not to exceed the applicable amount set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).



(5) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile not to exceed the applicable amount in the following schedule:

Series:	Charge
66	\$20
Standard 76	22
DeLuxe 76	22
Standard 78	22
DeLuxe 78	22
98	25

(7) *Gasoline, oil and antifreeze.* A charge for gasoline, oil and antifreeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resales in territories and possessions.* A reseller is authorized to sell each of the Oldsmobile new-passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing wharfage and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (c) or (d); and inland territorial freight from port of embarkation to reseller's place of business by the most direct route.

(f) *Definitions—(1) Reseller.* A reseller is:

(i) A dealership when not selling at wholesale under a distributor, key point dealer or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(iii) The Company's wholly-owned branches when selling at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with Section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile on HydraMatic drive option, and factory delivery and handling) instead of a charge for "Federal excise tax". In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in the space on that form for excise tax the applicable charge for "E. O. H." and substitute on the form the

term "E. O. H." for the term "Excise Tax".

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

This order shall become effective as of April 30, 1946, for new Oldsmobile passenger automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

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.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7277; Filed, Apr. 30, 1946; 4:35 p. m.]

[MPR 594, Rev. Order 22]

GENERAL MOTORS 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 9b of Maximum Price Regulation 594, It is ordered:

Order No. 22 under Maximum Price Regulation 594 is redesignated Revised Order No. 22 and is amended and revised to read as follows:

(a) *Company sales to distributors and body-building firms.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Detroit, Michigan, each of the new Cadillac passenger automobiles described in subparagraph (1) to its distributors and body-building firms at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Description	List price
61 Series:	
6107—Five passenger club coupe (2 door)	\$1,617
6109—Five passenger sedan (4 door)	1,720
62 Series:	
6207—Five passenger club coupe (2 door)	1,811
6267—Five passenger convertible coupe (2 door)	2,041
6269—Five passenger sedan (4 door)	1,872
60 Special:	
6069—Five passenger sedan (4 door)	2,483
75 Series:	
7519—Five passenger sedan (4 door)	3,496
7523—Seven passenger sedan	3,650
7533—Seven passenger imperial	3,813
7523-L—Nine passenger business sedan	3,375
7533-L—Nine passenger business imperial	3,536
163" commercial chassis	1,504

(2) *Company discounts—(i) Basic discounts to distributors and body-building firms.* The Company shall apply to the applicable list price in subparagraph (1),

for each new automobile the following applicable discount:

	Percent
On Series 61, 62 and 60-Special	23.9
On Series 75	25.7

(ii) *Additional over-riding discounts to distributors.* There shall be applied to the applicable list price in subparagraph (1) for the new automobile an additional over-riding discount of 2 percent to distributor on his wholesale sales to dealers that are not branches or wholly-owned subsidiaries of the distributor of Series 61, 62 and 60-Special, to be credited to distributor upon delivery of the new automobile to a purchaser at retail.

(3) *Charges—(i) Extra or optional equipment.* A charge for each item of extra or optional equipment listed below installed on the new automobile which shall not exceed the respective wholesale price to distributor shown below, plus its applicable E. O. H. charge:

WHOLESALE PRICES

Description	To distributor	To dealer	List price	E. O. H. charge
Commercial cowl, for series 75 163" commercial chassis	\$61.15	\$65.15	\$81.40	\$4.28
4-wheel discs	11.35	13.10	17.45	.80
License plate frames	1.85	2.15	3.15	.13
Coupe adaptor kit	1.70	1.95	2.65	.12
Ventilating defrosting heater	24.75	27.85	36.25	1.73
Automatic underseat heater, series 61, 62, and 60-Special	43.80	49.40	64.00	3.07
Automatic underseat heater, series 75	46.75	52.95	70.40	3.27
Glare-proof mirror	2.60	3.10	4.70	.18
Special steering wheel	10.70	12.35	16.40	.75
5 trim rings	5.35	6.15	8.20	.37
Hydraulic transmission	128.00	135.00	160.00	8.97
Windshield washer	6.15	6.85	9.30	.43
Vacuum aerial	7.50	8.35	10.30	.53
Back-up light	7.50	8.35	11.00	.53
Fog lights	17.70	20.40	27.90	1.24

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. FOR AUTOMOBILES

Description	Charge
61 Series:	
6107—5 passenger club coupe	\$92.00
6109—5 passenger sedan	100.00
62 Series:	
6267—5 passenger convertible coupe	117.00
6207—5 passenger club coupe	102.00
6269—5 passenger sedan	108.00
60-Special:	
6069—5 passenger sedan	142.00
75 Series:	
7519—5 passenger sedan	196.00
7523—7 passenger sedan	199.00
7533—7 passenger sedan imperial	209.00
7523-L-9 passenger business sedan	187.00
7533-L-9 passenger business imperial	198.00
163" Commercial chassis	89.00

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment from Detroit, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus



transportation tax at the current legal rate.

(iv) *Charge for advertising.* A charge for Company-distributor-dealer cooperative advertising expense per automobile not to exceed the applicable amount set forth in the following schedule:

Series 61 and Series 62.....	\$18.00
Series 60—Special and Series 75.....	23.00
Series 75 commercial chassis.....	10.00

(v) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of the service referred to in subdivisions (vi) and (vii) below. The charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Charge for preparing automobile for drive-away by distributor or body-builder firm.* A charge not to exceed \$15.00 when the new automobile is prepared for drive-away from the factory by a distributor or a body-building firm. In this preparation the same amount of gasoline, oil anti-freeze and servicing shall be used as was used in the preparation of the applicable model on October 15, 1941.

(vii) *Charge for delivery to a retail purchaser at the factory.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser at the factory in accordance with the same service practice in effect on October 15, 1941, not to exceed the applicable amount set forth in the following schedule:

Series 61.....	\$30.00
Series 62.....	35.00
Series 60—Special.....	45.00
Series 75.....	60.00

(viii) *Charge for delivery to boat.* A charge not to exceed \$3.50 when the new automobile is delivered by the factory to a boat at Detroit.

(ix) *Charge for shipping Series 75 commercial chassis by truckaway.* A charge not to exceed \$3.50 for loading expense when shipping a new series 75 commercial chassis by truckaway from the factory.

(x) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Cadillac new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less, in the case of Series 61, 62 and 60 Special, 85.2 percent of the discount in effect on January 1, 1941, to each class of user, and less, in the case of Series 75, 85.8 percent of the discount in effect on January 1, 1941 to each class of user.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the list price in that subparagraph, less 85.2 percent of the discount in effect on January 1, 1941, to each class of user.

(3) *E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in paragraph (a) (3) (ii).

(4) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the Company makes delivery of the automobile is permitted to charge.

(5) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(6) *Preparing and conditioning for delivery to users.* A charge for preparing and conditioning and servicing the automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941, to the class of user.

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of service in (6) above. This charge shall not exceed the applicable maximum prices of such commodities.

(c) *Sales by distributors and Company branches to dealers.* Distributors of Cadillac new passenger automobiles and the Company through its wholly owned branches may sell and deliver to dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following applicable charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discount in the following schedule:

Model:	Discount (percent)
Series 61 and 62.....	21.9
Series 60—Special.....	20.9
Series 75.....	20.7

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the respective wholesale prices to dealers in that subparagraph plus the applicable E. O. H. charge for extra or optional equipment.

(3) *Charges for E. O. H.* A charge for E. O. H. to cover federal excise tax on the new automobile and factory delivery and handling, which shall not exceed the applicable charge in the schedule set out in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight on the new automobile and extra or optional equipment not to exceed the charge invoiced by the Company to the distributor or to the Company's wholly-owned branch.

(5) *Charge for cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or when the new automobile is sold by the Company through one of its wholly-owned branches to a dealer.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil, and antifreeze when supplied with the new

automobile not to exceed applicable maximum prices and for which a charge is not made under subparagraphs (7) or (8) below.

(7) *Charge for factory preparation of automobile for drive-away by body-building firm.* A charge not to exceed \$15.00 when the sale is to a body-building firm and the Company prepared the automobile for delivery to the body-building firm at the factory and charged the distributor for the expense of this preparation.

(8) *Charge for delivery to a retail purchaser at the factory.* A charge for preparing, conditioning, and servicing the new automobile for delivery to a retail purchaser at the factory not to exceed the applicable amount set forth in the schedule in paragraph (a) (3) (vii) when the charge is made by the Company to its branch or to the distributor.

(9) *Charge for delivery to boat.* A charge not to exceed \$3.50 when the new automobile is delivered by the factory to a boat at Detroit.

(10) *Charge for delivery from the Detroit branch.* A charge not to exceed \$2.00 for delivery to a dealer of the new automobile from the Company-owned branch at Detroit.

(11) *Charge for shipping Series 75 Commercial chassis by truckaway.* A charge not to exceed \$3.50 for loading expense when a new Series 75 Commercial chassis has been shipped from the factory by truckaway.

(12) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the new Cadillac passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Retail charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Retail charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph, plus the applicable E. O. H. charge for extra or optional equipment set forth in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charge contained in the Company's Cadillac Suggested Maximum Retail Delivered Price sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery



of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser not to exceed the applicable charge in the following schedule:

Series:	Charge
61-----	\$30.00
62-----	35.00
60—Special-----	45.00
75-----	60.00

(7) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resale in territories and possessions.* A reseller is authorized to sell each of the Cadillac new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale, or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (c) or (d); and inland freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions—(1) Reseller.* A reseller is:

(i) A dealership when not selling at wholesale under a distributor or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail, or

(iii) The Company's wholly owned wholesale and retail branches when selling at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly owned corporations; or

(ii) A purchaser purchasing for his own use; or

(iii) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and factory handling and delivery and Federal excise taxes on extra or optional equipment) instead of a charge for "Federal excise tax". In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in the space on that form for excise tax the applicable charge for "E. O. H.", and substitute on the form the term "E. O. H." for the term "Excise Tax".

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

This order shall become effective as of April 30, 1946 for new Cadillac automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

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.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7278; Filed, Apr. 30, 1946; 4:35 p. m.]

[Order 108 under Order 375 under 3 (b)]

HILDA'S SPECIALTIES

AUTHORIZATION OF MAXIMUM PRICES

Order No. 108 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation, Hilda's Specialties, Docket No. 6035:2-GMPR-ORD 375-536.

For the reasons set forth in the opinion issued simultaneously herewith; it is ordered that:

*Authorization of maximum prices governing sales of "famous candied macaroons", a confectionery item manufactured by Hilda Meyer, doing business as Hilda's Specialties, 5456 University Avenue, Chicago, Illinois.* (a) The maximum delivered prices for the indicated sales below of "Famous Candied Macaroons" manufactured in weights of 8-ounces, 11-ounces and 15-ounces, by Hilda's Specialties, 5456 University Avenue, Chicago, Illinois, in accordance with its formula contained in its price application of March 19, 1946, shall be:

	8-oz. box	11-oz. box	15-oz. box
From Hilda's Specialties to wholesalers.....	\$0.62	\$0.78	\$1.00
From all sellers to retailers.....	.77	.98	1.25
From retailers to consumers.....	1.10	1.50	1.90

(b) The maximum prices established in this order are the highest prices for which "famous candied macaroons" may be sold by the respective sellers. All sellers on sales of these items shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable confectionery items.

(c) Hilda's Specialties shall mail or otherwise supply to its purchasers at the time of or prior to the first delivery to such purchaser, a written notice as follows:

The Office of Price Administration has authorized me to sell my "Famous Candied Macaroons" to wholesalers at a maximum delivered price of (price of item) per (weight of item) box, and to retailers at a maximum delivered price of (price of item) per (weight of item) box. Wholesalers are authorized to sell this item to retailers at a maximum delivered price of (price of item). On sales of any of these items all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable confectionery items.

(d) Hilda's Specialties for a period of at least sixty days shall place in or on

each box distributed through a wholesaler, a notice as follows:

The Office of Price Administration has authorized wholesalers to sell "Famous Candied Macaroons" at a maximum delivered price of (price of item) per (weight of item) box. Retailers are authorized to sell this item to consumers at a maximum price of (price of item).

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

(f) This Order No. 108 shall become effective May 1, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10361, 12305).

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7223; Filed, Apr. 30, 1946; 11:37 a. m.]

[Rev. SO 119, Order 185]

ASTRUP CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 185 under Revised Supplementary Order No. 119 (Docket 6075-80 119-23) adjustment of maximum prices for sales of awning and tent hardware manufactured by the Astrup Company of 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 the Astrup Company of Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of awning and tent hardware by increasing by 14 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 during March 1942.

(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 adjust-



ment 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. 185 under Revised Supplementary Order No. 119 authorizes a 14 percent increase in October 1, 1941, net prices for sales of awning and tent hardware 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. 185.

(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 May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7239; Filed, Apr. 30, 1946; 11:37 a. m.]

#### Regional and District Office Orders.

[Region I Supp. Order 20 Under RMPR 122]

#### PENNSYLVANIA ANTHRACITE IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, *It is hereby ordered, That:*

(a) The following provisions concerning quality standards and the use of the specific maximum prices for Pennsylvania Anthracite contained in the orders listed, is added by the specified paragraph to the Region I orders under Revised Maximum Price Regulation No. 122 which are listed in paragraph (b) of this Supplementary Order No. 20 to read as follows:

*Quality standards and applicability of prices for Pennsylvania anthracite.* The specific maximum prices set forth in this order for broken, egg, stove, chestnut, pea, buckwheat and rice sizes of Pennsylvania anthracite may be charged only for Pennsylvania anthracite of those sizes the ash content of which does not exceed that specified in § 1340.200 (a) (6) of Maximum Price Regulation No. 112 for the particular size.

Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by his supplier prior to its

resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum prices established under this area order, less the following amounts:

	Per net ton <sup>1</sup>
Broken, egg, stove and chestnut.....	\$1.00
Pea .....	.80
Buckwheat No. 1.....	.60
Rice (buckwheat No. 2).....	.50

<sup>1</sup>For sales of fractions of a net ton, the reduction shall be proportionate.

Such anthracite shall be kept separate in storage and delivery from all other anthracite. Every dealer selling such anthracite must, in addition to the information required by the terms of any other invoicing requirement, place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content."

(b) *Orders affected.* The paragraphs which add the provision concerning quality standards and the use of the specific maximum prices for Pennsylvania Anthracite set forth in this Supplementary Order No. 20, and the applicable Region I Orders under Revised Maximum Price Regulation No. 122, are as follows:

Paragraph	Order No.	Area
(n)	Revised G-3.....	Metropolitan Boston.
(17)	G-4.....	Rhode Island.
(p)	G-11.....	Lawrence, Mass.
(m)	G-13.....	Lynn-Salem, Mass.
(p)	G-14.....	Lowell, Mass.
(m)	G-15.....	Manchester, N. H.
(m)	G-16.....	Brockton, Mass.
(m)	G-17.....	Taunton, Mass.
(l)	G-18.....	New London, Conn.
(n)	G-19.....	Concord, N. H.
(m)	G-21.....	Nashua, N. H.
(m)	G-22.....	Worcester, Mass.
(m)	G-23.....	Stoughton, Mass.
(m)	G-24.....	Bridgport, Conn.
(o)	G-25.....	Portland, Maine.
(m)	G-26.....	Portsmouth, N. H.-Rittery, Maine.
(n)	G-28.....	Bangor, Maine.
(n)	G-29.....	Lewiston-Auburn, Maine.
(m)	G-30.....	Augusta, Maine.
(m)	G-31.....	Brunswick, Maine.
(m)	G-32.....	Rockland, Maine.
(n)	G-33.....	Biddeford-Saco, Maine.
(n)	G-34.....	Bath, Maine.
(r)	G-35.....	Hampton-Seabrook, N. H.
(e)	G-36.....	Dover-Exeter, N. H.
(m)	G-38.....	Milford, Mass.
(j)	G-39.....	Providence, R. I.
(h)	G-40.....	Rutland, Vt.
(f)	G-41.....	Adams, Mass.
(f)	G-42.....	Bennington, Vt.
(e)	G-43.....	Manchester, Vt.
(o)	G-44.....	Danbury, Conn.
(j)	G-45.....	White River Junction, N. H.-Vt.
(l)	G-46.....	Hartford, Conn.
(j)	G-47.....	New Haven, Conn.
(j)	G-48.....	Brattleboro, Vt.-Keene, N. H.
(j)	G-49.....	Middletown, Conn.
(j)	G-50.....	St. Albans, Vt.
(j)	G-51.....	Waterbury, Conn.
(j)	G-52.....	Putnam, Conn.
(j)	G-53.....	Bellows Falls, N. H.-Vt.
(i)	G-54.....	Burlington, Vt.
(m)	G-55.....	Willimantic, Conn.
(n)	G-56.....	Montpelier, Vt.
(n)	G-57.....	Norwich, Conn.
(o)	G-58.....	St. Johnsbury, Vt.
(n)	G-59.....	Winsted, Conn.
(n)	G-60.....	Springfield, Vt.-Claremont, N. H.
(n)	G-61.....	New Britain, Conn.
(n)	G-62.....	Dorington, Conn.
(o)	G-63.....	Woonsocket, R. I.-Mass.
(o)	G-64.....	New Bedford, Mass.
(o)	G-65.....	Attleboro, Mass.
(o)	G-66.....	Fitchburg, Mass.
(o)	G-67.....	Gardner, Mass.
(o)	G-68.....	Fall River, Mass.
(o)	G-69.....	Southbridge, Mass.
(p)	G-70.....	Specified areas in region I.

This Supplementary Order No. 20 shall become effective March 19, 1946.

Issued this 19th day of March 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-7144; Filed, Apr. 29, 1946; 1:21 p. m.]

[Albany Adopting Order 6 Under Basic Order 1 Under RMPR 251]

#### INSTALLED RE-SIDING AND RE-ROOFING AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN THE ALBANY, TROY, AND SCHENECTADY, N. Y., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by section 9 of Revised Maximum Price Regulation No. 251 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Albany District Office, it is hereby ordered:

(a) *What this order does.* This adopting order under Basic Order No. 1 establishes flat (dollars-and-cents) maximum prices for installed re-siding and re-roofing and related and incidental construction work on residential structures in the Albany, Troy and Schenectady Area consisting of the counties of Albany, Schenectady and Rensselaer, all in the State of New York. This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, with respect to the sales covered by this order in the territory included in this order. All other provisions of Revised Maximum Price Regulation No. 251 are applicable to the transactions subject to this order unless otherwise provided in this order or in Basic Order No. 1.

(b) *Applicability of Basic Order No. 1 for area pricing of installed re-siding and re-roofing and related and incidental construction work in Region II.* All provisions of Basic Order No. 1 under section 9 of Revised Maximum Price Regulation No. 251 issued by the New York Regional Office, Region II of the Office of Price Administration are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is amended in any respect, the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 and should be familiar with the provisions of said order.

(c) *Maximum prices for sales of composition re-siding and re-roofing on an installed basis.* The maximum prices for sales of composition re-siding and re-roofing, on an installed basis on a residential structure shall be as shown in the following tables known as Table I and II and shall be upon a price per square basis. Table I covers prices for composition re-siding and accessories,



and Table II covers prices for re-roofing and accessories.

TABLE I—COMPOSITION RE-SIDING PRICES

	Per square
Asbestos cement re-siding, standard surface hardness, 12 x 24" or 12 x 27"-----	\$24.00
Asbestos cement re-siding of extra hard surface, 12 x 24" or 12 x 27"-----	27.00
Insulated brick or stone re-siding, 14 3/8" x 43 3/8", 13 3/8" x 43 3/8" and 14 x 43"-----	30.00
Asphalt strip type re-siding, 167 lbs.-----	15.00
Giant individual shingle re-siding, laid wide space method, 7 1/2" exposure (when this shingle is laid in wide space other than 7 1/2" exposure, American method, Dutch lap method or other methods, the price varies from the above in proportion to the quantity of material used)-----	16.00
Roll brick re-siding-----	16.00

The above prices include nails, caulking, joint strips and one bundle of lath.

RE-SIDING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Building paper: \$1.00 per square.
Corner pieces for Asphalt brick re-siding: \$0.40 per foot.
Rolled corners on roll brick re-siding: \$0.25 per foot.
Soldier course on insulated brick: \$0.15 per foot.
Soldier course on roll brick: \$0.10 per foot.
Zinc corner bead: \$0.15 per foot.
Woven corners: \$0.50 per foot.
Lath (400' per bundle) after first bundle: \$4.00 per bundle.
15-lb. felt: \$1.50 per square.
30-lb. felt and smooth surface rolls: \$2.50 per square.
35-lb. felt smooth surface rolls in 12" widths: \$3.00 per square.
Moulding (quarter round to 3/4" and band up to 1 1/2"): \$0.05 per foot.
Rabbitted moulding: \$0.14 per foot.
Backer board: \$4.00 per square.
Removing stucco: \$5.00 per square.
All shingles above the second floor ceiling, extra charge: \$3.00 per square.
Applying shingles to the second floor when the first floor is not covered, extra charge: \$2.00 per square.

TABLE II—RE-ROOFING PRICES

	Per square
12" (3 in line) strip shingle, 210 lbs.-----	\$16.00
11 1/2" hexagon strip shingle, 167 lbs.-----	14.00
Re-roofer type shingle standard weight, 135 to 140 lbs.-----	14.00
Re-roofer type heavy weight, 160 to 162 lbs.-----	15.00
Giant individual Dutch Lap Method 160 to 162 lbs. with clips. (When this shingle is laid in American method or other methods, the price varies from above in proportion to the quantity of material used)-----	15.00
Diamond point roll re-roofing, 18" width. (Apply to roofs having a pitch of 1-5")-----	11.00
Diamond point roll re-roofing, 18" width. (Apply to roofs having a pitch greater than 1-5")-----	13.00
Slate surface roll re-roofing, 90 lbs. (Apply to roofs having a pitch of 1-5")-----	8.00
Slate surface roll re-roofing, 90 lbs. (Apply to roofs having a pitch greater than 1-5")-----	10.00
Smooth surface roll re-roofing, 55 lbs.-----	7.00
Smooth surface roll re-roofing, 65 lbs.-----	8.00
Smooth surface roll re-roofing in plastic slate, 65 lbs.-----	11.00

TABLE II—RE-ROOFING PRICES—Continued

	Per square
Smooth surface roll re-roofing in plastic slate, 65 lbs.-----	\$12.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 55 lbs.-----	20.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 65 lbs.-----	21.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 45 lbs.-----	19.00
Cap sheet double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 34 lbs.-----	16.50

The above prices include nails, mastic and flashing around chimneys and vents.

RE-ROOFING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Hip and ridge shingles: \$0.15 per foot.
Slate surface rolls, 90 lbs. (Used on valleys, ridges or other sections of roofs): \$8.00 per square.
15-lb. felt: \$1.50 per square.
30-lb. felt: \$2.50 per square.
35-lb. smooth surface rolls (when cut in 12" widths): \$3.00 per square.
Lath (400-ft. per bundle) after first bundle: \$4.00 per bundle.
Bevel boards (per 100 lineal ft.): \$1.70.
Backer board: \$4.00 per square.
Single drip course of wood shingles: \$0.25 per foot.
Double drip course of wood shingles: \$0.45 per foot.
Rake strip for drip course of wood 3/4" x 3". (Wider boards price proportionately): \$0.25 per foot.
Yankee gutters relined: \$0.25 per foot.
Box gutter relined: \$0.35 per foot.
Replace boards on Yankee gutters: \$0.30 per foot.
Galvanized tubes without flange: \$1.50 per tube.
Galvanized tubes with flange: \$2.00 per tube.
Galvanized eave strip or rake strip: \$0.15 per foot.
To remove wooden, asphalt, asbestos or slate shingles: \$5.00 per square.

This order shall become effective May 1, 1946.

Issued this 18th day of April 1946.

LESTER W. HERZOG,  
District Director.

[F. R. Doc. 46-7136; Filed, Apr. 29, 1946; 1:18 p. m.]

[Region III Order G-8 Under Gen. Order 68]

**HARD BUILDING MATERIALS IN LOUISVILLE, KY., AREA**

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

**SECTION I. What this order covers.** This order covers all retail sales made by any seller of commodities specified in Table 1 delivered to a purchaser in the Louisville, Kentucky Area.

The Louisville, Kentucky Area for the purposes of this order consists of Metropolitan Louisville including the counties of Jefferson, Kentucky and Floyd and Clark, Indiana.

**SEC. II. Definition of retail sales.** For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis,

**SEC. III. Description of items covered by this order.** This order covers the list of "hard building materials" set forth in the annexed table, including plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time.

**SEC. IV. Relation to other regulations.** The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or order. To the extent they are not inconsistent with the provisions of this order, all provisions of the General Maximum Price Regulation shall apply to sales covered by this order except sections 18, 19 and 19 (a).

**SEC. V. Maximum prices.** The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

**SEC. VI. Posting of maximum prices.** Every seller making sales covered by this order shall post a copy of Table 1 which lists maximum prices fixed by this order in each of his places of business in the Louisville, Kentucky, Area in a manner plainly visible to all purchasers.

**SEC. VII. Sales slips and records.** Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$10.00 or more each seller regardless of previous custom, must keep records showing at least 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.

**SEC. VIII. Amendment.** This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-8 shall become effective April 10, 1946.

Issued March 27, 1946.

J. F. KESSEL,  
Regional Administrator.

**MAXIMUM RETAIL DELIVERED PRICES FOR HARD BUILDING MATERIALS<sup>1</sup>**

Commodity and unit	Price
Plaster, hardwall; 100 pounds-----	\$1.15
Plaster, gauging; 100 pounds-----	1.50
Plaster, moulding; 100 pounds-----	1.50
Keen's cement; 100 pounds-----	2.25
Finishing lime; 50 pounds-----	.55

<sup>1</sup> Discounts and additions. (a) A discount of 2% on all cash sales. (b) An addition of \$0.50 for delivery on a total delivered order of less than \$10.00 in the Louisville Area. Maximum prices for deliveries outside of Louisville Area remain subject to the applicable regulation.



MAXIMUM RETAIL DELIVERED PRICES FOR HARD BUILDING MATERIALS—Continued

Commodity and unit	Price
Gypsum lath, $\frac{3}{8}$ inch; 1,000 square feet	\$25.50
Painted diamond mesh, 34 pounds; square yard	.28
Metal lath, 34 pounds, $\frac{3}{8}$ inch high rib painted; square yard	.28
Metal lath corner bead expanded; foot	.05
Portland cement (paper bag); 100 pounds	.70
Portland cement (cloth bag); 100 pounds	.80
Masonry mortar (paper sack); 70 pounds	.60
Mason hydrated lime bag; 50 pounds	.45
Waterproof cement (gray); 100 pounds	.80
Gypsum block partition, 3 inch hollow; square foot	.10
Gypsum block partition 4 inch hollow; square foot	.12
Common brick; per 1,000	21.50
Fire brick 9-inch straight first quality; per 1,000	.08
Fire clay; 100 pound bags	1.15
Clay drain tile, 4 inches; foot	.07
Vitrified clay sewer No. 1SS, 4 inch pipe; foot	.15
Vitrified clay sewer No. 1SS, 6 inch pipe; foot	.23
Flue lining, 9 inches x 9 inches; foot	.31
Flue lining, 9 inches x 13 inches; foot	.47
Flue lining, 13 inches x 13 inches; foot	.56
Flue lining, $4\frac{1}{2}$ inches x $8\frac{1}{2}$ inches; foot	.23
Gypsum wallboard, $\frac{3}{8}$ inch per 1,000; square foot	.05
Asphalt roofing, 90 pound mineral surface; 1 square roll	2.30
Asphalt or tarred felt, 15 pounds; 4 square rolls	2.15
Asphalt or tarred felt, 15 pounds; 2 square rolls	2.15
Asphalt shingles 210 pounds 3 in 1 thick butt; per square	5.65
Asphalt shingles, 165 pounds, 2 tab hexagon; per square	4.40
Fiber insulation board, $\frac{1}{2}$ inch standard lath and board; 1,000 square feet	48.00
Fiber insulating board, $\frac{23}{32}$ inch asphalt sheathing; 1,000 square feet	57.00

[F. R. Doc. 46-7147; Filed, Apr. 29, 1946; 1:22 p. m.]

[Region III Order G-14 Under Gen. Order 68]

HARD BUILDING MATERIALS IN INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

**SECTION I. What this order covers.** This order covers all retail sales made by any seller of commodities specified in Table 1 delivered to a purchaser in the Indianapolis, Indiana area.

The Indianapolis, Indiana area, for the purpose of this order, consists of Marion, Boone, Hamilton, Hendricks, Hancock, Morgan, Johnson and Shelby counties in the State of Indiana.

**SEC. II. Definition of retail sales.** For the purpose of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

**SEC. III. Description of items covered by this order.** This order covers the list of "Hard Building Materials" set forth in the annexed Table I, including plaster,

lath, lime, cement, gypsum block, wall-board, mortar, roofing and flue lining. Other related items may be added from time to time.

**SEC. IV. Relation to other regulations.** The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or order. To the extent they are not inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order except section 18.

**SEC. V. Maximum prices.** The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

**SEC. VI. Discounts, allowances and deliveries.** Every seller must allow all discounts which were granted in March 1942. Every seller must furnish free delivery in the zone in which free delivery was furnished in March 1942.

Every seller may charge no higher price for delivery than the seller charged in March 1942.

In the event that the seller made no deliveries in March 1942, the seller may charge no higher than the March 1942 delivery charges of his nearest competitor. If the seller is unable to obtain such delivery charges from his competitor, he must apply for maximum delivery charges to the District Office of Price Administration.

**SEC. VII. Posting of maximum prices.** Every seller making sales covered by this order shall post a copy of Table 1, which lists maximum prices fixed by this order, in each of his places of business in the Indianapolis, Indiana area, in a manner plainly visible to all purchasers.

**SEC. VIII. Sales slips and records.** Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer, each seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold, and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$10.00 or more, each seller, regardless of previous custom, must keep records showing at least 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.

**SEC. IX. Evasions.** On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the

Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

**SEC. X. Amendment.** This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-14 shall become effective April 8, 1946.

Issued this 25th day of March 1946.

J. F. KESSEL,  
Regional Administrator.

TABLE 1

Commodity and unit	Maximum price
Plaster:	
Hard wall; 50-lb. bag	\$0.57
Hard wall; 100-lb. bag	.95
Portland cement (paper bags); 94-lb. bag	.70
Portland cement; per bbl	2.80
Gypsum wallboard $\frac{3}{8}$ -inch; square foot	.04
Flue lining:	
9 inch by 9 inch (2 foot section); per 2-foot length	.65
9 inch by 13 inch (2 foot section); per 2-foot length	.95
13 inch by 13 inch (2 foot section); per 2-foot length	1.21
Keene's cement; 100-lb. bag	2.34
Finishing lime; 70-lb. bag	.50
Gypsum lath $\frac{3}{8}$ inch; square foot	.025
Gypsum block-partitions:	
3-inch hollow; each	.13
4-inch hollow; each	.15
Masonry mortar (paper bags); 70-lb. bag	.65
Roll roofing, 90-lb.; per square	2.45

(All discounts offered, free delivery zones established and extra delivery charges made to any class of purchaser and/or type of purchase in March 1942 are applicable to sales made under the provisions of this order.)

[F. R. Doc. 46-7148; Filed, Apr. 29, 1946; 1:23 p. m.]

[San Antonio Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN TRAVIS COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

**SECTION 1. What this order does.** This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Travis County, Texas.

**SEC. 2. Definition of retail sales.** The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

**SEC. 3. Maximum prices.** Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this



order, subject to the terms and conditions of sale and other limitations set forth therein. Receipt of notice of permitted increase from suppliers will not automatically authorize increases in ceiling prices set forth in Appendix A of this order. Such ceiling prices will only be changed by amendment to this order issued by the District Director.

Sec. 4. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order. Items and specifications not specifically priced in this order remain subject to the applicable Maximum Price Regulations.

Sec. 5. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

Sec. 6. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

Sec. 7. *Evasion.* The price limitations set forth in 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 order 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 sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order).

Sec. 8. *Enforcement and penalties.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

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

This order shall become effective April 22, 1946.

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

Issued at San Antonio, Texas, this 15th day of April 1946.

C. T. GIESEN,  
District Director.

APPENDIX A

Maximum prices for sales of specified items of building materials when such sales are made in Travis County, Tex., to building contractors or other ultimate users.

Name of item and basic unit	Maximum price f. o. b. plant, yard siding or store, or delivered in free delivery zone
Plaster, hard wall; ton	\$22.00
Plaster, hard wall; 100-lb. bag	1.10
Plaster, gauging; ton	27.00
Plaster, gauging; 100-lb. bag	1.35
Plaster, moulding, ton	27.00
Plaster, moulding, 100-lb. bag	1.35
Keene's cement; ton	44.75
Keene's cement; 100-lb. bag	2.45
Finishing lime (quick); ton	20.50
Finishing lime (quick); 100-lb. bag	1.05
Portland cement (standard paper bag); bag	.80
Masonry mortar (67½ lb.); sack	.65
Mason's hydrated lime; 50-lb. bag	.55
Fire brick, 9" straight, high temp.; less than 1,000	95.00
Fire brick, 9" straight, high temp.; more than 1,000	90.00
Fire brick, 9" straight, low temp.; 1,000	72.00
Fire clay, low temp.; ton	20.00
Fire clay, low temp.; 100-lb. bag	1.25
Fire clay, high temp.; ton	25.00
Fire clay, high temp.; 100-lb. bag	1.25
Clay drain tile—4"; ft.	.10
Glazed sewer tile—4"; ft.	.18
Glazed sewer tile—6"; ft.	.27
Flue lining (8½" x 8½"); ft.	.35
Flue lining (8½" x 13"); ft.	.50
Flue lining (13" x 13"); ft.	.60
Flue lining (13" x 17½"); ft.	.85
Rock lath (16" x 48"); 1,000 sq. ft.	32.50
Gypsum wall board—¾"; 1,000 sq. ft.	46.00
Gypsum wall board—½"; 1,000 sq. ft.	55.00
Roof units—1" (gypsum); 1,000 sq. ft.	96.00
Gypsum exterior sheathing, ½", triple seal, water repellent; 1,000 sq. ft.	50.00
Asphalt roofing—mineral surface, 90-lb.; roll (108 sq. ft.)	3.00
Asphalt roofing—mineral surface, 90-lb.; square	3.00
Asphalt or tarred felt—15-lb.; roll	2.80
Asphalt or tarred felt—30-lb.; roll	2.75
Asphalt shingles, 210-lb. (3 in 1) thickbutt; square	6.50
Asphalt shingles 167-lb.—2 tab. hexagon; square	5.15
Asphalt roofing, smooth surface 55-lb.; square	2.45
Asphalt roofing, smooth surface 45-lb.; square	1.95
Dutch lap asphalt shingles—12" x 16"; square	4.85
Fiber insulation board, ½" standard, lath board; 1,000 sq. ft.	55.00
Asbestos cement siding—standard colors 12" x 24" or 27"; square	10.00
Asbestos cement siding—white 12" x 24" or 27"; square	10.00
Asbestos cement roofing shingles, economy cut, hexagonal; square	10.25
Standard density, synthetic fiber board 8/16" (4 x 8) (such as beaver board); sq. ft.	.08

APPENDIX A—Continued

Name of item and basic unit	Maximum price f. o. b. plant, yard siding or store, or delivered in free delivery zone
Hard density, synthetic fiber board ½" tempered, standard size (such as Masonite); sq. ft.	\$ .09½
Knotty pine walnut or bleached mahogany gypsum wall board; 1,000 sq. ft.	70.00
2.5 lb. black metal lath, noncopper bearing; sq. yd.	.26
3.4 lb. black metal lath, noncopper bearing; sq. yd.	.30
3.4 lb. galvanized metal lath; sq. yd.	.33
Common brick—kiln run; 1,000	16.75
Select common or buff brick; 1,000	21.75
Face brick; 1,000	29.75

Basic unit	Maximum price f. o. b. plant, yard siding, or store, or delivered up to 3 miles from plant in 2-yard loads to—	
	Contractor	Ultimate user
Ready-mixed concrete (sacks of cement per yard):		
3	Cubic yard \$6.15	\$6.75
3½	do 6.45	7.05
4	do 6.75	7.35
4½	do 7.05	7.65
5	do 7.35	7.95
5½	do 7.65	8.25

1. A delivery charge not to exceed 20¢ per cubic yard for each mile beyond the seller's three-mile free delivery zone may be added to maximum prices hereinabove established for ready-mixed concrete. This charge shall be computed upon the distance one way. If the purchaser orders less than two yards, the seller may, nevertheless, compute the delivery charge as if two yards were actually hauled.

2. Terms of sale for ready-mixed concrete shall be net for cash within 15 days from date of sale.

3. Terms of sale for all commodities covered by this Appendix, other than ready-mixed concrete, shall be net 30 days.

4. *Free delivery zone.* The term "free delivery zone" as used in this order for items other than ready-mixed concrete includes all points within the corporate limits of Austin, Texas, and all points within a 5-mile radius of the place from which delivery is made.

5. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described for items other than ready-mixed concrete:

(a) For sellers who were in business during March, 1942, the same delivery charge they had in effect during March, 1942, for each type and quantity of sale made.

(b) For sellers who were not in business during March, 1942, the delivery charge which their most competitive seller, who was in business during March, 1942, may make under the provisions of this order.

6. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 15 days in the case of ready-mixed concrete, and beyond 30 days in the case of all other items covered by this Appendix:

(a) Sellers who were in business during March, 1942, are permitted to add to prices established hereinabove for the extension of credit beyond a period of 15 days in the case of ready-mixed concrete and beyond a period of 30 days in the case of all other items covered by this Appendix, the same additions that they had in effect during March, 1942, for the same type and quantity



of sale. If no extra charges were made for the extension of credit during March, 1942, none may be added.

(b) Sellers who were not in business during March, 1942, are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

7. *Maintenance of customary discounts.* (a) Sellers who were in business during March 1942, are required to maintain their customary yard, quantity, and class of purchaser discounts which they had in effect during March 1942.

(b) Sellers who were not in business during March 1942, are required to adopt and maintain the customary yard, quantity, and class of purchaser discounts which their most closely competitive sellers had in effect during March, 1942.

[F. R. Doc. 46-7151; Filed, Apr. 29, 1946; 1:24 p. m.]

[Peoria Rev. Order G-1 Under Gen. Order 68]  
HARD BUILDING MATERIALS IN PEORIA, ILL.  
AREA

Order No. G-1 under General Order No. 63 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68; it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A attached hereto delivered to the purchaser in the Peoria, Illinois, area. The Peoria, Illinois, area for the purposes of this order consists of the area within the city limits of the City of Peoria, Illinois, and also the area in Peoria County, Illinois, lying outside such city limits and within a radius of ten (10) miles from the County Court House located in Peoria, Illinois, and also the area lying within the city limits of the City of East Peoria, Illinois, and also the area lying within the village limits of the Village of Creve Coeur, Illinois.

SEC. 2. *Definitions.*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order

supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this Appendix. All sellers under this order shall continue to allow their customary cash discounts to all classes of purchasers with respect to all sales of commodities specified in the Appendix, which were in effect during the base period used in determining their maximum prices under the applicable regulation. No additional charge may be made for delivery within the area covered by the order and, except as above provided, no discounts or allowances need be given.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for all sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale, of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling \$7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

*Appendix.* The appendix containing the dollars-and-cents ceiling prices and the discounts and allowances, established by this order is attached hereto, marked Appendix A and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective April 8, 1946.

Issued this 3d day of April 1946.

KENNETH H. LEMMER,  
District Director.

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF BUILDING MATERIALS IN THE PEORIA, ILLINOIS, AREA

*Provisions regarding discounts.* (1) Cash discounts: Customary discounts to all classes of purchasers.

(2) If total order is less than \$7.50, the consumer price may be used.

MAXIMUM DELIVERED PRICES

PLASTER

Description of Materials, Unit, and Price

1. Plaster, hard wall; per ton.....	\$23.00
2. Plaster, gauging; 100-lb. bag....	2.00
3. Plaster, moulding; 100-lb. bag....	2.00
4. Plaster, bonding; 100-lb. bag....	1.20
5. Cement, Keene's; 100-lb. bag....	2.80

LIME

6. Lime, finishing; 50-lb. bag....	.60
7. Mason's hydrated lime; 50-lb. bag .....	.55

GYPSUM PRODUCTS

8. Gypsum lath, 3/8"; sq. ft.....	.028
9. Gypsum block partitions, 3" hollow; sq. ft.....	.115
10. Gypsum block partitions, 4" hollow; sq. ft.....	.125
11. Gypsum wallboard, 3/8"; sq. ft....	.045

METAL LATH

12. Metal lath, 2.2 lb. painted diamond mesh; sq. yd.....	.285
13. Metal lath, 2.5 lb. painted diamond mesh; sq. yd.....	.305
14. Metal lath, 3.4 lb. 3/8" high rib painted; sq. yd.....	.395
15. Metal lath, corner bead, expanded type; lin. ft.....	.05

CEMENT PRODUCTS

16. Portland cement, standard (paper bags); 94-lb. bag.....	.80
17. Portland cement, standard (cloth bags); 94-lb. bag.....	.90
18. Masonry mortar (paper sacks); 70-lb. bag.....	.75
19. Waterproof cement (gray); 94-lb. bag.....	1.30

CLAY PRODUCTS

20. Clay drain tile, 4"; lin. ft.....	.03
21. Clay drain tile, 6"; lin. ft.....	.11
22. Vitrified clay sewer pipe, 1 SS 4"; lin. ft.....	.204
23. Vitrified clay sewer pipe, 1 SS 6"; lin. ft.....	.286
24. Flue lining, 8 x 8; lin. ft.....	.308
25. Flue lining, 8 x 12; lin. ft.....	.622
26. Flue lining, 12 x 12; lin. ft.....	.842
27. Vitrified tile, 4" T, L, and Y; lin. ft.....	.89
28. Vitrified tile, 6" T, L, and Y; lin. ft.....	1.29



MAXIMUM DELIVERED PRICES—Continued

ROOFING

Description of Materials, Unit, and Price

29. Asphalt roofing, 90-lb. mineral surface; per square-----	\$3.04
30. Asphalt or tarred felt, 15-lb., 432 sq. ft.; per roll-----	3.04
31. Asphalt or tarred felt, 30-lb., 216 sq. ft.; per roll-----	3.04
32. Asphalt shingles, 165 lb., 2-tab hexagon; per square-----	5.72

INSULATION MATERIAL

33. Fibre insulation board 1/2" std. lath and board (Celotex, etc.); sq. ft.-----	.053
34. Fiber insulation board, 25/32" asphalt sheathing; sq. ft.-----	.07
35. Hard density synthetic fiber board, 1/2" tempered, standard size (dressed wood); sq. ft.-----	.10
36. Thermal insulation blankets (paper backed) medium, glass wool; sq. ft.-----	.05
37. Thermal insulation blankets (paper backed) single; sq. ft.-----	.04
38. Thermal insulation blankets (paper backed) thick; sq. ft.-----	.06
39. Thermal insulation batts (paper backed) 2" thick; sq. ft.-----	.05
40. Thermal insulation batts (paper backed) full thick; sq. ft.-----	.065
41. Thermal insulation, loose in bags (plain); 35-lb. bag-----	1.25
42. Thermal insulation, loose in bags (modulated); 35-lb. bag-----	1.50

FIRE BRICKS

43. Fire brick 9" standard first quality Missouri; less than 150 bricks-----	102.80
44. Fire brick, 9" standard first quality Missouri; per 1,000-----	82.80
45. Fire brick 9" standard second quality Missouri; less than 150 bricks-----	102.80
46. Fire brick 9" standard second quality Missouri; per 1,000-----	77.50

[F. R. Doc. 46-7162; Filed, Apr. 29, 1946; 1:36 p. m.]

[Region VI Order G-2 Under Gen. Order 68]

CONCRETE BLOCKS IN CHICAGO 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, it is ordered:

(a) *What this order does.* This order sets the maximum price for the sales of 8" x 8" x 16" load-bearing concrete blocks within the areas covered by Region VI of the Office of Price Administration.

(b) *Geographical applicability.* This order applies to all sales of concrete blocks subject to this order in which the buyer receives physical delivery within the areas covered by Region VI of the Office of Price Administration, which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(c) *Maximum prices for sales of 8" x 8" x 16" load-bearing concrete blocks.* For sales f. o. b. yard of 8" x 8" x 16" load-bearing concrete blocks subject to this order the maximum price shall be 14¢ per block; *Provided, however,* That any seller subject to this order who has in effect a legal maximum

price for such concrete blocks in excess of 14¢ per block may continue to charge his present legal maximum price.

(d) *Discounts and allowances.* All discounts and allowances granted by the seller in March, 1942, such as cash discounts, quantity discounts, etc. must be maintained.

(e) *Definitions.* For the purpose of this order, 8" x 8" x 16" load-bearing concrete block means a 8" x 8" x 16" load-bearing concrete block hollow or solid which has 1,000 lbs. per square inch compression strength according to American Society Testing Materials Specification No. C-90-44 and/or Specification No. C-145-40.

(f) This Order No. G-2 shall remain in effect within each area of Region VI of the Office of Price Administration, as defined herein, until an area pricing order of Region VI is issued and to supersede this Order No. G-2.

(g) *Effect of order on General Order No. 68.* Insofar as any provision of this order may be inconsistent with the provisions of General Order No. 68, the provisions contained in this order shall be controlling. Except as herein otherwise provided the provisions of General Order No. 68 shall remain in full force and effect.

(h) *Relation to other regulations.* Except to the extent that they are inconsistent with the provisions of this order, all other regulations applicable to the commodity subject to this order shall continue to apply to sales covered by this order.

(i) *Posting.* Every seller making a sale covered by this order shall either post a copy of the maximum price fixed by this order in a manner plainly visible to all purchasers, or make available to his purchasers a counter copy of this order.

(j) *Invoicing and records.* Every person making sales covered by this order must provide the purchaser, whether he requests it or not, with an invoice, sales slip, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The invoice or other evidence of sale shall contain the following information with respect to the commodity subject to this Order:

- (1) Name and address of seller.
- (2) Date of sale.
- (3) Name and address of purchaser.
- (4) Description of commodity sold.
- (5) The price charged.

(k) *Penalties.* On and after the effective date of this order any establishment or person covered by this order who sells or offers to sell at a price higher than the selling price permitted by this order, or otherwise violates the provisions of this order, shall be subject to criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages, as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of this order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling the commodity covered by this order, require a

customer to buy anything else. Any such evasion is punishable as a violation of this order.

(l) *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 immediately.

Issued this 19th day of April 1946.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 46-7142; Filed, Apr. 29, 1946; 1:20 p. m.]

[Omaha Order G-3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN SOUTHEASTERN NEBRASKA AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Southeastern Nebraska Area. The Southeastern Nebraska Area, for the purposes of this order, consists of the following named counties in Nebraska: Hamilton, Clay, Nuckolls, Polk, York, Fillmore, Thayer, Butler, Seward, Saline, Jefferson, Saunders, Gage, Cass, Otoe, Johnson, Pawnee, Nemaha, Richardson, and Lancaster (except the Lincoln Area, as defined in Order No. 2 under General Order 68).

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided,* That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall



continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (table of prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (table of prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; *Provided*, That for sales of less than a total of \$7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least 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.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective April 8, 1946.

Issued this 1st day of April 1946.

EDWIN F. MORAN,  
Acting District Director.

APPENDIX A

1. *Provisions, regarding discounts, allowances and delivery practices.* 1. The ceiling prices set out below shall apply to sales at retail, by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis; *Provided, however*, That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount, and provided further that such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

2. Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

3. Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	Ceiling price
Plaster hard wall; 100-lb. bags	\$1.10
Plaster gauging; 100-lb. bags	1.55
Plaster moulding; 100-lb. bags	1.75
Keene's cement; 100-lb. bags	2.30
Finishing lime; 100-lb. bags	.90
Metal lath 2.5 painted diamond mesh; sq. yd.	.30
Metal lath corner bead, expanded type; per lineal ft.	.06
Metal lath corner bead, scalloped; per lineal ft.	.05
Corner right 3 x 3; per lineal ft.	.03
Gypsum lath 3/8"; 1,000 sq. ft.	30.00
Gypsum wall board 3/8"; 1,000 sq. ft.	50.00
Gypsum wall board 1/2"; 1,000 sq. ft.	40.00
Portland cement (standard) paper bag; 100 lb. bags	.80
Portland cement (standard) cloth bag; 100 lb. bags	.88
Masonry cement paper bag; 100 lb. bags	.75
Mortar mix; 100 lb. bags	.60
Masons hydrated lime; 50 lb. bags	.75
Masons hydrated lime; 10 lb. bags	.25
Clay sewer pipe:	
Vitrified No. 1SS 4"; per lineal ft.	.22
Vitrified No. 1SS 6"; per lineal ft.	.30
Vitrified No. 1SS 8"; per lineal ft.	.47
Vitrified No. 1SS 10"; per lineal ft.	.61
Vitrified No. 1SS 12"; per lineal ft.	.76
Flue lining 9 x 13; per lineal ft.	.60
Flue lining 13 x 13; per lineal ft.	.75
Asphalt roofing, mineral surface (90 lb.); per roll—108 sq. ft.	2.80
Asphalt or tarred felt (15 lbs.); per roll—432 sq. ft.	2.88
Asphalt shingles, 210 lbs. (3 in 1) thick butt; per 100 sq. ft. coverage	6.40
Asphalt or tarred felt (30 lbs.); per roll—216 sq. ft.	2.88

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—CON.

Item and unit	Ceiling price
Asphalt shingles, 165 lbs., two tab—hexagon; per 100 sq. ft. coverage	\$5.10
Asphalt shingles, 105 lbs., diamond point; per 100 sq. ft. coverage	3.55
Asphalt roll roofing, diamond point; per 100 sq. ft. coverage	3.50
Fiber insulation bd. 3/8"; 1,000 sq. ft.	45.00
Fiber insulation bd. 1/2"; 1,000 sq. ft.	55.00
Fiber insulation bd. asphalt coated 3/8"; 1,000 sq. ft.	70.00
Standard density synthetic fiber board 1/8"; 1,000 sq. ft.	80.00
Hard density synthetic fiber board 1/8" tempered, 1,000 sq. ft.	100.00
Thermal insulation blankets, wood base:	
Single thickness, approx. 1"; 1,000 sq. ft.	50.00
Medium thickness, approx. 2"; 1,000 sq. ft.	65.00
Thermal insulation, loose bag, mica type; per bag containing 4 cu. ft.	1.20

[F. R. Doc. 46-7161; Filed, Apr. 29, 1946; 1:36 p. m.]

[Region VI Order G-4 under MPR 121, Amdt. 1]

DOMESTIC STOKER NUT LIGNITE IN NORTH DAKOTA AND MINNESOTA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-4 under Maximum Price Regulation No. 121 is amended in the following respects:

The third paragraph on the second page thereof is amended to read as follows: "This Order No. G-4 shall become effective immediately and shall remain in effect until May 15, 1946."

This amendment may be amended, modified, or revoked at any time.

This Amendment No. 1 to Order No. G-4 shall become effective immediately.

Issued this 12th day of April 1946.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 46-7141; Filed, Apr. 29, 1946; 1:20 p. m.]

[Springfield Order G-7 Under Gen. Order 63]

HARD BUILDING MATERIALS IN LOGAN, DE WITT, PIATT, MENRAD, AND CASS COUNTIES, ILL.

Order No. G-7 under General Order 68. Maximum prices for retail sales of selected hard building materials in the Logan, De Witt, Piatt, Menard, and Cass Counties, Illinois, area. File #6SD-GO 68-6-6.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68; it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Logan, De Witt, Piatt, Menard and Cass Counties, Illinois, area. The Logan, De Witt, Piatt, Menard, and Cass Counties area for the purposes of this order consists of the area within the



limits of the Counties of Logan, DeWitt, Piatt, Menard, and Cass, Illinois.

**Sec. 2. Definitions—(a) Retail sale.** For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

**(b) Contractor.** Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

**(c) Applicators.** Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

**Sec. 3. Relation to other regulations.** The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

**Sec. 4. Maximum price, discounts and delivery practices.** On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices include free delivery within the limits of the city or town where the seller maintains a place of business. For other deliveries outside the free delivery zone no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

**Sec. 5. Posting.** Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to all classes of purchasers as contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. For the convenience of the seller there are attached to this order two copies of Appendix A containing the items covered with the respective maximum prices applicable. One copy of such list may be detached and used as a poster hereinbefore required to be posted.

**Sec. 6. Sales slips and records.** Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which

an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling \$7.50 or more.)
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of those matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charges, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

**Sec. 7.** On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

This order may be modified, amended, or revoked at any time.

This order shall become effective April 22, 1946.

Issued this 16th day of April 1946.

CARTER JENKINS,  
District Director.

APPENDIX A

*Provisions regarding discounts, allowances and delivery practices.* (1) Cash discounts: Seller shall continue to allow all customary allowances and discounts or other price differentials as required by the regulation applicable to the commodity being sold.

(2) For all deliveries: All prices include free delivery within the city or town where the seller maintains a place of business. For deliveries outside the free delivery zone no charge may be made for delivery in excess of the charges now legally in effect by such seller for a similar delivery.

MAXIMUM PRICES TO ALL PURCHASERS

Item and unit of sale	Maximum price
Plaster cement; 100-lb.	\$1.12
Plaster gauging, white; 100-lb.	2.00
Plaster gauging, common; 100-lb.	1.12
Plaster wood fiber; 10-lb.	.21
Plaster wood fiber; 50-lb.	.67
Plaster wood fiber; 100-lb.	1.12
Keene's cement; 100-lb.	2.50
Finishing lime; 50-lb.	.60
Gypsum lath, 16 x 32 3/4"; M sq. ft.	28.00
Gypsum lath, 16 x 48 3/4"; M sq. ft.	28.00
Metal lath, 2.5 lb. C. A. painted diamond mesh; sq. yd.	.30

MAXIMUM PRICES TO ALL PURCHASERS—Con.

Item and unit of sale	Maximum price
Metal lath, 3.4-lb. 3/8 C. A. high rib painted; sq. yd.	\$0.34
Portland cement, standard paper sacks; 94 lb.	.80
Portland cement (cloth sacks); 94 lb.	.85
Portland cement (high early); 94 lb.	1.00
Masonry cement (paper sacks); per sack	.65
Mason's hydrated lime; 50 lb.	.56
Drain tile; 4" shale; per ft.	.059
Drain tile, 6" shale; per ft.	.085
Vitrified clay sewer pipe, ISS 4"; per ft.	.198
Vitrified clay sewer pipe, ISS 6"; per ft.	.29
Vitrified clay sewer pipe, ISS 8"; per ft.	.44
Vitrified clay sewer pipe, ISS 10"; per ft.	.62
Vitrified clay sewer pipe, ISS 12"; per ft.	.81
Flue lining, 9 x 9; per ft.	.40
Flue lining, 9 x 13; per ft.	.57
Flue lining, 13 x 13; per ft.	.78
Gypsum wallboard, 1/2"; sq. ft.	.04
Gypsum wallboard, 3/8"; sq. ft.	.04 1/2
Gypsum wallboard, 1/2"; sq. ft.	.05
Gypsum sheathing, 1/2"; sq. ft.	.04
Asphalt roofing, 90 lbs. mineral surface; per roll	2.57
Asphalt or tarred felt roofing, 15 lbs.; per roll	2.50
Asphalt or tarred felt roofing, 30 lbs.; per roll	2.50
Asphalt shingles, 210-lb. (thick-butts); per sq.	6.31
Asphalt shingles, 165-lb. (hexagon); per sq.	4.96
Fiber insulation board, 3/8" standard; 1,000 sq. ft.	41.87
Fiber insulation board, 1/2" standard; 1,000 sq. ft.	53.33
Asphalt sheathing, 2 3/4"; 1,000 sq. ft.	65.00
Asbestos cement siding, gray, 12 x 24 or 27; per sq.	7.93
Asbestos cement siding, glatex, 12 x 24 or 27; per sq.	9.75
Hardboard, tempered, 1/8"; sq. ft.	.09
Hardboard, tempered, 3/16"; sq. ft.	.10
Hardboard, tempered, 1/4"; sq. ft.	.125
Hardboard, standard, 1/8"; sq. ft.	.08

CARTER JENKINS,  
District Director.

[F. R. Doc. 46-7163; Filed, Apr. 29, 1946; 1:36 p. m.]

[Region VII Rev. Order G-2 Under RMPR 251]  
PLUMBING SERVICES AND SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT IN COLORADO

Revised Order No. G-2 under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Maximum prices for plumbing services and sales of installed plumbing materials and equipment in the State of Colorado. Docket No. 7-251-9-3 Rev.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251; it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for plumbing services and sales of installed



plumbing materials and equipment and certain other permitted charges by any person, hereinafter called the seller, to any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of Colorado.

(b) *Definitions.* As used in this order, the term:

(1) "Plumbing" means water, steam, gas, and oil distribution and waste removal systems in a residential building, structure or construction project at a fixed site.

(2) "Plumbing services" means the services required to install, alter, repair, maintain or remove plumbing materials or equipment in or from a residential building, structure or construction project at a fixed site but not including the cleaning of cesspools, grease traps, and septic tanks which services are covered by Maximum Price Regulation No. 165.

(3) "Sales of installed plumbing materials and equipment" means a transaction in which the seller furnishes plumbing materials and equipment, together with the services required to incorporate such materials or equipment in a residential building, structure or a construction project at a fixed site.

(4) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(5) "Maximum labor charge" means the amount charged for labor of a specified type or class for plumbing services, made either at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit.

(6) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency. Additional payments for Federal old-age benefits, unemployment compensation, unemployment compensation taxes, workmen's compensation and public liability insurance shall be regarded as being part of such labor cost.

(7) "Master plumber" means any person who, as owner or supervisor, renders plumbing services and is licensed as a master plumber under the laws of the State of Colorado.

(8) "Journeyman plumber" means any person who renders plumbing services and who is licensed as a journeyman plumber under the laws of the State of Colorado.

(9) "Apprentice plumber" means any person, other than a master plumber or a journeyman plumber, who pursuant to an apprenticeship agreement, is engaged

in learning the plumbing trade and who as his principal occupation renders plumbing services; and

(10) "Helper", "common laborer", or "drain layer" means any person other than a master plumber, journeyman plumber or apprentice plumber who renders plumbing services.

SEC. 2. *Geographical applicability.* This Revised Order No. G-2 applies only to the State of Colorado.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services and sales covered by this order and any maximum prices heretofore approved therefor by the Regional Administrator of Region VII or by the Denver District Director under section 6 (b) or sections 8 and 9 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to all sales and services covered by this order.

SEC. 4. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment and other permitted charges.* The maximum prices for plumbing services covered by this order shall be a maximum labor charge based on the hourly wage rates as set forth in sub-section I of this section, and the maximum prices for sales of installed plumbing materials and equipment covered by this order shall be the sum of the plumbing services involved and the maximum prices of the plumbing materials and equipment and certain other permitted charges as set forth in sub-section II of this section.

I. *Maximum labor charges for plumbing services.* (1) The maximum labor charges per hour straight time for plumbing services covered by this order, performed by master plumbers, journeyman plumbers, apprentice plumbers, helpers, common laborers, drain layers, and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

MAXIMUM LABOR CHARGES PER HOUR STRAIGHT TIME

Column A	Column B
Labor cost per hour:	Maximum labor charge per hour straight time
\$1.00 or less	( <sup>1</sup> )
\$1.01 to \$1.04	\$1.55
\$1.05 to \$1.09	1.60
\$1.10 to \$1.14	1.70
\$1.15 to \$1.19	1.75
\$1.20 to \$1.24	1.85
\$1.25 to \$1.29	1.90
\$1.30 to \$1.34	2.00
\$1.35 to \$1.39	2.05
\$1.40 to \$1.44	2.15
\$1.45 to \$1.49	2.20
\$1.50 to \$1.54	2.30
\$1.55 to \$1.59	2.35
\$1.60 to \$1.64	2.45
\$1.65 to \$1.69	2.50
\$1.70 to \$1.74	2.60
\$1.75 to \$1.79	\$2.65
\$1.80 to \$1.84	2.75

<sup>1</sup> 150 percent of actual labor cost.

MAXIMUM LABOR CHARGES PER HOUR STRAIGHT TIME—Continued

Column A	Column B
Labor cost per hour:	Maximum labor charge per hour straight time
\$1.85 to \$1.89	\$2.80
\$1.90 to \$1.94	2.90
\$1.95 to \$1.99	2.95
\$2.00 to \$2.04	3.05
\$2.05 to \$2.09	3.10
\$2.10 to \$2.14	3.20
\$2.15 to \$2.19	3.25
\$2.20 to \$2.24	3.35
\$2.25 to \$2.29	3.40
\$2.30 to \$2.34	3.50
\$2.35 to \$2.39	3.55
\$2.40 to \$2.44	3.65
\$2.45 to \$2.50	3.70
\$2.51 or over	( <sup>1</sup> )

<sup>1</sup> 150 percent of actual labor cost.

Whenever plumbers are required to pay a drain layer extra wages for the installation of pipe of more than six inches in diameter (inside measurement) an extra charge of not more than 25¢ per hour may be made for his services for the time he spends in installing such pipe, notwithstanding the limitations set forth in Column B of this paragraph and an additional charge of 15¢ per hour may be made for motor vehicle expense if the drain layer furnishes his own transportation to and from the job.

(2) *Measurement of hours.* The number of hours which may be charged against any plumbing job consuming one day or less shall be counted from the time the workman leaves the seller's shop or the previous plumbing job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. Whenever any job extends into more than one day, the time in transit to or from the job may be charged only once. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 9 of this order.

(3) *Overtime.* (a) When work is performed at the purchaser's request after 12:01 p. m. on Saturday and between the hours of 5 p. m. and 8 a. m. of any other day except Sundays, legal holidays, and on emergency night calls, the maximum labor charge per hour for work during such hours may not be in excess of 150% of the straight time rate authorized in this order.

(b) Where work is performed at the purchaser's request on Sundays, legal holidays designated by the laws of the State, and emergency night calls, the maximum labor charge may not be in excess of 200% of the straight time rate authorized by this order.

(4) *Minimum charges.* If a plumbing job requires less than one man hour the maximum labor charge may be for one man hour. If any plumbing job takes only three hours or less of any class of labor for completion of a job, a separate charge of not more than 25¢ may be made for the use of an employer's motor vehicle in going to and from the job.

(5) *Self-employed plumber.* A self-employed plumber who performs plumbing services himself, either alone or with his employees, and is licensed under the laws of the State of Colorado as a master plumber or a journeyman plumber may take as his labor cost the labor cost applicable to a master plumber or a journeyman plumber in the local area where the services are being performed,



otherwise, he may charge for his services not more than the hourly rate charged by him as of the effective date of this revised order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are being performed.

(6) *Maximum labor charges for combination work.* The maximum labor charge for any combination of master plumber, journeyman plumber, apprentice plumber, helper, common laborer, drain layer or other employee may not exceed the total of the maximum hourly rates of each of the types or classes of labor for which maximum charges are provided in this order.

II. *Maximum prices of plumbing materials and equipment and other permitted charges.* (1) The maximum prices which may be charged by any seller of plumbing materials and equipment, which for the purposes of this order also include all items known as plumbing fixtures and specialties, shall not be in excess of the seller's cost plus the percentage herein specified. (The seller's cost of materials and equipment shall be deemed to be the wholesale net price lawfully charged the plumbing trade for limited quantities of such materials and equipment by established wholesale plumbing supply firms nearest his place of business, based on their published price lists, together with the actual transportation charges paid therefor by the seller but not in excess of the common carrier rate from the nearest point of supply. If the materials and equipment being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials and equipment under this order may charge the price marked on the label in lieu of the stated percentage markup herein specified but in no event may the seller charge more than the price marked on the label.

PERCENTAGE MARKUPS ON SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT

	Plumbing jobs of \$350 or less <sup>1</sup>	Plumbing jobs of more than \$350 and not over \$750
(a) Plumbing equipment and fixtures including all items such as bath tubs, lavatories, water closets, kitchen and wash sinks, laundry tubs and other such items, excepting water heating equipment.....	40	33 1/3
(b) Water heating equipment, including hot water tanks, electric, gas, and oil burning automatic, semi-automatic or manually operated water heaters.....	50	40
(c) Plumbing materials and specialties including all items used in repairing or installing plumbing equipment or fixtures or water heating equipment such as pipe, pipe fittings, valves, hangers, lead and similar materials and specialties.....	50	45

<sup>1</sup> On plumbing jobs of \$350 or less, whenever the unit cost of any plumbing materials or specialties (including pipe nipples in lengths of 12 inches or less) is not more than \$1.00, a markup of not to exceed 100% may be made but this permitted markup shall not apply to pipe made of copper, steel, brass, lead, wrought iron or cast iron, clay or asbestos cement, or to cast iron soil pipe or soil pipe fittings.

(2) *Subcontracted work.* Where work such as drain laying, excavating, pipe covering, sheet metal ducts, and similar work is subcontracted by a seller under this order, the seller may charge the purchaser the cost of such subcontracted work plus a markup of not more than 10% but the charge to the purchaser may not exceed the price which the seller may lawfully charge if he had done the work himself.

(3) *Power driven and other special plumbing equipment.* If, during March, 1942, the seller made an extra charge for the use of power driven and other special plumbing equipment, but not including the motor vehicle in which the equipment is transported, the maximum prices per hour for such use upon and after the effective date of this order shall not be in excess of the highest price per hour he charged therefor or other maximum charges during March, 1942. If the seller acquired such power driven and other special plumbing equipment after March 1942 but prior to the effective date of this order and thereafter established maximum prices per hour or other maximum charges for such uses under the applicable maximum price regulation, he may continue to charge such established prices. In either case, the seller must have records available to substantiate the charging of such prices and such prices must be filed with the District Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of power driven and other special plumbing equipment after the effective date of this order he shall establish his maximum hourly prices therefor or other maximum charges under the applicable maximum price regulation and file such prices with the District Office within 10 days.

(4) *Out of town travel expenses.* A seller who furnishes men on an out of town plumbing job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expense at not to exceed 5¢ per mile for travel beyond the city limits and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(5) *Transportation.* If a seller uses his truck to transport materials, equipment, and men to and from a job beyond the city limits he may charge not more than 7¢ per mile to and from the job for such travel and similarly if other means of transportation are used.

(6) *Charges for permits.* Whenever a seller subject to this order is required to pay a permit fee to a municipal or other authority with respect to services or installations under this order he may make an additional charge to the purchaser in an amount not more than the actual fee paid to the municipal or other authority.

SEC. 5. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment in excess of \$750.00.* The maximum prices of plumbing services and sales of installed

plumbing materials and equipment for plumbing jobs in excess of \$750.00 shall be calculated under Section 7 of Revised Maximum Price Regulation No. 251.

SEC. 6. *Guaranteed price.* A seller may offer to sell a plumbing job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order: *Provided, however,* That if the guaranteed price is offered with respect to a plumbing job of \$350.00 or less then the guaranteed price shall not be more than 10% higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 7. *Related and incidental construction work.* If on any plumbing job any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251 or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 8. *Notification.*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement and keep a copy thereof at his principal place of business showing the following:

- (1) The names and addresses of the seller and purchaser.
- (2) The location of the job.
- (3) The date the job was completed.
- (4) A description of the work performed and the total charged for the job, including plumbing services and sales of installed plumbing materials and equipment and other permitted charges, and a separate statement of the related and incidental construction work performed as provided in section 7 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for plumbing services for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the installed plumbing materials and equipment, and other permitted charges, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order, if requested by the purchaser shall make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from



the office of the Regional Administrator or from the District Office of the Office of Price Administration.

**SEC. 9. Records.** Each seller must keep and retain at his principal place of business so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order showing the following:

- (1) The name and address of the purchaser.
- (2) The location of the job.
- (3) A copy of any and all contracts pertaining to each sale.
- (4) The time the job was commenced and completed.
- (5) A description of the plumbing services and installed plumbing materials and equipment involved, and other permitted charges, and the quantities and prices of each.
- (6) The hours worked and labor charges by types and classes of labor.
- (7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

**SEC. 10. Filing and reporting of maximum prices.** (a) Each seller subject to this order shall within 30 days after the effective date of this order, or within 10 days after any increase in labor cost is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Denver District Office of the Office of Price Administration the following information.

(1) The "maximum labor charge" as that term is defined in section 1 (b) (5) of this order in terms of the straight time hourly rate to be charged the purchaser for plumbing services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (6) of this order in terms of the straight time hourly rate applicable to each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the sale of installed plumbing materials and equipment and the other permitted charges covered by this order will not exceed the maximum percentage markups and other charges permitted by section 4 of this order, and a statement that the maximum charge to the purchaser for plumbing services sub-contracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all power driven and other special plumbing equipment and the maximum hourly charges therefor which were in effect in March 1942 or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by a self-employed plumber as of the effective date of this order pursuant to section 4 I (5) of this order or in the case of a new self-employed plumber the proposed hourly rate to be charged but not in excess of the maximum charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum prices proposed so as to make it in line with the level of maximum prices established by this order. If the District Director fails to act within 20 days after the date of the filing, the proposed prices shall be deemed to be in effect.

(c) If a seller subject to Order No. G-2, Plumbing Services and Sales of Installed Plumbing Materials and Equipment in the State of Colorado, issued November 26, 1945 and effective December 1, 1945, has complied with the provisions of section 10 (1) and (2) of that order and the same maximum labor charges and labor costs except for slight variances in the table given in section 4 II (1), of this order, are in effect as of the effective date of this Revised Order No. G-2, it shall be unnecessary for the seller to re-file or report under the provisions of this section. Each seller shall, however, comply with the provisions of this section with respect to its other filing and reporting provisions and also if there have been any changes in his maximum labor charges and labor costs not heretofore filed and reported to the Denver District Office.

**SEC. 11. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell plumbing services or plumbing materials and equipment on an installed basis, or both, covered by this order at prices higher than the maximum prices established by this order: *Provided*, That plumbing services performed or installations made not more than 30 days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

**SEC. 12. Evasions.** (a) Any practice, scheme, or device which results in a higher price to the purchaser of plumbing services or installed plumbing materials and equipment than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of any of the plumbing services or installed plumbing materials and equipment covered by this order, secretly or otherwise receive, either directly or indirectly any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, materials or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of plumbing services or installed plumbing materials and equipment nor shall the seller lower the

quality of the materials and equipment below that called for by the specifications or agreement.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any plumbing services or installed plumbing materials and equipment.

**SEC. 13. Less than maximum prices.** Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

**SEC. 14. 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 order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 15. Revocation of Order No. G-2.** Order No. G-2, Plumbing Services and Sales of Installed Plumbing Materials and Equipment in the State of Colorado, issued November 26, 1945 and effective December 1, 1945, is hereby revoked.

**SEC. 16. Revocation or amendment.** This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Revised Order No. G-2 shall become effective April 1, 1946.

Issued this 1st day of April 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-7158; Filed, Apr. 29, 1946; 1:35 p. m.]

[Region VII Order G-10 under Gen. Order 63]  
BUILDING AND CONSTRUCTION MATERIALS IN  
CASPER, WYO., AREA

Order No. G-10 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Casper, Wyoming, area; Docket No. 7-GO 68-10.

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 68, it is hereby ordered:

**SECTION 1. What this order does.** This Order G-10 under General Order 68 covers all retail sales by any seller, located in the Casper, Wyoming area, herein designated as Wyoming Building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Casper, Wyoming, area for the purposes of this order includes all of Natrona County and Converse County in the State of Wyoming.

**SEC. 2. Definitions.** For the purposes of this order:



(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

**SEC. 3. Relation to other regulations.** The maximum prices established by this Order No. G-10 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

**SEC. 4. Authorized maximum prices.** Upon and after the effective date of this Order No. G-10, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

**SEC. 5. Delivery practices.** (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

**SEC. 6. Discounts and allowances.** Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

**SEC. 7. Availability of order.** Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Cheyenne District Office of the Office of Price Administration.

**SEC. 8. Sales slips and records.** (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of \$10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

**SEC. 9. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

**SEC. 10. Evasions.** (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specification or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

**SEC. 11. Less than maximum prices.** Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

**SEC. 12. 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 order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 13. Revocation or amendment.** This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-10 shall become effective April 15, 1946.

Issued this 3d day of April 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

TABLE I—CEMENT, LIME, AND PLASTER

WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
<b>Cement:</b>		
Portland—paper sacks	Per sack	\$1.05
Portland—cloth sacks	do.	1.25
Quick strength	do.	1.25
Waterproof	do.	1.25
Keene	do.	3.00
Atlas or Duro White	do (regular)	3.25
Do.	do (waterproof)	3.50
Mortar: Masonry—paper sack	Per sack	.95
<b>Lime:</b>		
Finishing—Ohio Hydrated	Per sack 50 lbs.	1.00
Hydrated—Missouri	do.	.90
Quick-Pulverized (Veriflat and Cheshire)	Bbl. 180 lb. net	4.25
<b>Plaster:</b>		
Hardwall	Per sack 100 lbs.	1.15
Plaster paris—white	do.	1.25
Plaster paris—less than sack quantities.	Per lb.	.02
<b>Calcium chloride:</b>		
Used for building purposes.	Per cwt. 100-lb. sack.	4.50
Less than sack quantities.	Per lb.	.05



TABLE II—LATH: GYPSUM AND METAL CORNER BEAD AND EXPANSION CASINGS  
WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
<b>LATH</b>		
Gypsum	Per M sq. ft.	\$33.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd.	.40
2.5-lb. painted	do.	.35
3.4-lb. galvanized	do.	.44
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.		
Metal—high rib:		
3.4½" painted	do.	.42
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
Corner bead:		
Expanded type	M lin. ft.	55.00
Flat apron	do.	45.00
¾" bull nose plain	do.	55.00
All expansion casing: ¼-round (bull nose—O. G. or square edge)	do.	100.00
Corner lath	do.	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER  
WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
Insulation board:		
1½"	Per M square feet	\$50.00
¾"	do.	42.50
Insulation tile:		
¾" up to 16 x 22	do.	70.00
16 x 32 x ½" and over	do.	70.00
Insulation plank: ¾"	do.	70.00
Insulation board ext. type:		
¾" ext. shecting	do.	60.0
25/32" ext. shecting	do.	65.0
Insulation lath: ½" —16 x 48, 18 x 48, 24 x 48.	do.	56.00
Balsam wool sealed blankets:		
Standard	do.	50.00
Double thick	do.	75.00
Wall thick	do.	95.00
Kimsul insulation:		
Commercial ½"	do.	40.00
Standard 1"	do.	45.00
Double thick 2"	do.	55.00
Mineral wool insulation:		
Semithick batts 15 x 48"	do.	60.00
Fullthick batts 15 x 48"	do.	90.00
Handi-batts full thick 15 x 24"	do.	90.00
Jr. batts 11¼ x 15"	do.	92.50
Mineral wool blankets:		
1"	do.	45.00
2"	do.	55.00
3"	do.	75.00
Nodulated and loose wool in sacks:		
35 lb.	Per sack	1.00
38 lb.	do.	1.75
40 lb.	do.	1.80
Building paper:		
Red resin—20 lb.	Per roll	1.25
Red resin—25 lb.	do.	1.40
Red resin—30 lb.	do.	1.75
Red resin—40 lb.	do.	2.25
Siskraft	Per 100 square feet.	1.50
Siskraft, broken rolls	do.	2.00
Presswood:		
½ x 48 x 72 and longer—plain.	Per M square feet	85.00
½ x 48 x 72 and longer—tempered.	do.	100.00
¾ x 48 x 72 and longer—plain.	do.	110.00
¾ x 48 x 72 and longer—tempered.	do.	130.00
¾ x 48 x 72 and longer—plain	do.	150.00
¾ x 48 x 72 and longer—tempered.	do.	170.00
Wallboard:		
Sheetrock—¾ x 48 x 72 and longer.	do.	45.00
Sheetrock—¾ x 48 x 72 and longer.	do.	55.00
Sheetrock—¾ x 48 x 72 and longer.	do.	57.50

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING  
WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
FELT—asphalt and tarred:		
15-lb 36" wide, 432 sq. ft.	Per roll	\$3.25
30-lb 36" wide, 216 sq. ft.	do.	3.25
Roll roofing:		
Smooth surfaced—first grade:		
35-lb.	do.	1.55
45-lb.	do.	2.25
55-lb.	do.	2.75
65-lb.	do.	3.25
Mineral surfaced:		
90-lb.	do.	3.20
Split roll 105-lb diamond point—hex. edge stag. edge.	do.	4.10
Shingles:		
Asphalt shingles:		
Hex. standard 3-tab. 167-lb.	Per square	6.50
Thick butt 3-tab, 12" 210-lb.	do.	8.00
Asbestos shingles: 260-290-lb.	do.	13.50
Siding—asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	do.	12.00
Standard surf. hard standard colors, white or buff.	do.	12.50
Extra hard surf. white (12 x 24) (12 x 27).	do.	14.25
Siding—asphalt:		
Insulated brick 14½ x 43 x ¾.	do.	14.00
13½ x 43 x ¾, 14 x 43"	do.	14.00
Roll brick	Per roll	5.00

[F. R. Doc. 46-7152; Filed, Apr. 29, 1946; 1:24 p. m.]

[Region VII Order G-11 Under Gen. Order 68]

**BUILDING AND CONSTRUCTION MATERIALS IN BOULDER COUNTY, COLO., AREA**

Order No. G-11 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Boulder County, Colorado area. Docket No. 7-GO 68-11.

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 68, it is hereby ordered:

**SECTION 1. What this order does.** This Order No. G-11 under General Order 68 covers all retail sales by any seller, located in Boulder County, Colorado area, herein designated as Colorado Building Materials Area No. 4, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Boulder County, Colorado area for the purposes of this order includes all of Boulder County, Colorado.

**SEC. 2. Definitions.** For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

**SEC. 3. Relation to other regulations.** The maximum prices established by this Order No. G-11 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

**SEC. 4. Authorized maximum prices.** Upon and after the effective date of this Order No. G-11, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

**SEC. 5. Delivery practices.** (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

**SEC. 6. Discounts and allowances.** Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

**SEC. 7. Availability of order.** Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Denver District Office of the Office of Price Administration.

**SEC. 8. Sales slips and records.** (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request



from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of \$10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in Section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive

or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *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 order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-11 shall become effective April 15, 1946.

Issued this 3d day of April 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER  
COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
<b>Cement:</b>		
Portland—paper sacks	Per sack	\$0.85
Portland—cloth sacks	do	1.05
Quick-strength	do	1.10
Waterproof	do	1.10
Keene	do	1.90
Atlas or Duro White	do	3.00
Mortar: Masonry—paper sack	do	.80
<b>Lime:</b>		
Finishing—Ohio Hydrated	Per sack 50 lbs.	.75
Hydrated—Colorado	do	.65
Hydrated—Missouri	do	.65
Pebble	Per cwt.	1.30
Quick-pulverized (verifat and cheshire)	Per cwt. 1,000 lbs. and over.	1.30
Quick-pulverized (verifat and cheshire).	Per cwt. less than 1,000 lbs.	1.50
<b>Plaster:</b>		
Hardwall	Per sack 100 lbs.	.85
Plaster paris—white	do	.85
Plaster paris—less than full sack quantities.	Per lb.	.02
<b>Calcium chloride:</b>		
Used for building purposes.	Per cwt. 100 lb. sack	3.50
Less than sack quantities.	Per lb.	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS  
COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
<b>LATH</b>		
Gypsum	Per M sq. ft.	\$30.00
	Quantities less than per M sq. ft.	33.00
<b>Metal lath—flat diamond mesh:</b>		
3.4-lb. painted	Sq. yd.	.36
2.5-lb. painted	do	.30

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS—Con.  
COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
<b>Metal lath—flat diamond mesh—Continued</b>		
3.4-lb. galvanized	Sq. yd.	\$0.40
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.		
<b>Metal lath—flat rib:</b>		
2.75-lb. painted	Sq. yd.	.30
3.4-lb. painted	do	.34
Metal—high rib: 3.4½" painted.	do	.38
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
<b>Corner bead:</b>		
Expanded type	M lin. ft.	50.00
Flat apron	do	40.00
¾" bull nose plain	do	45.00
All expansion casing: ¼ round (bull nose—O. G. or square edge).	do	100.00
Corner lath	do	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER  
COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
<b>Insulation board:</b>		
½"	Per M square feet.	\$50.00
¾"	do	40.00
<b>Insulation tile:</b>		
½ up to 16 x 32	do	65.00
16 x 32 x ¾ and over	do	60.00
Insulation plank: ½"	do	65.00
<b>Insulation board ext. type:</b>		
¾" ext. sheeting	do	57.50
¾" ext. sheeting	do	65.00
<b>Insulation lath:</b>		
½"-16 x 48-18 x 48-24 x 48.	do	50.00
<b>Balsam wool sealed blankets:</b>		
Standard	do	50.00
Double thick	do	67.50
Wall thick	do	90.00
<b>Kimsul insulation:</b>		
Commercial ½"	do	40.00
Standard 1"	do	50.00
Double thick 2"	do	55.00
<b>Mineral wool insulation:</b>		
Semithick batts 15 x 48"	do	55.00
Full-thick batts 15 x 48"	do	75.00
Handi-batts full thick 15 x 24"	do	75.00
Jr. batts 11¼ x 15"	do	75.00
<b>Mineral wool blankets:</b>		
1"	do	46.00
2"	do	57.00
3"	do	80.00
<b>Nodulated and loose wool in sacks:</b>		
35-lb.	Per sack	1.60
38-lb.	do	1.75
40-lb.	do	1.80
Expanded mica: Contents—4 cu. ft.	do	1.00
<b>Building paper:</b>		
Red resin—20-lb.	Per roll	1.25
Red resin—30-lb.	do	1.75
Red resin—40-lb.	do	2.50
Sisalcraft	Per 100 sq. ft.	1.25
<b>Presswood:</b>		
½ x 48 x 72 and longer—plain.	Per M square feet.	80.00
½ x 48 x 72 and longer—tempered.	do	100.00
¾ x 48 x 72 and longer—plain.	do	87.00
¾ x 48 x 72 and longer—tempered.	do	107.00
¼ x 48 x 72 and longer—plain.	do	117.00
¼ x 48 x 72 and longer—tempered.	do	137.00
<b>Wallboard:</b>		
Sheetrock—¼ x 48 x 72 and longer.	do	40.00
Sheetrock—¾ x 48 x 72 and longer.	do	47.00
Sheetrock—¼ x 48 x 72 and longer.	do	55.00



TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING  
COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
Felt—asphalt and tarred: 15 lb. 36" wide 432 sq. ft.	Per roll.....	\$3.00
30 lb. 36" wide 216 sq. ft.	do.....	3.00
Roll roofing: Smooth surfaced—First grade:		
35 lb.....	do.....	1.55
45 lb.....	do.....	2.10
55 lb.....	do.....	2.50
65 lb.....	do.....	3.00
75 lb.....	do.....	3.20
77 lb.....	do.....	3.30
Mineral surfaced:		
90 lb.....	do.....	3.00
Split roll 105 lb. Diamond Point—hex edge stag. edge.	do.....	3.50
Split roll 112 lb. Diamond Point—hex edge stag. edge.	do.....	3.75
Shingles:		
Composition Shingles: standard individual 250 lb.	Per square.....	8.75
Asphalt shingles:		
Hex. standard 3 tab. 167 lb.	do.....	5.75
Thick butt 3 Tab. 12" 210 lb.	do.....	7.55
Asbestos shingles:		
Asbestos shingles 200-290 lb.	do.....	11.75
Dutch lap 16 x 16.....	do.....	12.50
Siding—asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	do.....	10.50
Standard surf. hard standard colors white or buff.	do.....	10.75
Extra hard surf. white (12 x 24) (12 x 27).	do.....	12.75
Siding—asphalt:		
Insulated brick:		
14 3/8 x 43 3/4.....	do.....	15.50
13 3/4 x 43 x 1/4, 14 x 43 1/2.....	do.....	15.50
Roll brick.....	Per roll.....	4.25

[F. R. Doc. 46-7153; Filed, Apr. 29, 1946; 1:24 p. m.]

[Region VII Order G-14 under Gen. Order 68]

#### BUILDING AND CONSTRUCTION MATERIALS IN BILLINGS, MONT., AREA

Order No. G-14 under general order No. 68. Maximum prices for retail sales of certain building and construction materials in the Billings, Montana area. Docket No. 7-GO 68-14.

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 68, it is hereby ordered:

**SECTION 1. What this order does.** This Order No. G-14, under General Order 68 covers all retail sales by any seller, located in the Billings, Montana area, herein designated as Montana Building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Billings, Montana area, for the purposes of this order, includes all of the city of Billings, Montana and all of the area within a radius of ten miles of the Yellowstone County, Montana Court House, located therein.

**Sec. 2. Definitions.** For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

**SEC. 3. Relation to other regulations.** The maximum prices established by this Order No. G-14 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

**SEC. 4. Authorized maximum prices.** Upon and after the effective date of this Order No. G-14, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

**SEC. 5. Delivery practices.** (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

**SEC. 6. Discounts and allowances.** Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

**SEC. 7. Availability of order.** Every seller making a sale covered by this or-

der shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Helena District Office of the Office of Price Administration.

**Sec. 8. Sales slips and records.** (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of \$10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

**SEC. 9. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

**SEC. 10. Evasions.** (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or



allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *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 order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-14 shall become effective April 29, 1946.

Issued this 11th day of April 1946.

HAROLD O. HILL,  
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER  
MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Cement:		
Portland—paper sacks	Per sack	\$0.95
Portland—cloth sacks	do.	1.10
Quick-strength	do.	1.25
Waterproof	do.	1.15
Keene	do.	3.45
Atlas or Duro white	do.	4.00
Mortar: Masonry—paper sack	do.	.90
Lime:		
Finishing—Ohio hydrated	Per sack 50 lbs.	1.25
Hydrated—Colorado or Montana	do.	.90
Pebble	Per sack 90 lbs.	2.00
Quick-pulverized (verifast and cheshire)	Per 180 lb. bbl.	5.00
	Per lb.	.03
Plaster:		
Hardwall	Per sack 100 lbs.	1.00
Plaster paris—white	do.	1.10
Plaster paris—less than full sack quantities	Per lb.	.02
Calcium chloride:		
Used for building purposes	Per cwt. 100 lb. sack	3.75
Less than 100 lb. quantities	Per lb.	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS  
MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Lath:		
Gypsum	Per M sq. ft.	\$30.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd.	.40
2.5-lb. painted	do.	.33
3.4-lb. galvanized	do.	.44
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.		
Metal—high rib: 3.4 3/8" painted	do.	.42
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
Corner bead:		
Expanded type	M lin. ft.	60.00
Flat apron	do.	50.00
All expansion casing: 1/4 round (bull nose—O. G. or square edge)	do.	120.00
Corner lath:		
3 x 3	do.	40.00
4 x 4	do.	50.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER  
MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Insulation board:		
1/2"	Per M square feet	\$50.00
3/4"	do.	41.00
Insulation tile:		
1/2 up to 16 x 32	do.	76.00
16 x 32 x 1/2 and over	do.	76.00
Insulation plank:		
1/2"	do.	76.00
Insulation board ext. type:		
1/2" ext. sheeting	do.	65.00
3/4" ext. sheeting	do.	75.00
Insulation lath:		
1/2", 16 x 48, 18 x 48, 24 x 48	do.	50.00
Balsam wool sealed blankets:		
Standard	do.	50.00
Double thick	do.	75.00
Wall thick	do.	90.00
Kimsul insulation:		
Standard 1"	do.	50.00
Double thick 2"	do.	60.00
Mineral wool insulation:		
Semi-thick batts 15 x 48"	do.	65.00
Full-thick batts 15 x 48"	do.	87.00
Handi-batts full thick 15 x 24"	do.	87.00
Jr. batts 11 1/2 x 15"	do.	80.00
Mineral wool blankets:		
1"	do.	45.00
2"	do.	56.00
Nodulated and loose wool in sacks:		
35-lb.	Per lb.	.0434
38-lb.	do.	.0434
40-lb.	do.	.0434
50-lb.	do.	.0434
Expanded mica	24-lb. sack	1.15
Building paper:		
Red resin—20-lb.	Per roll	1.50
Red resin—25-lb.	do.	1.90
Red resin—30-lb.	do.	2.25
Red resin—40-lb.	do.	3.00
Sisalcraft	Per 100 sq. ft.	1.25
Presswood:		
1/2 x 48 x 72 and longer—plain	Per M square feet	90.00
1/2 x 48 x 72 and longer—tempered	do.	105.00
3/4 x 48 x 72 and longer—plain	do.	95.00
3/4 x 48 x 72 and longer—tempered	do.	110.00
Black tempered	do.	10.00
Green tempered	do.	20.00
Wallboard:		
Sheetrock—1/2 x 48 x 72 and longer	do.	42.00
Sheetrock—3/4 x 48 x 72 and longer	do.	50.00
Sheetrock—1 x 48 x 72 and longer	do.	60.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING  
MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Felt:		
Asphalt and tarred:		
15-lb. 36" wide 432 sq. ft.	Per roll	\$3.50
30-lb. 36" wide 216 sq. ft.	do.	3.50
Roll roofing:		
Smooth surfaced—First grade:		
35-lb.—Third grade	do.	1.70
45-lb.—Second grade	do.	2.35
55-lb.—First grade	do.	2.80
65-lb.—First grade	do.	3.55
75-lb.—First grade	do.	4.15
Mineral surfaced:		
90-lb.	do.	3.90
Split roll 105-lb. diamond point—hex. edge stag. edge.	do.	5.50
Shingles—Asphalt shingles:		
Hex. standard 3 tab 167-lb.	(Per square	7.25
Thick butt 3 tab 12" 210-lb.	Per square l. c. l.	8.65
	Per square	8.45
Siding—Asbestos cement:		
Standard surface hard standard colors (12 x 24) (12 x 27).	do.	11.30
Standard surface hard standard colors white or buff.	do.	11.30
Extra hard surface white (12 x 24) (12 x 27).	do.	14.00
Siding—Asphalt:		
Insulated brick:		
14 3/8 x 43 x 3/8	do.	15.20
13 3/8 x 43 x 3/8, 14 x 43"	do.	15.20
Roll brick	Per roll	4.80

[F. R. Doc. 46-7140; Filed, Apr. 29, 1946; 1:20 p. m.]

[Region VII Order G-15 Under Gen. Order 68]

**BUILDING AND CONSTRUCTION MATERIALS IN ALBUQUERQUE, N. MEX., AREA**

Order No. G-15 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Albuquerque, N. Mexico area. Docket No. 7-GO-68-15.

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 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G-15 under General Order 68 covers all retail sales by any seller, located in the Albuquerque, New Mexico area, herein designated as New Mexico Building Materials Area No. 1, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Albuquerque, New Mexico area for the purposes of this order includes all of Bernalillo County, New Mexico.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.



(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

**SEC. 3. Relation to other regulations.** The maximum prices established by this Order No. G-15 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

**SEC. 4. Authorized maximum prices.** Upon and after the effective date of this Order No. G-15, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

**SEC. 5. Delivery practices.** (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by Section 8 of this order.

**SEC. 6. Discounts and allowances.** Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

**SEC. 7. Availability of order.** Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or

from the Albuquerque District Office of the Office of Price Administration.

**SEC. 8. Sales slips and records.** (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by sub-section (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of \$10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

**SEC. 9. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

**SEC. 10. Evasions.** (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or

allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

**SEC. 11. Less than maximum prices.** Prices lower than the maximum prices for sales covered by this order, may of course, be charged and paid.

**SEC. 12. 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 order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 13. Revocation or amendment.** This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-15 shall become effective April 29, 1946.

Issued this 10th day of April 1946.

HAROLD O. HILL,  
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER  
NEW MEXICO BUILDING MATERIALS AREA NO. 1,  
BERNALILLO COUNTY,

Item	Unit	Maximum retail selling prices
Cement:		
Portland—paper sacks.....	Per sack.....	\$1.00
Portland—cloth sacks.....	do.....	1.15
Quick-strength.....	do.....	1.30
Waterproof.....	do.....	1.30
Keene.....	do.....	2.05
Atlas or Duro White.....	do.....	3.00
Mortar: Masonry—paper sack.....	do.....	.85
Lime:		
Finishing—Ohio Hydrated.....	Per sack, 50 lbs....	.95
Hydrated—Colorado and Texas.....	do.....	.85
Hydrated—Missouri.....	do.....	.85
Plaster:		
Hardwall.....	Per sack, 100 lbs....	1.20
Plaster paris—white.....	do.....	1.50
Plaster paris—less than full sack quantities.....	Per lb.....	.02
Calcium chloride:		
Used for building purposes.....	Per cwt., 100-lb. sack.....	4.00
Less than 100-lb. quantities.....	Per lb.....	.05



TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

NEW MEXICO BUILDING MATERIALS AREA NO. 1, BERNALILLO COUNTY

Item	Unit	Maximum retail selling prices
<b>LATH</b>		
Gypsum	Per M sq. ft.	\$33.00
Metal lath—flat diamond mesh		
3.4-lb. painted	Sq. yd.	.31
2.5-lb. painted	do	.32
3.4-lb. galvanized	do	.39
NOTE: Add for metal lath—self-furring—1¢ per yd. over flat diamond mesh.		
Metal lath—flat rib:		
2.75-lb. painted	do	.30
3.4-lb. painted	do	.34
Metal—high rib: 3.4½" painted	do	.38
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
Corner bead:		
Expanded type	M lin. ft.	45.00
Flat apron	do	35.00
¾" bull nose plain	do	45.00
Corner lath	do	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

NEW MEXICO BUILDING MATERIALS AREA NO. 1, BERNALILLO COUNTY

Item	Unit	Maximum retail selling prices
<b>Insulation board:</b>		
¼"	Per M square feet.	\$52.50
¾"	do	42.50
<b>Insulation tile:</b>		
¼ up to 16 x 32	do	75.00
16 x 32 x ½ and over	do	65.00
Insulation plank: ¼"	do	75.00
<b>Insulation board, ext. type:</b>		
¼" ext. sheeting	do	60.00
½" ext. sheeting	do	75.00
Insulation lath: ½" — 16 x 48, 18 x 48, 24 x 48.	do	52.50
<b>Balsam wool sealed blankets:</b>		
Standard	do	55.00
Double thick	do	75.00
Wall thick	do	90.00
<b>Kimsul insulation:</b>		
Commercial ½"	do	35.50
Standard 1"	do	42.50
Double thick 2"	do	50.00
<b>Mineral wool insulation:</b>		
Semi-thick batts, 15 x 48"	do	60.00
Full-thick batts, 15 x 48"	do	82.50
Handi-batts full thick 15 x 24"	do	82.50
Jr. batts 11½ x 15"	do	82.50
<b>Mineral wool blankets:</b>		
1"	do	48.00
2"	do	55.00
3"	do	80.00
<b>Nodulated and loose wool in sacks:</b>		
35-lb.	Per sack	1.60
38-lb.	do	1.70
40-lb.	do	1.80
<b>Building paper:</b>		
Red resin—20-lb.	Per roll	1.20
Red resin—30-lb.	do	1.60
Red resin—40-lb.	do	2.50
Sisalcraft	Per hundred square feet.	1.40
<b>Presswood:</b>		
½ x 48 x 72 and longer—plain.	Per M square feet	85.00
½ x 48 x 72 and longer—tempered.	do	110.00
¾ x 48 x 72 and longer—plain.	do	105.00
¾ x 48 x 72 and longer—tempered.	do	125.00
¾ x 48 x 72 and longer—plain.	do	150.00
¾ x 48 x 72 and longer—tempered.	do	165.00
<b>Wallboard:</b>		
Sheetrock—¼ x 48 x 72 and longer.	do	40.00
Sheetrock—¾ x 48 x 72 and longer.	do	45.00
Sheetrock—½ x 48 x 72 and longer.	do	52.50

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

NEW MEXICO BUILDING MATERIALS AREA NO. 1, BERNALILLO COUNTY

Item	Unit	Maximum retail selling prices
<b>Felt—Asphalt and tarred:</b>		
15 lb. 36" wide, 432 sq. ft.	Per roll	\$3.00
30 lb. 36" wide, 216 sq. ft.	do	3.00
<b>Roll roofing:</b>		
Smooth surfaced—First grade:		
35-lb.	do	1.50
45-lb.	do	2.00
55-lb.	do	2.45
65-lb.	do	3.00
75-lb.	do	3.30
<b>Mineral surfaced:</b>		
90 lb.	do	3.25
Split roll, 105-lb. diamond point—hex. edge; stag. edge.	do	3.75
Split roll, 112-lb. diamond point—hex. edge; stag. edge.	do	3.90
<b>Shingles:</b>		
Asphalt shingles:		
Hex. standard 3 tab. 167-lb.	Per square	6.40
Thick butt 3 tab. 12" 210-lb.	do	7.65
Asbestos shingles:		
Asbestos shingles, 260-200-lb.	Black and red	12.25
Asbestos shingles, 260-200-lb.	Green	12.80
<b>Siding:</b>		
Asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	Per square	10.25
Standard surf. hard standard colors, white or buff.	do	10.25
Roll brick	Per roll	4.25

[F. R. Doc. 46-7154; Filed, Apr. 29, 1946; 1:33 p. m.]

[Region VII Order G-17 Under Gen. Order 68]  
BUILDING AND CONSTRUCTION MATERIALS IN SANTA FE, N. MEX., AREA

Order No. G-17 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Santa Fe, New Mexico, area. Docket No. 7-G O 68-17.

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 68, it is hereby ordered:

**SECTION 1. What this order does.** This Order No. G-17 under General Order 68 covers all retail sales by any seller, located in the Santa Fe, New Mexico area, herein designated as New Mexico building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Santa Fe, New Mexico, area for the purposes of this order includes all of Santa Fe County, New Mexico.

**Sec. 2. Definitions.** For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order de-

livered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

**SEC. 3. Relation to other regulations.** The maximum prices established by this Order No. 17 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

**SEC. 4. Authorized maximum prices.** Upon and after the effective date of this Order No. G-17, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

**SEC. 5. Delivery practices.** (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by Section 8 of this order.

**SEC. 6. Discounts and allowances.** Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

**SEC. 7. Availability of order.** Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Albuquerque District Office of the Office of Price Administration.



SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by sub-section (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of \$10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specific commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall

the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *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 order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-17 shall become effective April 29, 1946.

Issued this 10th day of April 1946.

HAROLD O. HILL,  
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER  
NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
<b>Cement:</b>		
Portland—paper sacks	Per Sack	\$1.10
Portland—cloth sacks	do.	1.25
Quick-strength	do.	1.25
Waterproof	do.	1.30
Keene	do.	2.00
Atlas or Duro White	do.	2.75
Atlas waterproof	do.	2.90
Mortar: Masonry—paper sack	do.	.80
<b>Lime:</b>		
Finishing—Ohio Hydrated	Per sack, 50 lbs.	.95
Hydrated—Colorado	do.	.75
Hydrated—Missouri	do.	.75
Quick-Pulverized (Verifast and Cheshire)	50-lb. sacks	.85
<b>Plaster:</b>		
Hardwall	Per sack, 100 lbs.	1.25
Plaster paris—white	do.	1.50
Plaster paris—less than full sack quantities	Per lb.	.02½
<b>Calcium chloride:</b>		
Used for building purposes	Per Cwt. 100-lb. sack.	3.75
Less than 100-lb. quantities	Per lb.	.06

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
<b>LATH</b>		
Gypsum	Per M sq. ft.	\$33.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd.	.42
2.5-lb. painted	do.	.35
3.4-lb. galvanized	do.	.42
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.		
Metal lath—flat rib:		
2.75-lb. painted	do.	.42
3.4-lb. painted	do.	.45
Metal—high rib: 3.4 ¾" painted.	do.	.45
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
<b>Corner bead:</b>		
Expanded type	M lin. ft	42.50
Flat apron	do.	37.50
¾" bull nose plain	do.	40.00
Corner lath	do.	

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
<b>Insulation board:</b>		
½"	Per M square feet	\$69.00
¾"	do.	45.00
<b>Insulation tile:</b>		
½ up to 16 x 32	do.	75.00
16 x 32 x ½ and over	do.	70.00
Insulation plank: ½"	do.	75.00
<b>Insulation board, ext. type:</b>		
½" ext. sheeting	do.	60.00
¾" ext. sheeting	do.	75.00
Insulation lath: ½"-16 x 48, 18 x 48, 24 x 48	do.	60.00
<b>Balsam wool sealed blankets:</b>		
Standard	do.	55.00
Double thick	do.	80.00
Wall thick	do.	90.00
<b>Kimsul insulation:</b>		
Commercial ¾"	do.	
Standard 1"	do.	55.00
Double thick 2"	do.	80.00
<b>Mineral wool insulation:</b>		
Semi-thick batts, 15 x 48"	do.	55.09
Full-thick batts, 15 x 48"	do.	82.50
<b>Mineral wool blankets:</b>		
1"	do.	48.00
2"	do.	53.00
3"	do.	80.00
<b>Nodulated and loose wool in sacks:</b>		
35-lb	Per sack	1.00
38-lb	do.	1.70
40-lb	do.	1.80
50-lb	do.	2.25
<b>Building paper:</b>		
Red resin—20-lb	Per roll	1.25
Red resin—25-lb	do.	1.62
Red resin—30-lb	do.	1.88
Red resin—40-lb	do.	2.50
Sisalcraft	Per 100 sq. ft.	1.25
Sisalcraft—cut rolls	do.	1.50
<b>Presswood:</b>		
½ x 48 x 72 and longer—plain	Per M sq. ft.	85.00
½ x 48 x 72 and longer—tempered	do.	105.00
¾ x 48 x 72 and longer—plain	do.	
¾ x 48 x 72 and longer—tempered	do.	
¾ x 48 x 72 and longer—plain	do.	
¾ x 48 x 72 and longer—tempered	do.	



TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER—Continued  
NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
Wallboard:		
Sheetrock— $\frac{1}{4}$ x 48 x 72 and longer.	Per Msquarefeet.	\$40.00
Sheetrock— $\frac{3}{8}$ x 48 x 72 and longer.	.....do.....	45.00
Sheetrock— $\frac{1}{2}$ x 48 x 72 and longer.	.....do.....	52.50
Gyplap— $\frac{1}{2}$ "	.....do.....	52.50
Gyplap roof decking—1 inch.	.....do.....	110.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

NEW MEXICO BUILDING MATERIALS AREA NO. 3 SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
Felt—Asphalt and tarred:		
15-lb. 36" wide, 432 sq. ft.	Per roll.....	\$3.00
30-lb. 36" wide, 216 sq. ft.	.....do.....	3.00
Roll roofing:		
Smooth surfaced—first grade:		
35-lb.....	.....do.....	1.50
45-lb.....	.....do.....	2.15
55-lb.....	.....do.....	2.65
65-lb.....	.....do.....	3.00
75-lb.....	.....do.....	3.30
Mineral surfaced:		
90-lb.....	.....do.....	3.25
Split roll 105-lb. diamond point—hex. edge stag. edge.	.....do.....	.....
Split roll 112-lb. diamond point—hex. edge stag. edge.	.....do.....	.....
90-lb. split sheet.....	.....do.....	2.55
Shingles:		
Composition shingles: Standard individual, 250-lb.	Per square.....	8.85
Asphalt shingles:		
Hex. standard 3-tab 167-lb.	.....do.....	6.50
Thick butt, 3-tab 12" 210-lb.	.....do.....	7.65
Asbestos shingles:		
Asbestos-shingles, 200-200-lb.—Black and Red.	.....do.....	12.25
Asbestos-shingles 200-200-lb.—Green, Dutch lap, 16 x 16.....	.....do.....	12.80
.....do.....	.....do.....	12.25
Siding:		
Asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	.....do.....	10.25
Standard surf. hard standard colors, white or buff.	.....do.....	10.25
Extra hard surf. white (12 x 24) (12 x 27).	.....do.....	.....
Roll brick.....	Per roll.....	4.60

[F. R. Dec. 46-7155; Filed, Apr. 29, 1946; 1:34 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 16, 1946.

Region I

Concord Order 17, Amendment 6, covering dry groceries in the State of New Hampshire. Filed 3:35 p. m.

Concord Order 4-W, Amendment 6, covering dry groceries in the State of New Hampshire. Filed 3:34 p. m.

Region III

Cincinnati Order 14-F, Amendment 7, covering fresh fruits and vegetables in the county of Hamilton in Ohio and the counties of Kenton and Campbell in Kentucky. Filed 3:33 p. m.

Cincinnati Order 15-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Ohio and Kentucky. Filed 3:33 p. m.

Cleveland Order 4-C, Amendment 2, covering poultry in certain counties in Ohio. Filed 3:33 p. m.

Detroit Order 10-F, Amendment 31, covering fresh fruits and vegetables in the counties of Wayne and Macomb in Michigan. Filed 3:34 p. m.

Region IV

Atlanta Order 16-F, Amendment 1, covering fresh fruits and vegetables in the counties of Chatham and Richmond in Georgia. Filed 3:41 p. m.

Atlanta Order 16-F, Amendment 2, covering fresh fruits and vegetables in the counties of Chatham and Richmond in Georgia. Filed 3:41 p. m.

Atlanta Order 17-F, covering fresh fruits and vegetables in the counties of Dougherty and Thomas in Georgia. Filed 3:41 p. m.

Atlanta Order 17-F, Amendment 2, covering fresh fruits and vegetables in the counties of Dougherty and Thomas in Georgia. Filed 3:42 p. m.

Atlanta Order 18-F, covering fresh fruits and vegetables in certain areas in Georgia. Filed 3:42 p. m.

Atlanta Order 21-F covering fresh fruits and vegetables in certain areas in Georgia. Filed 3:37 p. m.

Atlanta Order 20, Amendment 15, covering eggs in certain counties in Georgia. Filed 3:38 p. m.

Miami Order 5-F, Amendment 27, covering fresh fruits and vegetables in certain areas in Florida. Filed 3:38 p. m.

Miami Order 6-F, Amendment 25, covering fresh fruits and vegetables in the Tampa, Florida, Area. Filed 3:38 p. m.

Miami Order 7-F, Amendment 12, covering fresh fruits and vegetables in certain areas in Florida. Filed 3:38 p. m.

Miami Order 8-F, Amendment 12, covering fresh fruits and vegetables in—

Region V

Houston Order 6-W, covering dry groceries in Harris county, Texas. Filed 3:35 p. m.

Houston Order 7-W, covering dry groceries in certain areas in Texas. Filed 3:36 p. m.

Houston Order 5-O, Amendment 17, covering poultry in the counties of Orange and Jefferson in Texas. Filed 3:35 p. m.

Houston Order 6-O, Amendment 8, covering poultry in the county of Galveston in Texas. Filed 3:35 p. m.

Kansas City Order 4-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Missouri. Filed 3:36 p. m.

Kansas City Order 4-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Missouri. Filed 3:36 p. m.

Little Rock Order 9-F, Amendment 11, covering fresh fruits and vegetables in

certain counties in Arkansas. Filed 3:37 p. m.

Little Rock Order 10-F, Amendment 39, covering fresh fruits and vegetables in the county of Garland in Arkansas. Filed 3:37 p. m.

Little Rock Order 12-F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:37 p. m.

Little Rock Order 13-F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county in Texas. Filed 3:37 p. m.

Little Rock Order 14-F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:37 p. m.

Little Rock Order 15-F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:37 p. m.

New Orleans Order 33-C, Amendment 17, covering poultry in certain areas in Louisiana. Filed 3:39 p. m.

New Orleans Order 33-C, Amendment 18, covering poultry in certain areas in Louisiana. Filed 3:40 p. m.

New Orleans Order 5-F, Amendment 28, covering fresh fruits and vegetables in certain cities in Louisiana. Filed 3:38 p. m.

New Orleans Order 6-F, Amendment 28, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 3:38 p. m.

New Orleans Order 7-O, Amendment 16, covering eggs in the New Orleans, Louisiana District Area. Filed 3:40 p. m.

New Orleans Order 7-O, Amendment 17, covering eggs. Filed 3:41 p. m.

San Antonio Order 19, Amendment 1, covering dry groceries. Filed 3:34 p. m.

San Antonio Order 19, Amendment 2, covering dry groceries. Filed 3:34 p. m.

Region VI

Chicago Order 2-F, Amendment 109, covering fresh fruits and vegetables in certain counties in Illinois and in Lake County in Indiana. Filed 3:35 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Dec. 46-7242; Filed, Apr. 30, 1946; 11:41 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 18, 1946.

Region I

Concord Order 9-F, Amendment 51, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, Portsmouth, in New Hampshire. Filed 10:29 a. m.

Concord Order 10-F, Amendment 16, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:28 a. m.

Concord Order 11-F, Amendment 16, covering fresh fruits and vegetables in



certain areas in New Hampshire. Filed 10:28 a. m.

Concord Order 12-F, Amendment 16, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:27 a. m.

Connecticut Order 3-W, Amendment 2, covering dry groceries. Filed 12:25 p. m.

Connecticut Order 3-W, Amendment 3, covering dry groceries in Connecticut. Filed 12:27 p. m.

Providence Order 3-F, Amendment 49, covering fresh fruits and vegetables in Providence, Pawtucket, Central Falls, East Providence, North Providence, Johnston and Cranston in Rhode Island. Filed 10:25 a. m.

Providence Order 4-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Rhode Island. Filed 10:26 a. m.

Rhode Island Order 1-C, Amendment 4, covering poultry in certain areas in Rhode Island. Filed 10:27 a. m.

#### Region II

Baltimore Order 3-C, Amendment 4, covering poultry in certain areas in Maryland. Filed 1:16 p. m.

Baltimore Order 11-F, Amendment 11, covering fresh fruits and vegetables in certain areas in Maryland. Filed 1:13 p. m.

Baltimore Order 12-F, Amendment 11, covering fresh fruits and vegetables in certain areas in Maryland. Filed 1:14 p. m.

Baltimore Order 7-O, Amendment 8, covering poultry in certain areas in Maryland. Filed 1:17 p. m.

Buffalo Order 6-F, Amendment 11, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 12:29 p. m.

Buffalo Order 8-F, Amendment 11, covering fresh fruits and vegetables in the counties of Allegany, Cattaraugus, Chautauqua in New York. Filed 12:30 p. m.

Buffalo Order 9-F, Amendment 7, covering fresh fruits and vegetables in certain cities, villages, and towns in New York. Filed 12:30 p. m.

Buffalo Order 10-F, Amendment 3, covering fresh fruits and vegetables in certain areas in New York. Filed 12:31 p. m.

New York Order 14-F, Amendment 11, covering fresh fruits and vegetables in the five Boroughs of New York City. Filed 1:18 p. m.

New York Order 15-F, Amendment 11, covering fresh fruits and vegetables in the counties of Nassau and Westchester in New York. Filed 1:19 p. m.

New York Order 16-F, Amendment 11, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk, and Ulster in New York. Filed 1:20 p. m.

New York Order 12-D, covering cheese. Filed 10:02 a. m.

New York Order 13-D, covering cheese. Filed 10:03 a. m.

New York Order 22-O, Amendment 8, covering poultry in certain areas in New York. Filed 1:27 p. m.

Newark Order 10-C, covering poultry in Mercer county in New Jersey. Filed 10:39 a. m.

Newark Order 10-C, Amendment 1, covering poultry in Mercer county in New Jersey. Filed 12:20 p. m.

Newark Order 11-C, covering poultry in certain areas in New Jersey. Filed 10:39 a. m.

Newark Order 8-F, Amendment 12, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 12:34 p. m.

Newark Order 9-F, Amendment 11, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 12:31 p. m.

Philadelphia Order 4-C, covering poultry in the counties of Delaware and Montgomery in Pennsylvania and in Camden county in New Jersey. Filed 10:33 a. m.

Philadelphia Order 4-C, Amendment 2, covering poultry in the counties of Philadelphia, Delaware and Montgomery in Pennsylvania and in Camden county in New Jersey. Filed 2:48 p. m.

Philadelphia Order 6-O, covering eggs in the counties of Philadelphia, Delaware, and Montgomery in Pennsylvania and in Camden county in New Jersey. Filed 1:22 p. m.

Scranton Order 3-C, Amendment 4, covering poultry in certain areas in Pennsylvania. Filed 10:33 a. m.

Scranton Order 5-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 12:21 p. m.

Scranton Order 6-F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 12:22 p. m.

Scranton Order 1-O, Amendment 8, covering poultry in certain areas in Pennsylvania. Filed 10:33 a. m.

Syracuse Order 2-O, Amendment 8, covering eggs in the counties of Broome and Tioga in New York. Filed 2:51 p. m.

Wilmington Order 3-C, Amendment 4, covering poultry in certain areas in Delaware. Filed 12:35 p. m.

Wilmington Order 5-F, Amendment 11, covering fresh fruits and vegetables in the State of Delaware. Filed 12:23 p. m.

Wilmington Order 4-O, Amendment 8, covering eggs in certain areas in Delaware. Filed 12:36 p. m.

#### Region III

Cleveland Order 4-O, Amendment 12, covering eggs in certain counties in Ohio. Filed 10:55 a. m.

Cleveland Order 5-O, Amendment 12, covering eggs in certain counties in Ohio. Filed 10:55 a. m.

Charleston Order 14-C, Amendment 4, covering poultry in all counties in Virginia. Filed 12:37 p. m.

Detroit Order 5-C, Amendment 2, covering poultry in Wayne county in Michigan. Filed 9:15 a. m.

Detroit Order 6-C, Amendment 1, covering poultry in all counties in Michigan except Wayne county. Filed 9:16 a. m.

Detroit Order 10-F, Amendment 32, covering fresh fruits and vegetables in certain counties in Michigan. Filed 12:18 p. m.

Detroit Order 10-F, Amendment 33, covering fresh fruits and vegetables in

certain counties in Michigan. Filed 10:56 a. m.

Detroit Order 11-F, Amendment 3, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:06 a. m.

Detroit Order 9-O, Amendment 12, covering eggs in certain counties in Michigan. Filed 12:07 a. m.

Detroit Order 10-O, Amendment 4, covering eggs in Wayne county in Michigan. Filed 9:17 a. m.

Indianapolis Order 15-F, Amendment 62, covering fresh fruits and vegetables in the counties of Wayne, Delaware and Allen in Indiana. Filed 9:23 a. m.

Indianapolis Order 16-F, Amendment 62, covering fresh fruits and vegetables in the county of St. Joseph in Indiana. Filed 9:24 a. m.

Indianapolis Order 17-F, Amendment 62, covering fresh fruits and vegetables in the county of Vanderburgh in Indiana. Filed 9:25 a. m.

Indianapolis Order 38, Amendment 10, covering dry groceries in certain counties in Indiana and in certain areas in Ohio. Filed 9:28 a. m.

Indianapolis Order 39, Amendment 10, covering dry groceries in certain counties in Indiana and in certain areas in Ohio. Filed 9:29 a. m.

Indianapolis Order 40, Amendment 11, covering dry groceries in Indiana with certain exceptions and in certain areas in Ohio. Filed 11:58 a. m.

Indianapolis Order 19-W, Amendment 10, covering dry groceries in certain areas in Indiana and Ohio. Filed 9:33 a. m.

Indianapolis Order 20-W, Amendment 10, covering dry groceries in certain counties in Indiana and in certain areas in Ohio. Filed 9:35 a. m.

Louisville Order 30-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:18 a. m.

Louisville Order 1-O, Amendment 1, covering eggs in Jefferson county in Kentucky and Clark and Floyd counties in Indiana. Filed 9:20 a. m.

#### Region IV

Atlanta Order 11-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:20 a. m.

Atlanta Order 12-F, Amendment 18, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Area. Filed 9:21 a. m.

Atlanta Order 12-F, Amendment 19, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Area. Filed 9:22 a. m.

Atlanta Order 14-F, Amendment 19, covering fresh fruits and vegetables in the Atlanta District Area. Filed 9:58 a. m.

Atlanta Order 15-F, Amendment 19, covering fresh fruits and vegetables in the Atlanta District Area. Filed 9:59 a. m.

Atlanta Order 16-F, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:00 a. m.

Atlanta Order 18-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:00 a. m.



Atlanta Order 18-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:00 a. m.

Atlanta Order 19-F, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:03 a. m.

Atlanta Order 19-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:03 a. m.

Atlanta Order 19-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:03 a. m.

Atlanta Order 20-F, covering fresh fruits and vegetables in certain areas in Georgia. Filed 9:04 a. m.

Atlanta Order 20-F, Amendment 1, covering fresh fruits and vegetables in certain counties in the Savannah Area. Filed 9:04 a. m.

Atlanta Order 20-F, Amendment 2, covering fresh fruits and vegetables in certain counties in the Savannah Area. Filed 9:04 a. m.

Atlanta Order 16, Amendment 15, covering eggs in certain counties in Georgia. Filed 9:37 a. m.

Atlanta Order 18, Amendment 15, covering eggs in certain counties in Georgia. Filed 9:37 a. m.

Atlanta Order 9-O, Amendment 4, covering eggs in certain counties in Georgia. Filed 9:40 a. m.

Atlanta Order 11-O, Amendment 4, covering eggs in certain counties in Georgia. Filed 9:41 a. m.

Birmingham Order 7-O, Amendment 11, covering eggs in the county of Montgomery in Alabama. Filed 2:53 p. m.

Jackson Order 13-C, Amendment 2, covering poultry in certain counties in Mississippi. Filed 2:54 p. m.

Jackson Order 7-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:51 a. m.

Jacksonville Order 13-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Florida. Filed 10:52 a. m.

Jacksonville Order 14-F, Amendment 23, covering fresh fruits and vegetables in the municipal limits of the city of Jacksonville, Florida. Filed 10:54 a. m.

Memphis Order 14-C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:09 p. m.

Memphis Order 15-C, Amendment 2, covering poultry in Shelby county in Mississippi. Filed 12:10 p. m.

Memphis Order 16-C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:11 p. m.

Memphis Order 17-C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:12 p. m.

Memphis Order 20-C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:15 p. m.

Memphis Order 21-C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:15 p. m.

Raleigh Order 12-C, Amendment 9, covering poultry in the county of Mecklenburg in North Carolina. Filed 3:00 p. m.

Richmond Order 8-F, Amendment, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:47 a. m.

Richmond Order 8-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:46 a. m.

Richmond Order 8-F, Amendment 21, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:45 a. m.

Richmond Order 8-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:41 a. m.

Richmond Order 8-F, Amendment 24, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:41 a. m.

Richmond Order 13-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:42 a. m.

Richmond Order 13-F, Amendment 23, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:43 a. m.

Richmond Order 13-F, Amendment 26, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:43 a. m.

Richmond Order 14-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:44 a. m.

Richmond Order 14-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:45 a. m.

Richmond Order 23, Amendment 1, covering dry groceries. Filed 9:41 a. m.

Richmond Order 23, Amendment 2, covering dry groceries. Filed 9:44 a. m.

Richmond Order 24, Amendment 1, covering dry groceries. Filed 9:44 a. m.

Richmond Order 24, Amendment 2, covering dry groceries. Filed 9:46 a. m.

Richmond Order 24, Amendment 3, covering dry groceries. Filed 9:46 a. m.

Richmond Order 24, Amendment 4, covering dry groceries. Filed 9:47 a. m.

Richmond Order 25, Amendment 1, covering dry groceries. Filed 9:48 a. m.

Richmond Order 25, Amendment 2, covering dry groceries. Filed 9:49 a. m.

Richmond Order 26, Amendment 2, covering dry groceries. Filed 9:49 a. m.

Richmond Order 26, Amendment 3, covering dry groceries. Filed 9:50 a. m.

Richmond Order 7-W, Amendment 1, covering dry groceries. Filed 10:14 a. m.

Richmond Order 7-W, Amendment 2, covering dry groceries. Filed 10:15 a. m.

Richmond Order 8-W, Amendment 1, covering dry groceries. Filed 10:15 a. m.

Richmond Order 8-W, Amendment 2, covering dry groceries. Filed 10:16 a. m.

Richmond Order 1-O, Amendment 5, covering eggs in certain counties, cities, and towns in Virginia. Filed 10:09 a. m.

Richmond Order 4-O, Amendment 8, covering eggs in certain areas in Virginia. Filed 10:12 a. m.

Richmond Order 5-O, Amendment 9, covering eggs in certain areas in Virginia. Filed 10:13 a. m.

in Tarrant county in Texas. Filed 10:16 a. m.

Fort Worth Order 19-F, Amendment 28, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties in Texas. Filed 10:17 a. m.

Forth Worth Order 21-F, Amendment 25, covering fresh fruits and vegetables in Lubbock and Potter counties in Texas. Filed 10:17 a. m.

Little Rock Order 4-C, Amendment 17, covering poultry in the county of Pulaski in Arkansas. Filed 12:47 p. m.

Little Rock Order 4-O, Amendment 17, covering poultry in the county of Pulaski in Arkansas. Filed 12:50 p. m.

Oklahoma City Order 2-C, Amendment 17, covering poultry in the counties of Oklahoma, Tulsa, and Muskogee in Oklahoma. Filed 1:08 p. m.

Oklahoma City Order 8-F, Amendment 26, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 12:49 p. m.

Oklahoma City Order 9-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 1:04 p. m.

Oklahoma City Order 1-O, Amendment 17, covering poultry in the counties of Oklahoma, Tulsa, and Muskogee in Oklahoma. Filed 1:08 p. m.

San Antonio Order 6-C, Amendment 17, covering poultry in Bexar county in Texas. Filed 12:54 p. m.

San Antonio Order 6-F, Amendment 37, covering fresh fruits and vegetables in Bexar county in Texas. Filed 1:02 p. m.

San Antonio Order 7-F, Amendment 37, covering fresh fruits and vegetables in Austin, Texas. Filed 1:03 p. m.

San Antonio Order 8-F, Amendment 37, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 12:51 p. m.

San Antonio Order 9-F, Amendment 26, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio in Texas. Filed 12:52 p. m.

San Antonio Order 10-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Texas. Filed 12:53 p. m.

San Antonio Order 18, Amendment 1, covering dry groceries. Filed 10:32 a. m.

San Antonio Order 19, Amendment 3, covering dry groceries. Filed 10:32 a. m.

San Antonio Order 6-W, Amendment 1, covering dry groceries. Filed 10:31 a. m.

San Antonio Order 3-O, Amendment 17, covering eggs in Bexar county in Texas. Filed 12:55 p. m.

St. Louis Order 28, covering dry groceries in certain areas in Missouri. Filed 12:58 p. m.

St. Louis Order 7-W, covering dry groceries in the city and county of St. Louis, Missouri. Filed 1:00 p. m.

St. Louis Order 8-W, covering dry groceries in certain counties in Missouri. Filed 1:01 p. m.

Wichita Order 12-F, Amendment 8, covering fresh fruits and vegetables in certain areas in Kansas. Filed 12:56 p. m.

Wichita Order 13-F, Amendment 21, covering fresh fruits and vegetables in the county of Sedgwick in Kansas. Filed 12:38 p. m.

#### Region V

Fort Worth Order 5-C, Amendment 18, covering poultry in Tarrant county in Texas. Filed 10:18 a. m.

Fort Worth Order 13-F, Amendment 40, covering fresh fruits and vegetables



Wichita Order 14-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Kansas. Filed 12:39 p. m.

Wichita Order 15-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Kansas. Filed 12:40 p. m.

Wichita Order 16-F, Amendment 21, covering fresh fruits and vegetables in the county of Reno in Kansas. Filed 12:41 p. m.

Wichita Order 17-F, Amendment 21, covering fresh fruits and vegetables in the county of Shawnee in Kansas. Filed 12:41 p. m.

#### Region VI

Chicago Order 6-C, Amendment 12, covering poultry in Cook county in Illinois. Filed 10:24 a. m.

Des Moines Order 4-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Iowa and in South Sioux City in Nebraska. Filed 10:31 a. m.

Des Moines Order 5-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:30 a. m.

Fargo Order 39, Amendment 4, covering dry groceries in North Dakota and in certain counties in Minnesota. Filed 10:19 a. m.

Milwaukee Order 3-C, Amendment 5, covering poultry in certain counties in Wisconsin. Filed 3:10 p. m.

Milwaukee Order 8-F, Amendment 54, covering fresh fruits and vegetables in the county of Dane in Wisconsin. Filed 12:43 p. m.

Milwaukee Order 8-F, Amendment 55, covering fresh fruits and vegetables in the county of Dane in Wisconsin. Filed 10:20 a. m.

Milwaukee Order 9-F, Amendment 54, covering fresh fruits and vegetables in the counties of Sheboygan and Fond du Lac in Wisconsin. Filed 12:43 p. m.

Milwaukee Order 9-F, Amendment 55, covering fresh fruits and vegetables in Sheboygan and Fond du Lac counties in Wisconsin. Filed 10:20 a. m.

Milwaukee Order 11-F, Amendment 46, covering fresh fruits and vegetables in the county of Milwaukee and the cities of Racine and Kenosha in Wisconsin. Filed 12:44 p. m.

Milwaukee Order 11-F, Amendment 47, covering fresh fruits and vegetables in the county of Milwaukee and in the cities of Racine and Kenosha in Wisconsin. Filed 10:21 a. m.

Milwaukee Order 12-F, Amendment 27, covering fresh fruits and vegetables in the cities of La Crosse and Sparta, Wisconsin. Filed 12:44 p. m.

Milwaukee Order 12-F, Amendment 28, covering fresh fruits and vegetables in La Crosse and Sparta, Wisconsin. Filed 10:21 a. m.

Omaha Order 37, Amendment 2, covering dry groceries in Nebraska. Filed 10:22 a. m.

#### Region VIII

Portland Order 32-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Oregon. Filed 4:00 p. m.

Portland Order 33-F, Amendment 22, covering fresh fruits and vegetables in

Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 4:01 p. m.

Portland Order 33-F, Amendment 33, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 4:02 p. m.

Portland Order 34-F, Amendment 21, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 4:01 p. m.

Portland Order 34-F, Amendment 22, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 4:01 p. m.

Portland Order 35-F, Amendment 22, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 4:02 p. m.

Portland Order 35-F, Amendment 23, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 4:04 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 46-7243; Filed, Apr. 30, 1946; 11:41 a. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 22, 1946.

#### Region I

New England Order 7-F, Amendment 51, covering fresh fruits and vegetables in the Boston Area. Filed 9:12 a. m.

New England Order 8-F, Amendment 47, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:12 a. m.

New England Order 9-F, Amendment 48, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:13 a. m.

New England Order 10-F, Amendment 46, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:13 a. m.

New England Order 11-F, Amendment 47, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:14 a. m.

New England Order 12-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Massachusetts. Filed 9:09 a. m.

New England Order 13-F, Amendment 28, covering fresh fruits and vegetables in the Brockton Area. Filed 9:10 a. m.

New England Order 14-F, Amendment 9, covering fresh fruits and vegetables in all the Cities and Towns of Barnstable County, Massachusetts. Filed 9:09 a. m.

Boston Order 1-C, Amendment 18, covering prices for poultry in Massachusetts except Dukes and Nantucket Counties. Filed 9:04 a. m.

Boston Order 6-O, Amendment 10, covering prices for certain consumer Grade A items of Eggs sold by Groups 1 and 2 Stores in certain cities and towns in Massachusetts. Filed 9:04 a. m.

#### Region II

Newark Order 21, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:05 a. m.

Newark Order 22, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:05 a. m.

Newark Order 23, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:05 a. m.

Newark Order 24, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:06 a. m.

Newark Order 25, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:06 a. m.

Newark Order 26, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:06 a. m.

Newark Order 7-W, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:07 a. m.

Newark Order 8-W, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 8:59 a. m.

Wilmington Order 3-C, Amendment 5, covering poultry in the State of Delaware north of the Delaware & Chesapeake Canal. Filed 1:17 p. m.

Wilmington Order 5-F, Amendment 12, covering fresh fruits and vegetables in Delaware. Filed 1:17 p. m.

Wilmington Order 4-O, Amendment 9, covering eggs in parts of the Wilmington District. Filed 1:16 p. m.

#### Region III

Charleston Order 7-F, Amendment 58, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:10 a. m.

Charleston Order 9-F, Amendment 58, covering fresh fruits and vegetables in Cabell County and the City of Huntington in Wayne County, West Virginia. Filed 9:10 a. m.

Charleston Order 10-F, Amendment 58, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:11 a. m.

Charleston Order 11-F, Amendment 58, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan Counties, West Virginia. Filed 9:07 a. m.

Charleston Order 15-F, Amendment 55, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:07 a. m.

Charleston Order 16-F, Amendment 55, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh Counties, West Virginia. Filed 9:09 a. m.

Charleston Order 17-F, Amendment 54, covering fresh fruits and vegetables in Greenbrier, McDowell, Mercer, Monroe, Pocahontas, Summers and Wyoming Counties, West Virginia. Filed 9:08 a. m.

Cleveland Order 38, Amendment 9, covering dry groceries in certain counties in Ohio. Filed 9:11 a. m.

Cleveland Order 39, Amendment 1, covering dry groceries in certain counties in Ohio. Filed 9:02 a. m.

Cleveland Order 5-W, Amendment 9, covering dry groceries in certain counties in Ohio. Filed 9:03 a. m.

Cleveland Order 7-W, Amendment 1, covering dry groceries in certain counties in Ohio. Filed 9:03 a. m.



Indianapolis Order 6-C, Amendment 2, covering poultry in certain parts of Ohio and Indiana. Filed 8:59 a. m.

Indianapolis Order 5-O, Amendment 13, covering eggs in certain counties in Indiana. Filed 1:16 p. m.

Indianapolis Order 7-O, Amendment 1, covering eggs in certain counties in Indiana. Filed 1:15 p. m.

#### Region IV

Atlanta Order 11-F, Amendment 8, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:00 a. m.

Atlanta Order 12-F, Amendment 20, covering fresh fruits and vegetables in the metropolitan Atlanta-Decatur Trade Area, Georgia. Filed 9:00 a. m.

Atlanta Order 13-F, Amendment 20, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:01 a. m.

Atlanta Order 14-F, Amendment 20, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:02 a. m.

Birmingham Order 26-F, Amendment 27, covering fresh fruits and vegetables in Mobile County. Filed 1:15 p. m.

Birmingham Order 27-F, Amendment 29, covering fresh fruits and vegetables in Montgomery County, Alabama. Filed 1:14 p. m.

Birmingham Order 28-F, Amendment 27, covering fresh fruits and vegetables in Houston County. Filed 1:14 p. m.

Birmingham Order 29-F, Amendment 26, covering fresh fruits and vegetables in Dallas County, Alabama. Filed 1:14 p. m.

Jackson Order 11-C, Amendment 4, covering poultry in the Jackson, Mississippi Area. Filed 1:34 p. m.

Jackson Order 24, Amendment 3, covering dry groceries for Groups 1 and 2 stores in the Mississippi Area. Filed 1:13 p. m.

Jackson Order 25, Amendment 3, covering dry groceries for Groups 3 and 4 stores in the Mississippi Area. Filed 1:13 p. m.

Jackson Order 26, Amendment 3, covering dry groceries for Groups 3A and 4A stores in the Mississippi Area. Filed 1:12 p. m.

Jackson Order 7-W, Amendment 2, covering dry groceries at wholesale in the Mississippi Area. Filed 1:12 p. m.

Memphis Order 13-C, Amendment 5, covering poultry in Memphis and Shelby County, Tennessee. Filed 1:31 p. m.

Memphis Order 8-F, Amendment 24, covering fresh fruits and vegetables in Memphis and Shelby County, Tennessee. Filed 1:35 p. m.

Miami Order 6-F, Amendment 26, covering fresh fruits and vegetables in the Tampa, Florida Area. Filed 8:56 a. m.

Miami Order 10, Amendment 3, covering dry groceries in certain areas in Florida. Filed 8:57 a. m.

Miami Order 5-F, Amendment 28, covering fresh fruits and vegetables in certain areas in Florida. Filed 8:58 a. m.

Miami Order 11, Amendment 3, covering dry groceries in Monroe County. Filed 8:55 a. m.

#### Region V

Houston Order 2-C, Amendment 18, covering poultry in Harris County, Texas. Filed 1:11 p. m.

Houston Order 3-C, Amendment 18, covering poultry in Orange and Jefferson Counties, Texas. Filed 1:10 p. m.

Houston Order 4-C, Amendment 9, covering poultry in Galveston County, Texas. Filed 1:09 p. m.

Houston Order 4-F, Amendment 39, covering fruits and vegetables in certain cities and towns in Texas. Filed 1:12 p. m.

Houston Order 5-F, Amendment 39, covering fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 1:11 p. m.

Houston Order 2-C, Amendment 18, covering poultry in Harris County, Texas. Filed 1:09 p. m.

Houston Order 3-C, Amendment 18, covering poultry in Orange and Jefferson Counties, Texas. Filed 1:08 p. m.

Houston Order 4-C, Amendment 9, covering poultry in Galveston County, Texas. Filed 1:32 p. m.

#### Region VI

Chicago Order 6-C, Amendment 13, covering poultry in Cook County, Illinois. Filed 1:32 p. m.

Green Bay Order 7-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 1:31 p. m.

Green Bay Order 8-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 1:30 p. m.

Green Bay Order 9-F, Amendment 27, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette, Wisconsin. Filed 1:30 p. m.

Green Bay Order 10-F, Amendment 27, covering fresh fruits and vegetables in Eau Claire and Chippewa Falls, Wisconsin. Filed 1:29 p. m.

Green Bay Order 11-F, Amendment 13, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 1:29 p. m.

Green Bay Order 12-F, Amendment 13, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 1:35 p. m.

Omaha Order 15-F, Amendment 14, covering fresh fruits and vegetables in certain parts of Nebraska and Iowa. Filed 1:28 p. m.

Omaha Order 16-F, Amendment 14, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 1:28 p. m.

Omaha Order 17-F, Amendment 14, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 1:27 p. m.

Peoria Order 16-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 1:07 p. m.

Peoria Order 17-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 1:07 p. m.

Peoria Order 18-F, Amendment 12, covering fresh fruits and vegetables in

certain counties in Illinois. Filed 1:07 p. m.

Peoria Order 19-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 1:06 p. m.

#### Region VII

Boise Order 44, Amendments 1, 2 and 3, covering dry groceries in Boise Valley Loop, Mountain Home, Idaho and Ontario, Oregon Areas. Filed 1:06 p. m.

Boise Order 54, covering dry groceries in certain areas in Oregon. Filed 1:33 p. m.

Boise Orders 43 and 21-W, Amendments 1, 2 and 3, covering dry groceries in the Boise City Area. Filed 1:34 p. m.

#### Region VIII

Arizona Order 21, Amendment 5, covering dry groceries in the Mohave and Southern Navajo-Apache Area. Filed 1:24 p. m.

Arizona Order 22, Amendment 6, covering dry groceries in the Kingman and Central Navajo-Apache Area. Filed 1:24 p. m.

Arizona Order 23, Amendment 5, covering dry groceries in the Eastern Arizona Area. Filed 1:19 p. m.

Arizona Order 24, Amendment 7, covering dry groceries in the Southern Arizona Area. Filed 1:19 p. m.

Arizona Order 25, Amendment 3, covering dry groceries in Northwestern Arizona Area. Filed 1:19 p. m.

Arizona Order 25-W, Amendment 6, covering dry groceries in Mohave and Southern Navajo-Apache Area. Filed 1:18 p. m.

Arizona Order 26-W, Amendment 6, covering dry groceries in Kingman and Central Navajo-Apache Area. Filed 1:18 p. m.

Phoenix Order 2-C, Amendment 10, covering poultry in certain counties in Arizona. Filed 1:25 p. m.

Phoenix Order 9-F, Amendment 35, covering fresh fruits and vegetables in all the area within a 25 mile radius of the post office of Phoenix. Filed 1:23 p. m.

Phoenix Order 9-F, Amendment 36, covering fresh fruits and vegetables in all the area within a 25 mile radius of the post office of Phoenix. Filed 1:23 p. m.

Phoenix Order 10-F, Amendment 30, covering fresh fruits and vegetables in the Tucson Area. Filed 1:22 p. m.

Phoenix Order 10-F, Amendment 31, covering fresh fruits and vegetables in the Tucson Area. Filed 1:22 p. m.

Phoenix Order 10-F, Amendment 32, covering fresh fruits and vegetables in the Tucson Area. Filed 1:21 p. m.

Phoenix Order 11-F, Amendment 29, covering fresh fruits and vegetables in the Cochise Area. Filed 1:21 p. m.

Phoenix Order 11-F, Amendment 30, covering fresh fruits and vegetables in the Cochise Area. Filed 1:21 p. m.

Phoenix Order 11-F, Amendment 31, covering fresh fruits and vegetables in the Cochise Area. Filed 1:25 p. m.

Portland Order 36-F, Amendment 22, covering fresh fruits and vegetables in the corporate limits of the cities of Bend and Pendleton, Oregon. Filed 9:15 a. m.



Portland Order 36-F, Amendment 23, covering fresh fruits and vegetables in Bend and Pendleton, Oregon. Filed 9:15 a. m.

Portland Order 37-F, Amendment 22, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 9:15 a. m.

Portland Order 37-F, Amendment 23, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 9:15 a. m.

Portland Order 38-F, Amendment 22, covering fresh fruits and vegetables in Haines, Wallowa, Enterprise, Oregon Area. Filed 9:15 a. m.

Portland Order 39-F, Amendment 22, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 9:14 a. m.

Portland Order 39-F, Amendment 23, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 9:14 a. m.

Portland Order 42-F, Amendment 23, covering fresh fruits and vegetables in certain parts of Oregon. Filed 9:14 a. m.

San Francisco Orders 14 and W-1, Amendments 14 and 17, covering dry groceries in certain areas in California. Filed 8:58 a. m.

Spokane Order 20-F, Amendment 12, covering fresh fruits and vegetables in certain areas of Spokane County, Washington and Kootenai County, Idaho. Filed 1:25 p. m.

Spokane Order 21-F, Amendment 12, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai Counties, Idaho. Filed 1:27 p. m.

Spokane Order 22-F, Amendment 12, covering fresh fruits and vegetables in certain areas of Latah County, Idaho and Whitman County, Washington. Filed 1:26 p. m.

Spokane Order 23-F, Amendment 12, covering fresh fruits and vegetables in certain areas of Asotin County, Washington and Nez Perce County, Idaho. Filed 1:26 p. m.

Spokane Order 24-F, Amendment 11, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Eenton and Franklin Counties, Washington. Filed 1:26 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 46-7280; Filed, Apr. 30, 1946; 4:37 p. m.]

[Region I Supp. Order 19 Under RMPR 122, Amdt. 1]

**SOLID FUELS IN BOSTON REGION**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Supplementary Order No. 19 is amended in the following respects:

1. In the caption, the word "Temporary" is deleted.

2. In paragraph (a), the text (preceding the table set forth therein) is amended to read as follows:

(a) The specific maximum prices set forth in all Schedules of Prices for sales in less than railroad car lots to consumers (i. e., to persons other than resellers), both on a delivered basis and for yard sales, in the Region I Area Price Orders under Revised Maximum Price Regulation No. 122, listed in paragraph (b) of this order, are increased as follows:

This Amendment No. 1 to Supplementary Order No. 19 shall become effective April 1, 1946.

Issued this 1st day of April, 1946.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 46-7143; Filed, Apr. 29, 1946; 1:21 p. m.]

**SECURITIES AND EXCHANGE COMMISSION.**

[File No. 8-1]

**HUGHES & TREAT AND AMOS S. TREAT & CO.  
ORDER DISMISSING PROCEEDINGS**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of April, A. D. 1946.

The Commission having by order instituted private proceedings, pursuant to section 15 (b) of the Securities Exchange Act of 1934, to determine whether the registration of Hughes & Treat and its successor, Amos S. Treat & Co., as a broker-dealer under said act should be revoked, and whether, pursuant to section 15A, suspension or expulsion from membership in the National Association of Securities Dealers, Inc., should be ordered;

Private hearings having been held, after appropriate notice, the Commission being duly advised and having this day filed its findings and opinion;

It is ordered, On the basis of said findings and opinion, that the said proceedings be and the same hereby are dismissed.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 46-7290; Filed, May 1, 1946; 9:56 a. m.]

[File Nos. 70-1101, 70-1102]

**PUBLIC SERVICE CO. OF INDIANA, INC., AND INDIANA GAS & WATER CO., INC.**

**SUPPLEMENTAL ORDER GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of April A. D. 1946.

In the matter of Public Service Company of Indiana, Inc., File No. 70-1101, and Public Service Company of Indiana,

Inc., and Indiana Gas & Water Company, Inc., File No. 70-1102.

Public Service Company of Indiana, Inc., a subsidiary of The Middle West Corporation, a registered holding company, having filed applications and declarations pursuant to the Public Utility Holding Company Act of 1935, with respect to the issue and sale, through competitive bidding, of 150,000 shares of its —% Cumulative Preferred Stock having a par value of \$100 per share, such shares to be first offered in exchange for the company's presently outstanding 148,185.9 shares of Series A Preferred Stock on a share for share basis, together with a cash payment equal to the difference between the redemption price of the Series A Preferred Stock and the price at which unexchanged shares are to be offered to the public, plus accrued dividends, and the redemption of all shares of presently outstanding Series A Preferred Stock not exchanged; and

Said applications and declarations having provided that bidders specify their compensation for effecting exchanges under the exchange offer and the purchase of shares not required for exchange purposes, the dividend rate for the new preferred stock and the price to be paid the company for shares not required for exchange purposes; and

The Commission having, by order dated April 4, 1946, granted said applications and permitted said declarations to become effective subject to the condition that said issue and sale of Cumulative Preferred Stock should not be consummated until the results of competitive bidding, pursuant to Rule U-50, had been made a matter of record in this proceeding, and a further order entered in the light of the record so completed, jurisdiction having been reserved for this purpose; and

Public Service Company of Indiana, Inc., having filed a further amendment to said applications and declarations, in which it is stated that, in accordance with the permission granted by the order of the Commission dated April 4, 1946, Public Service Company of Indiana, Inc. has offered its Cumulative Preferred Stock for sale, pursuant to Rule U-50, and has received bids on said stock from four underwriters, or groups of underwriters headed by the firms listed, as follows:

Underwriting group	Dividend rate	Price per share to company before underwriter's commission <sup>1</sup>	Compensation to underwriter <sup>2</sup>	Annual cost to company
The First Boston Corp.	3.5	\$100	\$1.40	3.550
Glore, Forgan & Co.	3.5	100	1.60	3.557
Otis & Co.	3.5	100	1.70	3.561
Harriman Ripley & Co., Inc., and Kuhn, Loeb & Co.	3.6	101	1.90	3.633

<sup>1</sup> Plus accrued dividends from Mar. 1, 1946.

<sup>2</sup> Per share based on 150,000 shares.

Note: The public offering price will be the same as the price to the company.



Said amendment having further stated that Public Service Company of Indiana, Inc. has accepted the bid of The First Boston Corporation as set out above; and

The Commission having examined said amendment and having considered the record herein, and finding no basis for imposing terms and conditions with respect to the dividend rate of the Cumulative Preferred Stock, the price to be paid the company for said stock, and the amount of compensation to be paid the underwriter:

*It is ordered,* That the jurisdiction heretofore reserved over the dividend rate of said Cumulative Preferred Stock, the price to be paid the company for said stock, and the amount of the compensation to the underwriter, be, and hereby is, released, and that said applications and declarations, as amended, be, and hereby are, granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24 and to the other conditions contained in our order of April 4, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 46-7293; Filed, May 1, 1946;  
9:56 a. m.]

[File Nos. 70-1164, 70-1170]

INTERSTATE POWER CO. ET AL.

ORDER DENYING PETITION FOR REHEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of April, A. D. 1946.

In the matters of Interstate Power Company, File No. 70-1164; Peoples Natural Gas Company, Northern Natural Gas Company, File No. 70-1170.

Interstate Power Company ("Interstate"), a registered holding company, having heretofore filed a declaration pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 thereunder (File No. 70-1164), and Northern Natural Gas Company ("Northern Natural"), a registered holding company, and its subsidiary, Peoples Natural Gas Company ("Peoples"), having heretofore filed a joint application pursuant to sections 9 (a) (1) and 10 of the act (File No. 70-1170), in respect of the proposed sale by Interstate to Peoples of certain of the physical properties of Interstate located in the city of Waseca, for a base price of \$162,500 in cash, subject to certain adjustments; the proceedings in the matter of declaration of Interstate and the application of Northern Natural and Peoples having been consolidated and public hearings with respect thereto having been held after appropriate notice;

The Commission on March 23, 1946, having entered its findings and opinion and order denying effectiveness to the declaration of Interstate and dismissing the application of Northern Natural and Peoples (Holding Company Act Release No. 6516);

Northern Natural and Peoples having on April 8, 1946, filed a petition for re-

hearing in respect of the above matters; and

The Commission having considered the foregoing, and being of the opinion that the petition for rehearing raises no substantial question not previously considered by the Commission in the course of the proceedings in respect of the aforesaid declaration of Interstate and application of Northern Natural and Peoples;

*It is ordered,* That said petition for rehearing be and it is hereby denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 46-7292; Filed, May 1, 1946;  
9:56 a. m.]

[File No. 70-1253]

UTAH POWER & LIGHT CO.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 30th day of April, A. D. 1946.

Utah Power & Light Company ("Utah"), a registered holding company and public utility company, having filed a joint application and declaration, with amendments thereto, with respect, among other things, to the issue and sale, pursuant to the competitive bidding provisions of Rule U-50, of \$32,000,000 principal amount of First Mortgage Bonds to mature in 1976; and

The Commission having, by order dated April 16, 1946, granted said application and permitted said declaration to become effective, except as to the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, the underwriters' spread and its allocation, and all legal fees and expenses to be paid in connection with the proposed transactions, as to which matters jurisdiction was reserved; and

Utah having filed a further amendment to the application and declaration, in which it is stated that in accordance with the permission granted by the said order of the Commission dated April 16, 1946, it offered such bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Bidder	Price to company	Interest rate	Cost to company
The First Boston Corp.....	100.549	2 3/4	2.723
Halsey, Stuart & Co.....	101.65	2 3/4	2.793

The said amendment having further stated that Utah has accepted the bid of The First Boston Corporation for the bonds, as set out above, and that the bonds will be offered for sale to the public at a price of \$101.50 resulting an an underwriters' spread of .951; and

The record having been completed with respect to the legal fees and expenses to be paid in connection with the proposed transactions, such legal fees being as fol-

lows: \$16,000 to be paid Reid & Priest by Utah and \$11,000 to be paid Beekman & Bogue by The First Boston Corporation; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, the underwriters' spread and its allocation and the legal fees and expenses to be paid in connection with the proposed transactions;

*It is ordered,* That the jurisdiction heretofore reserved over the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, the underwriters' spread and its allocation, and all legal fees and expenses to be paid in connection with the proposed transactions be, and the same hereby is, released, and said application and declaration be, and the same hereby is, granted and permitted to become effective, subject, however, to the terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 46-7291; Filed, May 1, 1946;  
9:56 a. m.]

[File No. 70-1260]

NEW BEDFORD GAS AND EDISON LIGHT CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa. on the 29th day of April 1946.

New Bedford Gas and Edison Light Company ("New Bedford"), a subsidiary of New England Gas and Electric Association, a registered holding company, having filed an application pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of section 6 (a) thereof, of the issue and sale of its notes payable to The First National Bank of Boston in amounts not exceeding in the aggregate \$1,000,000, such notes to be issued and dated prior to December 31, 1946, in such denominations as the company shall elect at the time of issue, to mature not earlier than June 30, 1949 and not later than June 30, 1950, and to bear interest at a rate not exceeding 2 1/4%; and

The issue and sale of such notes having been expressly authorized by the Department of Public Utilities of the Commonwealth of Massachusetts by an order dated March 1, 1946, and being for the purpose of paying for proposed extensions, additions and betterments to the plant and property of New Bedford; and

Said application having been filed on March 29, 1946, and notice of such filing having been duly given in the manner prescribed by Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said application within the period specified in said notice,



or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the application under section 6 (b) of the act that the requirements of said section have been satisfied:

*It is hereby ordered.* Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application pursuant to section 6 (b) of the act be, and hereby is, granted forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-7289; Filed, May 1, 1946;  
9:56 a. m.]

[File No. 811-21]

INVESTMENT TRUST FUND B

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 30th day of April, A. D. 1946.

Investment Trust Fund B, a registered investment company, having filed an application pursuant to section 8 (f) of the Investment Company Act of 1940 for an order of the Commission declaring it has ceased to be an investment company within the meaning of the act;

*It is ordered.* Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on May 10, 1946 at 9:45 a. m., eastern day-

light saving time in room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

*It is further ordered.* That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Investment Trust Fund B, Investors Fund C, Inc., and to any other person whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-7296; Filed, May 1, 1946;  
9:57 a. m.]

[File No. 812-425]

ECCLYCO, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 30th day of April, A. D. 1946.

An application having been filed by Eccllyco, Incorporated under and pursuant to the provisions of section 6 (c)

of the Investment Company Act of 1940 for an order exempting it from all the provisions of such act;

*It is ordered.* That a hearing on the matter of the application of the above named applicant under the applicable provisions of said act and the rules of the Commission for exemption from all the provisions of the Investment Company Act of 1940 be held on May 10, 1946 at 4:00 p. m. eastern daylight saving time, in room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

*It is further ordered.* That Allen MacCullen, Esquire, or any other officer or officers of the Commission designated for that purpose, shall preside at the hearing on such application. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the above named applicant and to any other person or persons concerned and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-7295; Filed, May 1, 1946;  
9:57 a. m.]