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# FEDERAL REGISTER

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Washington, Friday, May 10, 1946

*The President*

*Regulations*

CONTENTS

THE PRESIDENT

EXECUTIVE ORDER 9720

DISCONTINUING THE SITKA AND SUBIC BAY NAVAL AIRSPACE RESERVATIONS AND THE SUBIC BAY, MANILA BAY, LOS ANGELES-LONG BEACH HARBOR, SAN DIEGO, SAN FRANCISCO, COLUMBIA RIVER ENTRANCE, AND STRAIT OF JUAN DE FUCA AND PUGET SOUND DEFENSIVE SEA AREAS

By virtue of the authority vested in me by section 4 of the Air Commerce Act, approved May 20, 1926 (44 Stat. 570; 49 U.S.C. 174), and by section 44 of the Criminal Code, as amended (18 U.S.C. 96), the following-designated naval airspace reservations and defensive sea areas are hereby discontinued:

1. Sitka Naval Airspace Reservation, established by Executive Order No. 8597 of November 18, 1940.
2. Subic Bay Naval Airspace Reservation, established by Executive Order No. 8718 of March 22, 1941.
3. Subic Bay Naval Defensive Sea Area, established by Executive Order No. 8718 of March 22, 1941.
4. Manila Bay Defensive Sea Area, established by Executive Order No. 8853 of August 16, 1941.
5. Los Angeles-Long Beach Harbor Naval Defensive Sea Area, established by Executive Order No. 8953 of November 27, 1941.
6. San Diego, California, Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.
7. San Francisco, California, Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.
8. Columbia River Entrance Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.
9. Strait of Juan de Fuca and Puget Sound Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.

HARRY S. TRUMAN

THE WHITE HOUSE,  
May 8, 1946.

[F. R. Doc. 46-7807; Filed, May 9, 1946; 11:15 a. m.]

TITLE 7—AGRICULTURE

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

[War Food Orders, Amdts.]

AMENDMENTS TO WAR FOOD ORDERS

War Food Orders 1, 4, 7, 9, 10, 15, 16, 19, 21, 22, 25, 29, 42, 42a, 42b, 43, 44, 45, 47, 51, 52, 54, 56, 57, 58, 59, 61, 63, 64, 66, 67, 68, 71, 72, 75, 78, 79, 82, 84, 105, 111, 123, 124, 130, 131, 133, 135, 139, 141, 144, 145, and 146, as amended, together with all orders issued under or pursuant thereto, including the general orders amendatory thereof (9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419), are hereby amended as follows:

1. By deleting the definition of "Assistant Administrator" wherever the same appears and substituting in lieu thereof the following: "'Administrator' means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order."

2. By deleting the phrase "Assistant Administrator" wherever the same appears and substituting in lieu thereof the word "Administrator."

All orders, allocations, directives, delegations, or other actions heretofore issued or taken by the Assistant Administrator or the Acting Assistant Administrator, for Regulatory and Marketing Service work, Production and Marketing Administration, pursuant to authority contained in the above orders shall remain in full force and effect until expressly modified, amended, suspended, superseded, revoked, or terminated by the Administrator, Production and Marketing Administration.

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This order shall become effective at 12:01 a. m., e. s. t., May 9, 1946.

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

Issued this 7th day of May 1946.

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

[F. R. Doc. 46-7763; Filed, May 8, 1946; 3:55 p. m.]

**TITLE 8—ALIENS AND NATIONALITY**  
Chapter I—Immigration and Naturalization Service

Subchapter B—Immigration Regulations

**PERMIT TO REENTER THE UNITED STATES**  
APRIL 5, 1946.

The following changes in Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

**PART 110—PRIMARY INSPECTION AND DETENTION**

Sections 110.17 and 110.19 are hereby revoked.

**PART 165—FORMAL PETITIONS AND APPLICATIONS**

Sections 165.3 to 165.11, inclusive, are hereby revoked.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

The following part is hereby added to Title 8, Chapter I:

**PART 164—PERMIT TO REENTER THE UNITED STATES**

Sec.	
164.1	Qualifications.
164.2	Application; form; fee.
164.3	Action on application.
164.4	Issuance; effect; delivery in United States.
164.5	Emergent cases; delivery outside United States.
164.6	Extensions.
164.7	Disposition at port of entry.

**AUTHORITY:** §§ 164.1 to 164.7, inclusive, issued under sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1; interprets and applies sec. 10, 43 Stat. 158; 8 U.S.C. 210.

§ 164.1 *Qualifications.* Any alien who is a lawful permanent resident of the

United States and who is about to depart temporarily therefrom may make application for a permit to reenter the United States.

**CROSS REFERENCE:** For resident alien's border crossing identification card, see 8 CFR 166.1-166.6.

§ 164.2 *Application; form; fee.* The application for a permit to reenter the United States shall be made, under oath, on Form I-131, which may be obtained from any office of the Immigration and Naturalization Service, and should be submitted at least 30 days before the proposed date of departure, to the Commissioner of Immigration and Naturalization or to the immigration and naturalization office prescribed in § 60.30 (a) of this chapter. A separate application must be made for each applicant. A parent or guardian may file an application in behalf of a child who is under the age of 14 years. Each application shall be accompanied by the statutory fee of \$3, remitted as prescribed in § 60.30 (b) of this chapter. Each application shall also be accompanied by two photographs of the applicant, which shall meet the specifications in § 364.1 of this chapter. The application shall include: (a) Name currently used; (b) time, place, and manner of last recorded arrival in the United States; (c) name used at time of entry; (d) father's name and mother's maiden name; (e) age, marital status, and occupation at time of entry; (f) place and date of birth; (g) last permanent residence and name and address of nearest relative in country whence alien came; (h) name and address of person to whom destined at time of last entry; (i) personal description as of date of filing application; (j) by whom accompanied at time of last entry; (k) address in the United States, and what temporary address abroad will be; (l) marital status at the date of filing application, and if married the name and address of husband or wife; (m) nature of business or employment and name of employer; (n) port and date of proposed departure, name of vessel on which sailing, length of proposed absence, and reasons for going abroad.

§ 164.3 *Action on application.* (a) An application accepted by a field office shall be examined as to execution. If the application is improperly executed, it may be returned to the applicant with instructions. If there is doubt as to the applicant's qualifications, the applicant may be interviewed. A written question-and-answer statement may be taken. The examining officer shall endorse the application to show whether any such interview or the examination of the application disclosed ground for denial. The application shall be forwarded to the Commissioner with the fee, photographs, and any statements taken. At the same time, in cases where the applicant's entry to the United States is not recorded in the Central Office, a verification of such entry shall be forwarded, or caused to be forwarded by use of Form I-423, to the Commissioner.

(b) An application accepted by the Commissioner shall be examined as to

execution and as to the applicant's qualifications. Verification of the applicant's entry to the United States shall be made. If the application is improperly executed, it may be returned to the applicant with instructions. If there is doubt as to the applicant's qualifications, the application may be forwarded to the appropriate field office for interview of the applicant.

(c) Any claim made in addition to, or in substitution for, any of those contained in the original application must be made under oath and filed in the same manner as the original application and will be subject to the same interrogation and investigation as required for the original application.

§ 164.4 *Issuance; effect; delivery in United States.* (a) If the Commissioner of Immigration and Naturalization finds that the applicant has the qualifications specified in § 164.1 and that the application is made in good faith, he shall issue the permit and it shall be valid for the time therein specified, not to exceed one year. Such permit will, however, have no effect under the immigration laws except to show that the alien to whom it is issued is returning from a temporary visit abroad.

(b) The Commissioner shall forward the permit to reenter to the office designated by the applicant, and the applicant shall secure it in person at such office prior to departure from the United States. Permits will not be delivered to one member of a family for another member or to one person for another. Before delivery of a permit is made, an immigrant inspector shall compare the photograph appearing thereon with the person calling for the permit and shall make delivery only upon satisfactory identification and where any minor discrepancies indicated by the Commissioner are satisfactorily explained. When a permit is delivered, the applicant shall sign it. All permits shall be endorsed, partly on the photograph and partly on the permit, by the officer making delivery. If it is concluded for any reason that the permit should not be delivered, it shall be returned to the Commissioner with a report of the facts.

(c) When an application for a permit to reenter the United States is denied, the fee shall be returned to the applicant.

§ 164.5 *Emergent cases; delivery outside United States.* Where the examining officer is satisfied at the time an application is submitted in person that an emergency exists which necessitates departure prior to the issuance of the permit, he shall require the foreign address of the applicant to be given in the application and shall affix a notation thereto concerning the nature of the emergency. Where such a request is made subsequent to the submission of the application, it shall be in the form of a sworn statement before an immigrant inspector setting forth the nature of the emergency and the foreign address to which it is desired the permit be mailed. The officer receiving the statement shall indicate thereon whether he is satisfied that an emergency exists and shall forward the statement to the Commissioner with

a photograph of the applicant and with information as to the date on which the original application was mailed. In any emergent case, the Commissioner of Immigration and Naturalization may authorize the mailing of a permit to an applicant at a foreign address.

§ 164.6 *Extensions.* If the holder of a permit to reenter desires an extension thereof, he shall, prior to the expiration of the validity of such permit, file with the Commissioner of Immigration and Naturalization an application in writing stating (a) his name, and address in the United States; (b) when, where, and by what means he departed from the United States; (c) port of landing and date of arrival abroad; (d) countries visited in the order visited; (e) reason for requesting extension and period for which desired; and (f) applicant's foreign address to which permit is to be returned. The application should be executed under oath before an American consular officer. The application for extension shall be accompanied by the permit to reenter and by the statutory fee of \$3, which shall be remitted as prescribed in § 60.30 (b) of this chapter and shall be payable in the United States in American money. If the application for extension is granted, such action shall be endorsed on the permit and the permit mailed to the applicant at his foreign address. If the extension is denied, the permit may be returned to the applicant if the remaining period of its validity permits of its use for return to the United States. On good cause, the validity of the permit to reenter may be extended for a period or periods not exceeding 6 months each. If an application for an extension is denied, the fee for the extension should be returned to the applicant.

§ 164.7 *Disposition at port of entry.* (a) The action in disposing of an application for admission to the United States of an immigrant presenting a permit to reenter the United States shall be endorsed on the permit in the space provided thereon and the permit shall be transmitted to the Commissioner: *Provided*, That where final action results in the exclusion of the alien, a permit shall not be forwarded to the Commissioner until the deportation or return of the alien: *Provided*, That a permit surrendered at a support shall be forwarded directly to the Commissioner.

(b) When an alien admitted on a permit to reenter is in possession of a passport, the passport shall be stamped and signed by the admitting officer to show the date and place of admission and the number of the permit.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

T. B. SHOEMAKER,  
*Acting Commissioner of  
Immigration and Naturalization.*

Approved: May 6th, 1946.

TOM C. CLARK,  
*Attorney General.*

[F. R. Doc. 46-7762; Filed, May 8, 1946;  
3:16 p. m.]

#### Subchapter D—Nationality Regulations

#### PART 383—FEES AND PROCEDURE TO OBTAIN CERTIFICATIONS OF OR INFORMATION FROM RECORDS

#### AUTHORITY OF OFFICERS TO RELEASE AND CERTIFY RECORDS

APRIL 22, 1946.

The following section is added to Part 383, Title 8, Chapter I, Code of Federal Regulations:

§ 383.7 *Records; authority of officers to release information and to certify records.* The Commissioner, the General Counsel, the district directors, or such other officers of the Service as may be designated by the Commissioner may decide applications for copies of immigration and naturalization records, or for information therefrom, and may certify that any official file, document, or record in the custody or control of the record is a true file, document, or record or that a copy of such a file, document, or record is a true copy.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(R.S. 161, 360, sec. 6 (a), 48 Stat. 1109, sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675, sec. 327, 54 Stat. 1150; 5 U.S.C. 22, 311, 28 U.S.C. 661, 8 U.S.C. 102, 222, 458, 727; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

UGO CARUSI,  
*Commissioner of Immigration  
and Naturalization.*

Approved: May 7, 1946.

TOM C. CLARK,  
*Attorney General.*

[F. R. Doc. 46-7761; Filed, May 8, 1946;  
3:16 p. m.]

#### TITLE 20—EMPLOYEES' BENEFITS

#### Chapter III—Social Security Board, Federal Security Agency

[Regs. 3; Further Amended]

#### PART 403—FEDERAL OLD-AGE AND SURVIVORS INSURANCE

#### TIME OF FILING APPLICATIONS FOR BENEFITS

Effective January 1, 1940, except where otherwise stated, this regulation amends § 403.701 of Regulations No. 3 (Part 403, Title 20, Code of Federal Regulations, Cum. Supp.), as follows:

1. Paragraph (f) of § 403.701, *Filing of applications and other forms*, is amended by changing the second undesignated paragraph thereof to read as follows:

Except as otherwise provided herein, an application is considered to have been filed as of the date the application is re-

§ 5 F.R. 1849. For a chronological description of the statutory basis for the old-age and survivors insurance system under title II of the Social Security Act, as amended, and the regulations which have been issued thereunder, see § 403.1 of Regulations No. 3 of the Social Security Board. (§ 403.1, Title 20, Code of Federal Regulations, 1940, Supp.)

ceived at an office of the Bureau or by an employee of the Board authorized to receive it. An application shall be considered to have been received:

(1) Effective April 1, 1943, if the application is deposited in and transmitted by United States mail and the fixing of the date of delivery as the date of filing would result in a loss or impairment of benefit rights, as of the date of mailing. The date appearing on the postmark (when available and legible) shall be prima facie evidence of the date of mailing.

(2) If an applicant expressed to a representative of the Bureau an intention to file a claim and his failure to file a formal application at that time is detrimental to his benefit rights, and resulted from the failure of such Bureau representative properly to advise or inform him concerning the requirements of the act or the Board's regulations thereunder as applied to the facts furnished by the applicant, or resulted from the action of such Bureau representative in informing him that an existing ruling precluded entitlement and subsequently such ruling was reversed, as of the date the applicant first expressed his intention to file, provided a formal application is filed and the applicant consents to such date as the date of receipt.

If the application is for primary insurance benefits or for recomputation of such benefits and if it is received not more than three months before the first month for which the applicant becomes entitled, the application shall be deemed to have been filed as of whichever date within three months after the month of receipt will result in entitlement to the greatest primary insurance benefits. An application for benefits beginning with a month other than the month in which the application is filed shall for the purpose of determining whether the conditions of eligibility have been satisfied, be deemed to have been filed in such other month.

2. Paragraph (f) of § 403.701 is further amended by deleting the second paragraph of Example 3.

3. Paragraph (f) of § 403.701 is further amended by adding thereto a new example designated as Example 4, as follows:

*Example 4.* A's application for primary insurance benefits is received by the Bureau on March 3, 1945. He states he has worked for wages of more than \$14.99 in March 1945. His primary insurance benefit computed as of March 1945 is \$32.72. If April 1, 1945, is considered the filing date, the primary insurance benefit will amount to \$33.48. Since the wage earner cannot become eligible for a March benefit (see § 403.503 (a)), his application will be considered to have been filed as of April 1, 1945. If the wage earner had not worked for wages of \$14.99 in March, his application would have been considered filed as of March 3, 1945, so that he might obtain a benefit for March. If the wage earner also files an application for recomputation of benefits before April 1, 1945, this application will be considered to have been filed as of April 1, 1945, so that he may obtain the larger benefit for April and all succeeding months.

(Section 205 (a), 53 Stat. 1368, sec. 1102, 49 Stat. 647; 42 U.S.C. sec. 405 (a), 1302)

In pursuance of sections 205 (a) and 1102 of the Social Security Act, as amended, the foregoing regulation adopted by the Board is hereby prescribed this 3d day of May, 1946.

[SEAL] SOCIAL SECURITY BOARD,  
A. J. ALTMAYER,  
Chairman.

Approved: May 7, 1946.

MAURICE COLLINS,  
Acting Federal Security  
Administrator.

[F. R. Doc. 46-7810; Filed May 9, 1946;  
11:39 a. m.]

## TITLE 24—HOUSING CREDIT

### Chapter VI—Federal Public Housing Authority

#### PART 601—REQUIREMENTS FOR URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

##### COMBINATION OF DEVELOPMENTS FOR MANAGEMENT

MAY 4, 1946.

FPHA requirements for urban low-rent housing and slum clearance developed under U. S. Housing Act of 1937, as amended (Public Law 412, 75th Congress).

Section 601.417 is hereby renumbered § 601.418, with the following new section inserted in the requirements and numbered § 601.417:

§ 601.417 *Combination of developments for management.* Any other provision contained herein to the contrary notwithstanding, where two or more developments under one contract for financial aid are adjoining, the developments may be combined for management with the approval of FPHA after the end of the initial operating period for the last development.

The management programs, operating budgets, and all financial operating and statistical reports and records for such developments shall be combined and maintained as for a single development.

(50 Stat. 888; 42 U.S.C. 1401)

PHILIP M. KLUTZNICK,  
Commissioner.

[F. R. Doc. 46-7794; Filed, May 9, 1946;  
10:11 a. m.]

## TITLE 29—LABOR

### Chapter VI—National Wage Stabilization Board

#### PART 801—ORGANIZATION AND JURISDICTION

The National Wage Stabilization Board has revised its Rules of Organization (Part 801) to read as follows:

Sec.  
801.1 Definitions.  
801.2 Organization of National Board.  
801.3 Organization of Regional Boards.  
801.4 Jurisdiction and functions of National Board and its agents.

Sec.  
801.5 Organization and jurisdiction of Wage Adjustment Board.  
801.6 West Coast Lumber Commission.  
801.7 Steel Commission.  
801.8 Meat Packing Commission.  
801.9 Textile Commissions.  
801.10 Territory of Hawaii.  
801.11 Qualification of Board members.  
801.12 Practice before the Board.  
801.13 Public information.

AUTHORITY: §§ 801.1 to 801.13, inclusive, issued under E.O. 9017, 3 CFR, Cum. Supp., as amended.

§ 801.1 *Definitions.* As used in this part and Part 802 of this chapter:

(a) The term "National Board" means the National Wage Stabilization Board;

(b) The term "Regional Board" means a Regional Wage Stabilization Board;

(c) The term "agent" means a Regional Board or Enforcement Division thereof, the Wage Adjustment Board for the Building and Construction Industry, the West Coast Lumber Commission, the Steel Commission, the Textile Commission, the Meatpacking Commission, and any other agency established by the National Board to which authority is delegated to act upon any matters with respect to which the National Board has jurisdiction;

(d) The term "member" means a member of the National Board or of any agent and includes alternate members;

(e) The term "union" means a labor organization which has been recognized by an employer for purposes of collective bargaining or which has been certified by the National Labor Relations Board or by a similar state agency;

(f) The term "Director" means the Economic Stabilization Director and includes also the Stabilization Administrator in the case of actions taken between September 20, 1945, and February 25, 1946.

§ 801.2 *Organization of National Board.* (a) The National Board shall be tripartite in composition with members representing the public, employers, and employees respectively. Six members of the Board are appointed by the President (including the Chairman and the Vice Chairman, as public representatives). Additional members may be appointed from time to time by unanimous action of a quorum of the National Board to represent, respectively, the public, employers, and employees.

(b) Six members equally representative of the three groups comprising the Board shall constitute a quorum for the transaction of business. The National Board may act at any time as a Board of not more than 12 members likewise equally representative of such three groups.

(c) Each member participating in any session of the National Board shall be entitled to one vote on any matter put to a vote before the National Board: *Provided, however,* That equality of voting of the three groups comprising the Board shall be required on any action taken by the National Board. A majority vote of members voting, when not less than a quorum is present, shall constitute the decision of the Board.

§ 801.3 *Organization of Regional Boards.* (a) Regional Boards, as estab-

lished by the National Board, shall have authority to act on any matters within the jurisdiction of the National Board to the extent provided by the rules of procedure set forth in Part 802 of this chapter. The geographical regions, each of which is to be served by a Regional Board, are as follows:<sup>1</sup>

*Region I.* Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island.

*Region II.* New York, the Northern part of New Jersey (including the following counties: Sussex, Passaic, Bergen, Warren, Morris, Essex, Hudson, Middlesex, Somerset, Union, Monmouth, Hunterdon).

*Region III.* Pennsylvania, Maryland, Delaware, District of Columbia, Southern part of New Jersey (including following counties: Mercer, Ocean, Burlington, Atlantic, Camden, Gloucester, Salem, Cumberland, Cape May).

*Region IV.* Tennessee, North Carolina, Mississippi, Alabama, Georgia, South Carolina, Florida, Virginia.

*Region V.* Ohio, Kentucky, West Virginia.  
*Region VI.* Illinois, Indiana, Wisconsin, Minnesota, North Dakota, South Dakota.

*Region VII.* Missouri, Arkansas, Kansas, Iowa, Nebraska.

*Region VIII.* Texas, Oklahoma, Louisiana.

*Region IX.* Colorado, New Mexico, Utah, Wyoming, Idaho, Montana.

*Region X.* California, Nevada, Arizona, Territory of Hawaii.

*Region XI.* Michigan.

*Region XII.* Washington, Oregon, Territory of Alaska.

(b) Each Regional Board shall be composed of six members, two of whom, including the Chairman, shall be representative of the public, two representative of employers and two representative of employees. The members, including such number of alternates as may be necessary, shall be appointed and be subject to removal by the National Board, but no more than six shall act as the Regional Board at any one time. The decision of a majority of a Regional Board, provided a quorum of six is present, shall constitute the decision of the Regional Board.

(c) Enforcement Divisions of each Regional Board shall be constituted and shall have jurisdiction as provided in Part 802 of this chapter.

§ 801.4 *Jurisdiction and functions of National Boards and its agents.* (a) In general, the functions of the National Board (and of its agents to the extent of any delegations of authority by the National Board) include: (1) Acting on applications for the approval of wage and salary increases (including the institution of new wage or salary rates); (2) acting on cases involving alleged illegal wage or salary adjustments; (3) acting on applications for the approval of wage and salary decreases; (4) acting on applications filed pursuant to section 5 of the War Labor Disputes Act; (5) the appointment of arbitrators in certain cases; and (6) the administration of provisions of certain directive orders of the National War Labor Board relating to the steel, textile and meat-packing industries.

<sup>1</sup> Note that each Regional Board may, in certain instances, exercise jurisdiction over cases arising outside the geographical limits of such region. See § 802.4 of this chapter.

(b) The wage and salary adjustments which are within the jurisdiction of the National Board are adjustments in (1) all wages other than those of railroad and agricultural labor, and (2) all salaries of less than \$5,000 per annum paid to any employee who is not employed in a bona fide executive, administrative or professional capacity, and (3) all salaries less than \$5,000 per annum paid to any employee who is employed in a bona fide executive, administrative or professional capacity if such employee is represented in his relations with his employer by a duly recognized or certified labor organization. Whether an employee is employed in a bona fide "executive", "administrative" or "professional" capacity shall be determined by application of the definition of such terms as promulgated by the Wage and Hour Administrator in regulations issued pursuant to section 13 (a) (1) of the Fair Labor Standards Act of 1938.

(c) The National Board will not exercise whatever jurisdiction it may have over adjustments in the wages and salaries of the types of employees set forth in subparagraphs (1), (2), and (3) of this paragraph. Adjustments in the wages and salaries of such employees therefore are exempted from the operation of the wage and salary regulations.

(1) The wages and salaries of employees directly employed by the United States Government, any Territorial Government or the Government of the District of Columbia, which wages and salaries are not fixed by statute;

(2) The wages and salaries of employees directly employed by any state or local government or political subdivision thereof;

(3) Wages and salaries paid in any territory or possession of the United States other than the Territories of Alaska and Hawaii: *Provided, however,* That in the case of the Territory of Hawaii, none of the provisions of any regulations issued by the National Board shall be applicable to such Territory, which conflict with any rules, regulations, or orders heretofore or hereafter adopted as specially applicable to the Territory of Hawaii.

§ 801.5 *Organization and jurisdiction of Wage Adjustment Board.* (a) The Wage Adjustment Board for the building and construction industry, established within the Department of Labor, shall consist of nine members, of whom three shall represent employees, three shall represent employers, and three, including the chairman, shall represent the public.

(b) The Wage Adjustment Board shall continue to perform the duty assigned to it by Administrative Order No. 101, as amended, of the Secretary of Labor, and by the Wage Stabilization Agreement of May 22, 1942, between the Building and Construction Trades Department of the American Federation of Labor and several government agencies, all in accordance with the further provisions of this section. In addition, the Wage Adjustment Board shall act as an agent of the National Board to receive and act upon all applications for approval of voluntary adjustments in the

wages or salaries of mechanics and laborers in the building and construction industry employed directly upon the site of the work who are not subject to the Wage Stabilization Agreement of May 22, 1942. The jurisdiction of the Wage Adjustment Board extends throughout the continental United States and the territories of Alaska and Hawaii.

(c) In acting upon applications for approval of voluntary wage or salary adjustments, the Wage Adjustment Board shall be subject to the provisions of the Wage Stabilization Agreement of May 22, 1942, to the requirements of the national wage stabilization program, and to all applicable rules and regulations of the Director and the National Board.

(d) All rulings of the Wage Adjustment Board on applications for approval of wage or salary adjustments shall have the same effect and be subject to the procedure for stay and review by the National Board as set forth in Part 802 of this chapter.

§ 801.6 *West Coast Lumber Commission.* (a) The West Coast Lumber Commission shall have jurisdiction over, all cases involving wage adjustments affecting employees employed by employers engaged in the production of lumber and lumber products and located in the states of Washington, Oregon, California, Idaho and Montana.

(b) The West Coast Lumber Commission shall be constituted in the same way as a Regional Board (as provided in § 801.3). Rulings and decisions of the West Coast Lumber Commission, including determinations in enforcement proceedings, shall have the same effect and be subject to the same procedures as set forth in Part 802 of this chapter.

§ 801.7 *Steel Commission.* (a) The Steel Commission, heretofore established by directive order of the National War Labor Board dated March 30, 1945 as amended by directive order dated November 2, 1945, shall continue, as agent of the National Wage Stabilization Board, to exercise the functions conferred upon it in accordance with the provisions of paragraph X of the directive order of the National War Labor Board dated November 25, 1944 in the case of Carnegie Illinois Steel Corporation, et al., and United Steel Workers of America, CIO et al., and in accordance with the resolution of the National War Labor Board dated December 13, 1944 and December 29, 1944.

(b) Only employers and employees of the "basic steel" industry who were parties to or included in the bargaining units covered by the National War Labor Board's directive order of November 25, 1944 and such additional parties as have been designated and notified by the National War Labor Board prior to December 31, 1945 are subject to the jurisdiction of the Steel Commission.

(c) Decisions of the Steel Commission shall be final. The Steel Commission is authorized to adopt rules of procedure and regulations for the handling of cases coming before it in accordance with paragraph (a) of this section.

§ 801.8 *Meat Packing Commission.* (a) The Meat Packing Commission as

heretofore established by directive order of the National War Labor Board dated March 21, 1945 as amended by action of the National War Labor Board dated July 30 and December 31, 1945, shall continue, as agent of the National Wage Stabilization Board, to exercise the functions conferred upon it in accordance with the provisions of such directive orders and resolutions of the National War Labor Board dated June 26, July 9 and July 17, 1945, and the directive orders dated February 20, 1945 and the orders of approval dated May 11, May 23, June 4, June 8, June 12, and June 26, 1945 issued in cases involving the following parties: Swift & Company; Armour & Company; Wilson & Company; Cudahy Packing Company; John Morrell & Co.; The United Packinghouse Workers of America, CIO and Meat Cutters and Butchers Workmen of America, AFL and the National Brotherhood of Packinghouse Workers, CUA, IBSE Division.

(b) Only employers and employees in the meatpacking industry who were parties to or included in the bargaining units covered by the above-mentioned National War Labor Board directive orders and such additional parties as have been designated as subject to the jurisdiction of the Meat Packing Commission by the National War Labor Board prior to December 31, 1945 are subject to the jurisdiction of the Meat Packing Commission.

(c) Decisions of the Meat Packing Commission shall be final. The Meat Packing Commission is authorized to adopt rules of procedure and regulations for the handling of cases coming before it, in accordance with paragraph (a) of this section.

§ 801.9 *Textile Commissions.* (a) The two Textile Commissions, one with headquarters at Atlanta, Georgia, and the other with headquarters at Boston, Massachusetts as heretofore established by directive order of the National War Labor Board dated April 12, 1945 as amended by directive order dated December 21, 1945 shall continue as agents of the National Wage Stabilization Board, to exercise the functions conferred upon them in accordance with the provisions of the directive orders of the National War Labor Board, dated February 20, 1945, in the cases of twenty-three cotton textile companies and the Textile Workers Union of America, CIO; 25 New England Cotton Rayon Companies and the Textile Workers Union of America; and six New York and Pennsylvania Rayon Companies and the Textile Workers Union of America, CIO.

(b) The companies and employees subject to the jurisdiction of either of the two Textile Commissions include only those who were parties to or included in the bargaining units covered by the National War Labor Board directive orders of February 20, 1945 above specified, such additional parties as were referred to the Commissions in accordance with the provisions of the National War Labor Board's resolution of October 8, 1945 and such companies and unions as may submit cases to the Commissions on the basis of a joint stipulation of the parties requesting either of

the Commissions to decide any issues pertaining to a properly aligned wage structure in accordance with the National War Labor Board's order of February 20, 1945. Each of the Commissions may decide whether any such stipulation affords a proper basis for action on the case by the Commission.

(c) The decisions of either of the two Textile Commissions shall, notwithstanding the provisions of the directive order of April 12, 1945, be final. Each of the Textile Commissions is authorized to adopt rules of procedure and regulations for the handling of cases coming before it, in accordance with paragraph (a) of this section.

§ 801.10 *Territory of Hawaii.* (a) The National Wage Stabilization Board's jurisdiction with respect to the Territory of Hawaii shall be exercised by the Tenth Regional Wage Stabilization Board in San Francisco, California. For the convenience of Hawaii's employers and employees the Territorial Representative of the Department of Labor stationed at Honolulu, T. H., will act as the agent of the Tenth Regional Wage Stabilization Board in the handling of such affairs as in his discretion can be dealt with locally on behalf of the aforementioned Regional Wage Stabilization Board including the issuance of rulings in the name of the said Regional Wage Stabilization Board. Where in the discretion of the Hawaiian representative a particular application involves a policy decision, he shall transmit such applications to the Tenth Regional Board for action. Petitions for Review from the Regional Board rulings as promulgated by the Hawaiian representative of the Department of Labor shall be submitted to the Tenth Regional Board for action and transmittal to the National Wage Stabilization Board in Washington under the same procedures as are applicable to appeals from decisions and rulings of any other Regional Wage Stabilization Board.

(b) Any special rules, general resolutions and general orders heretofore adopted as especially applicable to Hawaii shall continue in effect except as such rules may be changed from time to time by the Tenth Regional Wage Stabilization Board subject to post-review by the National Board.

§ 801.11 *Qualification of Board members.* No member shall be qualified to participate in the decision of any case coming before the National Board or before any agent if such member has a direct interest in the case as an officer or employee, or is a direct representative of any party to the case.

§ 801.12 *Practice before the Board.* (a) No person who has been a per annum employee of the National War Labor Board, the National Wage Stabilization Board, or any agencies of such Boards including employees of the Wage and Hour Division of the United States Department of Labor who have acted as agents of the National War Labor Board or of the National Wage Stabilization Board, shall serve as a representative of any party in any proceeding which was pending before either of such Boards or

their agencies during the time of his employment.

(b) No person who has been a per diem employee of the National War Labor Board, the National Wage Stabilization Board, or any agencies of such Boards shall serve as a representative of any party in any proceeding in which he acted on behalf of either of such Boards or such agents.

(c) No person who is a part-time public member of the National Wage Stabilization Board, or any of its agencies shall serve as a representative of any party in any proceeding before such Board, or any of its agencies at any time while such person retains his status as part-time public member.

(d) The National Board or any of its agents shall notify any person subject to the provisions of this section and the party represented by such person of the rules stated in this section in the event that any such person appears as a representative in any case contrary to the rules prescribed in this section.

§ 801.13 *Public information.* All rulings, decisions and appointments of the National Board or any agent with respect to any case are public information and will be supplied on request. Press releases will be issued, however, only in cases of general news interest. The wage rates of any applicant as approved, modified or denied, even though not set forth in any ruling will be supplied on request after a ruling has been issued. Data specifically submitted by an applicant as confidential will not be made public.

Approved by the National Wage Stabilization Board April 10, 1946.

B. M. JOFFE,  
Executive Director.

[F. R. Doc. 46-7792; Filed, May 9, 1946;  
9:40 a. m.]

#### PART 802—RULES OF PROCEDURE

The National Wage Stabilization Board has revised its Rules of Procedure (Part 802) to read as follows:

##### APPLICATION FOR APPROVAL OF WAGE OR SALARY ADJUSTMENTS

Sec.	
802.1	Form of application.
802.2	Who may file application.
802.3	Where to file applications.
802.4	Processing of applications.
802.5	Rulings by Wage Stabilization Directors.
802.6	Stay of issuance of rulings.
802.7	Reconsideration of rulings.
802.8	Review by National Board of rulings of Board agents.

##### CASES ARISING UNDER SECTION 5 OF WAR LABOR DISPUTES ACT

802.30	Application for changes in terms and conditions of employment.
802.31	Filing of applications.
802.32	Issuance of order.

##### APPOINTMENT OF ARBITRATORS

802.50	Appointment of arbitrators.
802.51	Expenses of arbitration.

##### ENFORCEMENT DIVISIONS AND PANELS

802.70	Composition of Enforcement Divisions and Panels.
802.71	Jurisdiction of Enforcement Divisions.

Sec.	
802.72	Notice and conduct of hearing.
802.73	Issuance of subpoenas.
802.74	Findings and determinations of Enforcement Division.
802.75	Appeal to National Board.
802.76	Transmittal of determinations to appropriate Government agencies.

AUTHORITY: §§ 802.1 to 802.76, inclusive, issued under E.O. 9017, 3 CFR, Cum. Supp., as amended.

APPLICATION FOR APPROVAL OF WAGE OR SALARY ADJUSTMENTS

§ 802.1 *Form of application.* (a) An application for approval of a wage or salary increase or decrease (including the institution of new wage or salary rates) except as prescribed in paragraph (b) of this section, shall be filed on National Wage Stabilization Board Form 10.

(b) An application for approval of a wage or salary increase or decrease involving persons employed in the building and construction industry subject to the jurisdiction of the Wage Adjustment Board as defined in § 801.5 of this chapter shall be filed on forms provided by the Wage Adjustment Board, Department of Labor, Washington, D. C.

(c) Application forms may be procured at any of the regional and local offices of the Wage and Hour and Public Contracts Divisions of the Department of Labor.

§ 802.2 *Who may file application.* (a) An application for approval of a wage or salary increase or decrease may be signed and filed by an employer alone in any case where the increase or decrease for which approval is sought does not affect any employees who are represented by a union.

(b) If a wage or salary increase or decrease affects any employees represented by a union, the applications may be signed both by the employer and the union. If the application is signed by the employer alone, it shall state in addition to the name and address of any affected union which has not signed the application, whether the application covers a wage increase based on an agreement between the employer and such union. Before any action is taken on such an application, notice of the filing of the application shall be sent by the Wage and Hour Office to any such union unless the union has already made known in writing its position with respect to the application. The notice will request such union to state (1) whether it has any objection to action being taken on the application and (2) in the event the application states that the wage increase is based on an agreement, whether it contests the existence of such agreement. Unless the union, within seven days from the date such notice is sent, files a statement objecting to action being taken in the case of an application not based on an agreement, or files a statement in the case of an application based on an agreement contesting existence of such an agreement, the application will then be acted on.

(c) Ordinarily, action shall not be taken on any application after the National Labor Relations Board or its agent or a similar State agency has ordered the holding of any election under

its procedures to determine the status of a union as the collective bargaining agent for any of the employees involved in the application and until after a decision has been rendered as a result of such an election. After such an election, the procedure for processing the application shall be as prescribed in paragraph (b) of this section.

(d) An application for approval of a wage or salary increase or decrease may be filed on behalf of more than one employer provided that the application, if not signed by all employers joining in the application, shall state the name and address of each employer on whose behalf the application is filed and shall be accompanied by a written authorization from each such employer for the filing of the application. Any such application shall contain all requisite information required by the appropriate application for each of the employers covered by the application.

§ 802.3 *Where to file applications.*

(a) Except as provided in paragraphs (b) and (c) of this section, all applications shall be filed with the nearest local office of the Wage and Hour Division of the Department of Labor and the latter will transmit the application to the National Board or the appropriate Board agent, as determined by the rules set forth in § 802.4.

(b) Applications involving wage or salary adjustments affecting employees in the building and construction industry, regardless of where employed, shall be filed directly with the Wage Adjustment Board, Department of Labor, Washington, D. C. Requests for the revision of wage rates subject to the Wage Stabilization Agreement of May 22, 1942, which are presented by local labor organizations affiliated with the Building and Construction Trades Department of the American Federation of Labor shall be filed only with the approval of the international or national labor organization, and shall be submitted through and approved by the Building and Construction Trades Department of the American Federation of Labor.

(c) Applications involving wage or salary adjustments of employees of government-owned, privately operated facilities of the War Department shall be filed with the War Department through the contracting officers to the technical service or command concerned in accordance with procedures established by that Department. Such applications will be transmitted by the War Department to the National Board for action by the National Board.

§ 802.4 *Processing of applications.*

(a) Applications filed with a Wage and Hour Division office in accordance with the rules stated in § 802.3 will be forwarded for processing and action by the appropriate agency, in accordance with the following subparagraphs:

(1) The National Board will act on applications affecting wage or salary adjustments of employees, wherever employed, where the wage or salary adjustment would, prior to December 31, 1945, have been within the jurisdiction of any of the following agencies of the National War Labor Board, which are no longer in

existence: (i) The Trucking Commission; (ii) The Shipbuilding Commission; (iii) the Telephone Commission; (iv) The National Airframe Panel; (v) The War Shipping Panel.

NOTE: The jurisdiction of such agencies, as it existed prior to December 31, 1945, was as follows: Trucking Commission: jurisdiction over persons in the following trucking operations: over-the-road (common, contract or private carrier); local pick-up and delivery; transfer and storage; and trucking employees (drivers, checkers, warehousemen, dockmen, stowers, lumpers or helpers) of businesses located in the District of Columbia. Shipbuilding Commission: jurisdiction over persons employed within the continental limits of the United States and Alaska in the construction, conversion, outfitting and repair of floating marine structures, including floating drydocks, exclusive of persons employed in establishments owned and directly operated by the United States Government, provided the activity is carried on in the water, in drydocks, in basins, on ways for launching, or on the premises of a shipyard or boatyard and irrespective of whether the activity is carried on subject to Shipbuilding stabilization zone standards. Telephone Commission: jurisdiction over all persons employed in the telephone industry. National Airframe Panel: jurisdiction over employees of all such airframe companies as were designated by the National War Labor Board prior to December 31, 1945. War Shipping Panel: jurisdiction over all personnel, including both relief and regular crews, employed on all ships, including dry cargo, tankers, barges and boats engaged in off shore, coastwise, harbor and inland waterways activities.

(2) Each Regional Board will act on applications involving wage and salary adjustments affecting employees who work in the region served by such Regional Board and may act on applications involving employers with plants located in more than one region where the employer's principal office or place of business is in the region served by such Regional Board.

(3) The West Coast Lumber Commission will act on applications affecting employees within its jurisdiction.

(4) The Eleventh Regional Board will act on applications affecting employees formerly within the jurisdiction of the Automotive Section of the Eleventh Regional Board.

(5) Cases involving the non-ferrous metals industry will be processed as follows:

(i) The Ninth Regional Board will act on cases affecting employers in the non-ferrous metals industry in Colorado, New Mexico, Utah, Wyoming, Idaho, Montana, California, Nevada, Arizona, Oregon, Washington and Alaska.

(ii) The Seventh Regional Board will act on cases affecting employers in the non-ferrous metals industry not only in the states comprising its region (Missouri, Kansas, Arkansas, Iowa, Nebraska) but also in the State of Oklahoma.

(iii) The National Board may request any Regional Board to refer any non-ferrous case to the National Board for processing and decision.

(iv) All other non-ferrous cases will be processed by the regional Board in which the company's establishment is located.



(b) The National Board will act on all applications affecting wage and salary adjustments of employees of government-owned, privately operated facilities of the War Department.

(c) The Wage Adjustment Board for the building and construction industry will receive and act on applications involving adjustments in the wages and salaries of employees who work in the building and construction industry as defined in § 801.5 of this chapter.

(d) Any Board agent may certify to the National Board any question in any case, upon which the Board agent desires the decision of the National Board. The National Board may assume jurisdiction of any case or refer any case for decision to any Board agent irrespective of the usual rules defining the jurisdiction of various Board agents.

(e) At any stage of the processing of an application, the applicant may be requested to supply additional data or the application may be returned for correction or supplementation.

(f) The granting of an oral hearing in support of an application shall be within the sole discretion of the National Board or the Board agent.

(g) The National Board and its agents will not process an application for approval of a wage or salary increase which appears to be conditioned in whole or in part upon the granting of an increase in price or rent ceilings.

§ 802.5 *Rulings by Wage Stabilization Directors.* Each Regional Board may delegate authority to its Regional Wage Stabilization Director to issue rulings on Form 10 applications for wage or salary increases within such limitations as the Regional Board may determine. Any ruling issued pursuant to such delegated authority will be signed by the Wage Stabilization Director and any party to an application who receives such a ruling may, within seven days after mailing of such ruling file with the Regional Board a request for review of the ruling. Any such request for review of a Regional Wage Stabilization Director's ruling may be made informally by letter and will be granted as a matter of course. The parties will thereafter be notified of the Regional Board's ruling on the case and such ruling issued by the Regional Board shall have the same effect as in the case of any ruling issued by the Regional Board in the first instance.

§ 802.6 *Stay of issuance of rulings.*

(a) Where a ruling is made by any Board agent on an application, any two or more members of the Board agent who dissent from the ruling may request that the issuance of the ruling or any part thereof be stayed pending review by the National Board. In such event the ruling, or any specified portion thereof, together with the request for review by the dissenting members shall immediately be transmitted by the Board Agent to the National Board, and the issuance of the ruling or a specified portion thereof will be stayed until the National Board has acted on the case and communicated its action to the Board agent. If it is requested that issuance of only a specified portion of a ruling be stayed, the Board agent may, in its discretion, issue

any other portion of the ruling pending action by the National Board. After the National Board has communicated its action to the Board agent the latter shall then issue the ruling which will be subject to review as in the case of any other ruling issued by a Board agent.

(b) Simultaneously with the transmission to the National Board of any request for review of a ruling pursuant to this section, the Board agent shall send a copy of such request for review to any party to the case, together with a notice that such party may file an original and four copies of any comments with the National Board. Such comments, if any, shall be filed with the National Board within seven days after mailing to such party of the notice and request for review, and if filed within such period will be considered by the National Board.

§ 802.7 *Reconsideration of rulings.* Any Board agent, or the National Board where it issued a ruling in the first instance, may reconsider any ruling issued by it. Where a ruling is issued by a Board agent in the first instance, the Board agent may, in its discretion, reconsider and modify any ruling issued by it on the basis of a petition for review filed in the manner prescribed by § 802.8.

§ 802.8 *Review by National Board of Rulings of Board agents.* (a) Any ruling issued by a Board agent shall be final unless reviewed and modified by the National Board on its own motion, or unless a petition for review is filed seeking review by the National Board of such ruling in accordance with the provisions of this section.

(b) No petition for review will be granted by the National Board unless the procedure set forth in this section is complied with and unless the petition demonstrates that the ruling appealed from (1) contravenes established stabilization rules or policies, or (2) presents a novel question of such importance as to warrant action by the National Board.

(c) A petition for review may be filed by any party involved in the original application and must be filed within fourteen days after a Board agent mails to such party a ruling denying in whole or in part an application for approval of a wage adjustment, unless the time for filing such petition has been extended by the Board agent prior to the expiration of such fourteen days. The original and four copies of the petition and of all supporting documents shall be filed with the Board agent which issued the ruling and a copy of the petition and of all supporting documents shall be mailed by the petitioner to any other party to the application.

(d) Within seven days after a copy of any such petition for review has been mailed by the petitioner to any other party to the application such other party may mail to the Board agent which issued the ruling an original and four copies of any comments, and, at the same time, shall mail a copy of such comments to any other parties to the application.

(e) The Board agent, upon receipt of such a petition for review and comments,

if any, may on its own motion reconsider the case and make any change in the ruling issued by it as it deems proper. If the ruling is changed by the Board agent, the modified ruling shall be issued to the parties and shall be subject to appeal in the same manner as in the case of the original ruling. If the Board agent does not modify its original ruling, such agent shall transmit the entire record of the case to the National Board for review by the National Board.

(f) The National Board will make its decision on a petition for review upon the basis of the record before the Board agent and on the basis of the petition for review, comments, if any, and such further evidence or data as the National Board may require. If the petition for review is denied because the grounds for review set forth therein are deemed to be insufficient, the National Board will affirm the ruling of the Board agent. If the petition for review is granted, the National Board will issue its own ruling which will supplant the ruling of the Board agent, or the National Board may remand the case to the Regional Board for such further action as it may specify.

(g) The National Board may, on its own motion, assume jurisdiction over any case either before or after the issuance of a ruling by a Board agent.

CASES ARISING UNDER SECTION 5 OF WAR LABOR DISPUTES ACT

§ 802.30 *Application for changes in terms and conditions of employment.* Pursuant to section 5 of the War Labor Disputes Act, whenever the government has taken possession of any plant, mine or facility under authority of section 9 of the Selective Training and Service Act of 1940, as amended, the government agency operating such plant, mine or facility, or a majority of the employees of such plant, mine or facility or their representative, may apply to the National Board for a change in wages or other terms or conditions of employment in such mine, plant or facility.

§ 802.31 *Filing of applications.* (a) Any such application shall be filed directly with the National Board and shall specify the precise changes in wages or other terms or conditions of employment with respect to which a change is sought. The application may be accompanied by such supporting data as the applicant desires to submit. If the application is filed by the Government agency operating the plant, a copy of the application and of any supporting data shall simultaneously be mailed to or served upon any union as collective bargaining agent for any of the employees affected by the application, and if the application is filed by any such union, a copy of the application shall simultaneously be mailed to or served upon the head of the government agency operating such plant.

(b) Subject to such rules as the National Board may prescribe in special situations, the party on whom a copy of such application is served shall have 7 days from the date when such copy is mailed to or served upon it, within which to file an original and four copies of any comments or objections with respect to such application.

§ 802.32 *Issuance of order.* (a) After such hearings or investigation as it deems necessary the National Board will issue an order either denying the application or providing for any changes in wages or other terms and conditions of employment as it deems to be fair and reasonable and not in conflict with any act of Congress or any Executive order issued thereunder.

(b) Any order issued by the National Board shall not become effective unless and until such order is approved by the President.

(c) Whenever any order issued by the Board has been approved by the President, the National Board will cause the order to be made public.

#### APPOINTMENT OF ARBITRATORS

§ 802.50 *Appointment of arbitrators.* Pursuant to Executive Order 9672, the National Board of any Regional Board will appoint arbitrators where necessary under a directive order issued by the National War Labor Board prior to December 31, 1945 or where parties to any dispute have jointly requested the National Board or any Regional Board to appoint an arbitrator.

§ 802.51 *Expenses of arbitration.* Arbitrator's fees and expenses will be paid by the Board only when the National Board or a Regional Board determines that the appointment of the arbitrator is necessary to fulfill an obligation assumed prior to December 31, 1945 by the National War Labor Board or any of its agents.

#### ENFORCEMENT DIVISIONS AND PANELS

§ 802.70 *Composition of Enforcement Divisions and Panels.* (a) Cases arising in any region involving alleged contravention of the Stabilization Act of 1942, as amended, (56 Stat. 765), and the orders and regulations promulgated thereunder (hereinafter referred to as "the act"), shall be dealt with by an Enforcement Division designated by each Regional Board. The term "Enforcement Division" shall also include any agency to whom the National Board may delegate jurisdiction over enforcement cases. Each Regional Enforcement Division shall be tripartite in character, and shall be composed of one or more representatives each of employers, employees and the public. A representative of the public shall be designated as Chairman of each Enforcement Division. Each Regional Board may appoint as members of the Enforcement Division such number of representatives of employers, employees and the public as it sees fit: *Provided*, That in any particular case of alleged contravention of the act, any hearing shall be held before, and findings and determinations made by not less than three nor more than six members of the Enforcement Division, consisting of equal representation of employers, employees and the public, with a public member acting as Chairman. Such members shall constitute the Enforcement Division for purposes of such case.

(b) An Enforcement Division may from time to time appoint ad hoc Panels of similar tripartite composition, consist-

ing of non-members of the Enforcement Division, to hear any specified case or cases involving alleged contravention of the act. Any such Panel shall, after hearing a case, make its proposed findings and determinations, which shall be reviewed by the Enforcement Division, as provided in § 802.73.

§ 802.71 *Jurisdiction of Enforcement Divisions.* (a) In any case involving alleged contravention of the act by any employer, an Enforcement Division shall have authority, by majority vote, to make findings as to all pertinent facts and, if it finds that there has been a contravention of the act by an employer, to determine whether, in the light of all the circumstances in the case, any portion or all of the sanctions prescribed by the act shall be withheld. Unless such determination in any case provides for a withholding of all sanctions prescribed by the act, or unless the employer waives a hearing or consents to the making of a determination by the Enforcement Division, the determination shall be made only after a hearing, as prescribed by this part.

(b) The action of an Enforcement Division in any case of alleged contravention of the act, as evidenced by its findings and determinations, shall be final, subject to appeal to the National Board as provided in § 802.75. Each Enforcement Division, however, shall be subject to general policy directives of the Regional Board and shall report to the Regional Board from time to time on its activities.

(c) If the situation requires such action, any party may be called upon to show cause before the Enforcement Division, within such time as is deemed proper by the Enforcement Division, why he should not refrain from making or receiving payment of wages at rates reported to be in contravention of the act, pending a hearing and decision by the Enforcement Division.

§ 802.72 *Notice and conduct of hearing.* (a) In any case where the Regional Attorney believes that an employer has made wage or salary payments in contravention of the Act and that a hearing should be held in the matter, he shall report such case to the Enforcement Division. The Enforcement Division, after consideration of the report, may direct that the employer with respect to whom the report is made be notified to appear at a hearing before the Enforcement Division or before a Panel designated by it.

(b) Not less than ten days' written notice of a hearing shall be served personally or by registered mail upon the employer. Such notice shall contain (1) a concise statement of the nature of the alleged contravention of the act; (2) a statement advising the employer that at the hearing he may be represented by counsel and will be given full opportunity to present written or oral testimony and to examine and cross-examine witnesses on all matters relating to the allegations.

(c) If any party to a proceeding appears by attorney, notice of that fact

shall be filed with the Enforcement Division and thereafter papers may be served upon such attorney.

(d) For good cause shown, any hearing may be adjourned from time to time by the Enforcement Division or Panel.

(e) An employer may, at his own expense, provide for the making of a stenographic transcript of the proceedings at the hearing, in which case a copy thereof shall be furnished without cost to the Enforcement Division or Panel and at the regular cost per copy to other persons.

(f) Evidence in support of the charge of alleged contravention shall be presented by the Regional Attorney. Opportunity shall be given to the employer or his counsel to present all relevant evidence and argument, written or oral.

§ 802.73 *Issuance of subpoenas.* The National Board, by its Chairman, may issue subpoenas requiring the attendance and testimony of any witness and the production of any books, papers, records, or other documents material to any enforcement case. Such subpoenas may be issued only upon a request by the Enforcement Division before whom the subpoena is to be returnable. The Enforcement Division may make the request on behalf of the Regional Attorney or any party to the case. Any such request by an Enforcement Division shall be transmitted in writing to the Chairman of the National Board and shall specify (a) the name and nature of the proceeding in which the subpoena is required; (b) the name of the person or persons whose testimony is required and, where material, the specific documentary evidence whose production is required; (c) the nature and materiality of the testimony or documentary evidence to be supplied by the witness; (d) a description of the efforts which have been made to obtain voluntary attendance of the witness or voluntary production of the required documentary evidence; (e) the time and place of attendance or production of the documentary evidence before the Enforcement Division. If the request for issuance of a subpoena is granted, the subpoena will be transmitted to the Enforcement Division which will arrange for personal service of a copy thereof by a United States marshal, or by some other appropriate person, not a party to the case, who is not less than 18 years of age. When the subpoena is issued on behalf of a party, the person whose attendance is required shall, at the time of service, be tendered the fees for one day's attendance and the mileage allowed by law in the same amounts as are paid witnesses in Federal Courts. Such amounts shall be paid by the party at whose instance the witness appears. When the subpoena is issued on behalf of the Regional Attorney, witness fees and mileage need not be tendered at the time of service.

§ 802.74 *Findings and Determinations of Enforcement Division.* (a) If a hearing is before a tripartite Panel, the Panel shall, after the conclusion of the hearing, make proposed findings and determinations which shall be mailed to the

employer or his attorney and filed with the Enforcement Division. Within 14 days after mailing of the proposed findings (unless such time is extended by the Enforcement Division), the employer and the Regional Attorney may exchange and submit to the Enforcement Division written comments or objections to the proposed findings. After the expiration of such 14 days, the Enforcement Division shall, unless it directs a rehearing, make its final findings and determination in the case.

(b) If a hearing is before the Enforcement Division, the latter shall, after conclusion of the hearing, make its findings and determination in the case.

(c) The findings and determination of the Enforcement Division shall be in writing, showing the names of the members of the Division participating in such decision. If the Enforcement Division finds that the allegation of contravention of the act has been established by a preponderance of the evidence, it shall, in appropriate cases, also make findings as to the existence of any extenuating circumstances in connection therewith, and shall determine whether there shall be withheld by the Executive departments and other governmental agencies all or any portion of the sanctions prescribed by the act. Any dissent from the majority decision of the Enforcement Division shall be recorded on the findings and determination.

(d) The findings and determination shall be forwarded to the National Board, and a copy thereof shall be served, by registered mail, on the employer or upon his attorney.

#### § 802.75 Appeal to National Board.

(a) The findings and determination of an Enforcement Division shall be final, subject, however, to the right of the employer or the Regional Attorney to appeal to the National Board for a review of the findings and determination. Such appeal shall be taken within 14 days from the date of mailing to the employer of the findings and determination. If the employer appeals he shall within such 14 days, mail an original and five typewritten copies of petition for review which shall include any supporting memorandum, to the Regional Attorney. If the Regional Attorney appeals he shall, within such 14 days, file a petition for review and five typewritten copies, including any supporting memorandum, with the Enforcement Division and mail a copy thereof to the employer or his attorney. If timely request is made to the Enforcement Division within such 14 days, the time for filing a Petition for Review may be extended by the Enforcement Division, or agreement for such extension may be made by the Regional Attorney and the employer or his attorney.

(b) Any petition for Review shall set forth concisely the respects in which it is claimed the findings were erroneous and shall state in detail the particular ground of objection to the findings or determination or other portion of the record or transcript of proceedings upon which reliance is placed.

(c) Either the employer or the Regional Attorney may, within 14 days from the date of mailing a Petition for Review, file comments thereon. Such comments shall be mailed and filed in the same manner and be subject to the same conditions as are prescribed in paragraph (a) of this section for the Petition for Review.

(d) Upon receipt of all appeal papers filed in the case, the Enforcement Division shall cause to be sent to the National Board the entire file of the case.

(e) If no timely Petition for Review is filed and if the National Board does not review on its own motion, the findings and determination of the Enforcement Division shall, on the day following the last day for filing a Petition for Review, stand confirmed as the findings and determination of the National Board.

(f) Upon consideration of a Petition for Review, the National Board will render its decision upon the entire record of the case. In special cases, upon request duly made in the Petition for Review and upon good cause shown, the National Board may permit further oral or written argument or proof. In rendering its decision the National Board may affirm, reverse or modify the findings and determination or any part thereof, or send the case back to the Enforcement Division for appropriate action.

§ 802.76 Transmittal of determinations to appropriate Government agencies. (a) If within the 14 days stated above, a Petition for Review is not filed, or the time therefor not extended, the National Board will, in due course, forward the findings and determination in a case to the appropriate governmental agency or agencies.

(b) If a timely Petition for Review is filed, the National Board, after its consideration and decision will, in appropriate cases, likewise forward the findings and determination in the case, accompanied by its order, to the appropriate governmental agency or agencies.

Approved by the National Wage Stabilization Board April 10, 1946.

B. M. JOFFE,  
Executive Director.

[F. R. Doc. 46-7793; Filed, May 9, 1946;  
9:40 a. m.]

#### PART 803—GENERAL ORDERS

##### REVOCATION OF DESIGNATED ORDERS

The National Wage Stabilization Board has revoked §§ 803.7, 803.8, 803.10, 803.15 to 803.21, inclusive, 803.23 to 803.25, inclusive, 803.27 to 803.29, inclusive, 803.32 to 803.35, inclusive, 803.37, 803.39 and 803.40 (General Orders 7, 8, 10, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25, 27, 28, 29, 32, 33, 34, 35, 37, 39, and 40).

Approved by the National Wage Stabilization Board May 8, 1946.

B. M. JOFFE,  
Executive Director.

[F. R. Doc. 46-7791; Filed, May 9, 1946;  
9:40 a. m.]

#### TITLE 31—MONEY AND FINANCE: TREASURY

##### Chapter I—Monetary Offices, Department of the Treasury

##### PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

##### PAYMENTS FROM BLOCKED ACCOUNTS FOR SUBSCRIPTIONS TO U. S. PERIODICALS

MAY 10, 1946.

Revocation of General License No. 71 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Section 131.71 (General License No. 71), issued August 16, 1941, as amended February 9, 1943, is hereby revoked.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL] FRED M. VINSON,  
Secretary of the Treasury.

[F. R. Doc. 46-7800; Filed, May 9, 1946;  
11:02 a. m.]

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

##### CERTAIN GENERAL LICENSES NOT APPLICABLE TO AUSTRIA

MAY 10, 1946.

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

Public Circular No. 28, issued May 29, 1945, is hereby revoked.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL] FRED M. VINSON,  
Secretary of the Treasury.

[F. R. Doc. 46-7801; Filed, May 9, 1946;  
11:02 a. m.]

## Chapter II—Fiscal Service, Bureau of Accounts

[1946 Dept. Circ. 655, Supp. 4]

## PART 211—DELIVERY OF CHECKS AND WARRANTS TO ADDRESSES OUTSIDE THE UNITED STATES, ITS TERRITORIES AND POSSESSIONS

## WITHHOLDING OF DELIVERY OF CHECKS OR WARRANTS

MAY 3, 1946.

Section 211.3 (a) of Department Circular No. 655, dated March 19, 1941 (31 CFR, Cum. Supp., 211.3 (a)), as amended, is hereby further amended to read as follows:

§ 211.3 *Withholding of delivery of checks or warrants.* (a) The Secretary of the Treasury hereby determines that postal, transportation, or banking facilities in general or local conditions in Germany and Japan are such that there is not a reasonable assurance that a payee in either of those countries will actually receive checks or warrants drawn against funds of the United States, or agencies or instrumentalities thereof, and be able to negotiate the same for full value.

Except to the extent they have been authorized by § 131.94 of Chapter I of this title (General License No. 94) dated December 7, 1945, and other unrevoked licenses of Foreign Funds Control, remittances by United States Government agencies to blocked countries will continue to be restricted by Executive Order 8389, as amended, and rules and regulations issued pursuant thereto.

[SEAL] O. MAX GARDNER,  
Acting Secretary of the Treasury.

[F. R. Doc. 46-7802; Filed May 9, 1946; 11:02 a. 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 4500—UTILITIES

[Utilities Order U-11]

## TO PROVIDE FOR THE INTEGRATION OF ELECTRIC POWER IN THE UNITED STATES

A critical shortage of coal threatens in many parts of the country to reduce electricity below the level necessary to provide for essential power requirements, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 4500.67 *Utilities Order U-11—(a) Applicability of order.* This order shall apply to all electric utilities located in

any state east of the Mississippi River or in Minnesota, Iowa or Missouri.

(b) *Electric utilities to conserve coal.* Each electric utility shall so operate its reservoirs, generating plants, substations, transmission lines and other facilities, and shall so interchange power with other electric utilities as to achieve the maximum conservation of coal. Such operations shall, depending upon the supply and availability of fuels other than coal, include the following:

(1) Using water power to the fullest extent practicable to achieve conservation of coal;

(2) Using fuels other than coal to the maximum possible extent;

(3) Exchanging power with other electric utilities wherever such exchange will result in protection of low coal stock piles.

(c) *Electric utilities with less than 30 days' supply of coal.* Any electric utility which has on hand less than 30 days' supply of coal may apply to the Civilian Production Administration for assistance in obtaining a portion of its electric power requirements from other utilities.

Issued this 8th day of May 1946.

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

[F. R. Doc. 46-7760; Filed, May 8, 1946; 2:32 p. m.]

## Chapter XI—Office of Price Administration

## PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 6]

## WIRE AND CABLE

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

Maximum Price Regulation 82 is amended in the following respects:

1. Paragraph (a) of section 16 is amended to read as follows:

(a) *Armored cable—(1) Manufacturers' prices.* The maximum manufacturer's price for the sale of armored cable shall be determined pursuant to the pertinent portions of the schedule of prices set forth in Appendix D to this regulation, subject to the same price differentials in effect to purchasers of the same class on May 7, 1946. The manufacturer shall apply to the prices applicable to him, as set forth in Appendix D, all discounts (including the standard 5% cash discounts), and other conditions of sale which the manufacturer had in effect on that date. If the manufacturer was not selling armored cable on that date, he must determine his maximum price under section 10.

(2) *Resellers' prices.* The maximum resellers' price for armored cable shall be determined by adding to his maximum price in effect on May 7, 1946, to

which have been applied the discounts, allowances and other deductions in effect on that date to a purchaser of the same class, the corresponding and pertinent amount listed in the column entitled "Resellers to add", in the schedule set forth in Appendix D. If the reseller was not selling armored cable on that date, he must determine his maximum price under section 11 (c).

(3) Nothing contained in this paragraph (a) shall be construed to reduce the maximum price of any seller of armored cable, where that maximum price has been approved by the Office of Price Administration.

(4) The zones set forth in Appendix D are the standard geographical shipping zones uniformly recognized in the industry. Sellers of armored cable are required to maintain the zone pricing set forth in Appendix D. Zone adjustments that increase the net delivered prices of armored cable are not permitted.

2. Appendix D is amended to read as follows:

## APPENDIX D

## ARMORED CABLE (BX CABLE)

Schedule of manufacturer's prices to jobbers. Net price per 1,000 feet delivered to jobbing points; one order; one destination; together with a reseller's addition factor.

[Shipments to other points made direct by factory are f. o. b. factory]

## SOLID WIRES—TWO CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add <sup>1</sup>
14/2	250	\$35.20	\$36.30	\$38.50	\$41.00	\$4.60
14/2	100	35.80	36.90	39.10	41.70	4.60
14/2	50	36.40	37.50	39.70	42.20	4.60
14/2	25	37.00	38.70	40.90	43.40	4.60
14/2	15	38.20	39.30	41.50	44.00	4.60

## SOLID WIRES—TWO CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add <sup>1</sup>
12/2	250	\$44.20	\$45.50	\$48.00	\$50.80	\$5.10
12/2	100	44.70	46.00	48.60	51.30	5.10
12/2	50	45.40	46.70	49.20	52.00	5.10
12/2	25	46.50	47.80	50.30	53.10	5.10
12/2	15	48.00	49.30	51.90	54.60	5.10
10/2	250	65.00	66.50	69.50	72.80	6.80
8/2	150	107.40	110.00	115.40	121.40	10.80

## SOLID WIRES—THREE CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add <sup>1</sup>
14/3	250	\$47.50	\$48.80	\$51.40	\$54.30	\$6.10
14/3	100	48.10	49.40	52.10	54.90	6.10
14/3	50	48.70	50.00	52.60	55.50	6.10
14/3	25	49.90	51.20	53.80	56.70	6.10
14/3	15	51.40	52.70	55.40	58.20	6.10
12/3	250	59.60	61.20	64.30	68.00	6.70
10/3	250	83.10	85.00	88.60	92.70	9.30
8/3	150	140.10	143.30	149.60	156.70	14.40

## STRAINED WIRES—SINGLE CONDUCTOR

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add <sup>1</sup>
8/1	250	\$57.80	\$59.10	\$61.80	\$64.80	\$5.40
6/1	250	73.80	75.30	78.50	82.20	6.70
4/1	250	123.60	125.60	129.50	134.00	8.40
2/1	250	143.80	146.30	151.20	156.70	9.60
1/1	250	175.20	179.00	186.50	194.80	13.20

## ARMORED LAMP CORD

## PLAIN TWISTED CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add <sup>1</sup>
18/2	250	\$42.00	\$42.90	\$44.70	\$46.70	\$2.00
18/2	250	47.90	48.80	50.60	52.80	2.00
14/2	250	62.30	63.50	65.90	68.50	2.30

<sup>1</sup> See sec. 16 (a) (2).

ARMORED LEADED CABLE  
SOLID WIRES—TWO CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add <sup>1</sup>
14/2.....	250	\$64.60	\$66.60	\$70.50	\$74.90	\$2.20
14/2.....	150	64.60	66.60	70.50	74.90	2.20
12/2.....	150	78.20	80.30	84.60	89.30	2.30
10/2.....	100	97.10	100.30	105.90	112.60	3.50

STRANDED WIRES—TWO CONDUCTORS

8/2.....	100	\$157.60	\$162.10	\$171.00	\$181.20	\$4.60
6/2.....	100	195.90	201.40	212.20	224.60	5.00

SOLID WIRES—THREE CONDUCTORS

14/3.....	150	\$89.60	\$91.80	\$96.40	\$101.30	\$2.30
12/3.....	150	108.60	112.00	118.70	126.20	2.40
10/3.....	100	132.00	135.50	142.60	150.70	3.70

STRANDED WIRES—THREE CONDUCTORS

8/3.....	100	\$217.50	\$223.50	\$235.50	\$249.00	\$4.90
6/3.....	100	271.50	278.00	291.10	305.70	5.30
4/3.....	100	345.80	357.90	382.00	409.00	6.20

STRANDED WIRES—FOUR CONDUCTORS

14/4.....	150	\$152.20	\$154.80	\$160.00	\$165.80	\$4.40
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BARE ARMORED GROUND WIRE

[Solid]

8/1.....	250	\$33.10	\$33.90	\$35.00	\$36.50	\$1.00
6/1.....	250	43.40	44.50	46.30	48.30	1.20
4/1.....	250	61.80	63.20	65.50	68.40	1.50

[Stranded]

8/1.....	250	\$36.30	\$37.10	\$38.30	\$40.00	\$1.10
6/1.....	250	47.50	48.70	50.40	52.50	1.30
4/1.....	250	69.00	70.50	72.80	75.50	1.70

SOLID WIRES—FOUR CONDUCTORS

14/4.....	250	\$79.10	\$80.60	\$83.70	\$87.10	\$7.60
12/4.....	250	96.30	98.20	101.80	106.00	8.50
10/4.....	150	123.30	126.00	131.30	137.20	12.90

STRANDED WIRES—TWO CONDUCTORS

8/2.....	150	\$111.40	\$114.10	\$119.50	\$125.40	\$11.10
6/2.....	100	152.20	155.30	161.40	168.40	13.80
4/2.....	100	235.50	239.30	246.80	255.20	17.30
2/2.....	100	253.40	258.40	268.20	279.30	20.10

STRANDED WIRES—THREE CONDUCTORS

8/3.....	150	\$149.30	\$152.50	\$159.00	\$166.30	\$14.90
6/3.....	100	189.30	193.10	200.50	209.00	18.70
4/3.....	100	312.80	317.90	328.00	339.40	23.60
2/3.....	100	344.40	350.80	363.60	378.00	27.50

STRANDED WIRES—FOUR CONDUCTORS

8/4.....	100	\$187.40	\$191.60	\$200.00	\$209.40	\$18.70
6/4.....	100	244.40	249.00	258.20	268.60	23.70
4/4.....	100	352.40	358.70	371.30	385.40	30.10

SOLID WIRES—SINGLE CONDUCTOR

8/1.....	250	\$47.70	\$48.90	\$51.20	\$53.80	\$5.20
6/1.....	250	61.20	62.60	65.40	68.60	6.30

<sup>1</sup> See sec. 16 (a) (2).

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7765; Filed, May 8, 1946; 4:48 p. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 7]

WIRE AND CABLE

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

Maximum Price Regulation 82 is amended in the following respects:

1. Paragraph (b) of section 16 is amended to read as follows:

(b) *Copper, copper alloy and copper-clad products.* The maximum prices for the following copper, copper alloy or copper-clad products shall be determined as set forth in the succeeding subparagraphs.

(1) Except for those manufacturers who meet the qualifications set forth in subparagraph (2) herein, the maximum prices for manufacturers of the following products shall be the maximum price in effect on May 7, 1946, increased by the percentage listed opposite these products:

Products	Percentages
Wire rods.....	2
Bare and tinned wire and strand sold to insulators.....	6.5
Bare and tinned wire and strand sold to others than insulators.....	7.5
Weatherproof wire and cable.....	11
Magnet wire, including litz wire.....	11
All other insulated wire and cable products (copper, copper alloy, copper-clad), including replacement cord sets, but excluding armored or BX cable, type R and type RH wire, and non-metallic sheathed cable.....	11.5

(2) This subparagraph applies only to those manufacturers who have granted a general increase in wages on or after February 1, 1946, to those manufacturers who have at any time granted the maximum wage increase authorized by General Wage Approval No. 7 of the National Wage Stabilization Board, and to those manufacturers to whom no request for a general increase in wages has been made by, or on behalf of, a majority of their employees since February 1, 1946. Manufacturers of the following products who meet the qualifications described in this subparagraph shall determine their maximum prices by increasing by the percentage listed opposite these products, the maximum prices in effect on May 7, 1946, to a purchaser of the same class.

Products	Percentages
Wire rods.....	3.14
Bare and tinned wire and strand sold to insulators.....	10
Bare and tinned wire and strand sold to others than insulators.....	12
Weatherproof wire and cable.....	17.5
Magnet wire, including litz wire.....	17.5
All other insulated wire and cable products (copper, copper alloy, copper-clad), including replacement cord sets, but excluding armored or BX cable, type R and type RH wire, and non-metallic sheathed cable.....	18

(3) The maximum prices computed pursuant to the provisions of subparagraph (1) or (2) shall be subject to the same discounts, allowances and other

deductions in effect on May 7, 1946, to a purchaser of the same class.

(4) The maximum prices for sales by resellers of the products covered by this paragraph (b) shall be determined by increasing their maximum prices in effect on May 7, 1946, by the percentage amount by which their net invoiced costs have been increased by virtue of the provisions of subparagraphs (1) and (2), subject to all discounts, allowances and other deductions in effect on May 7, 1946.

(5) Nothing contained in this paragraph (b) shall apply to any seller who has received an individual adjustment or adjustments under the adjustment provisions of Revised Price Schedule 82 or Maximum Price Regulation 82, or under the provisions of Supplementary Order 142, except where the present maximum price of such seller is less than what his present maximum price would be by virtue of the operations of this paragraph in the absence of such individual adjustment or adjustments. In such case, the maximum price of such sellers shall be determined by applying the pertinent provisions of this paragraph using as the maximum price to be increased, their maximum price in effect prior to the granting of any individual adjustment.

(6) Where a manufacturer computes his maximum prices pursuant to the provisions of subparagraph (2) he shall, within ten days after putting such maximum prices into effect, file with the Machinery Branch, OPA, Washington 25, D. C., a statement which would indicate under which one of or combination of the conditions outlined in section 16 (b) (2) he is eligible to charge the higher prices provided in that section, together with the terms of any wage increase put into effect since January 31, 1946.

2. Paragraph (c) of section 16 is amended to read as follows:

(c) (1) *Services performed in connection with the manufacture of products listed in paragraph (b).* The maximum prices for services performed in connection with the manufacture of the items listed in paragraph (b) shall be calculated as follows:

The service supplier will find the general industry price before May 7, 1946, to the class of purchaser including his customer for the product before the service is begun, and will increase that figure by the appropriate percentage. If he meets the qualifications of subparagraph (2) of paragraph (b), he will use the percentage listed in that subparagraph for the product before the service is begun. If he does not meet those qualifications, he will use the percentage listed in subparagraph (1) of paragraph (b) for the particular product before the service is begun. He will then find the general industry price before May 7, 1946, to the class of purchaser including his customer for the product as it is after the performance of the service, and will increase that figure by the appropriate percentage. This percentage will be found as described above, except that he will now use the percentage listed for the processed product. He will then subtract the figure for the unprocessed product from the figure for the processed product and the difference will be his maximum price for the service.

(2) Within ten days after the service supplier charges prices based upon the use of the percentages listed in subparagraph (2) of paragraph (b), he shall file with the Machinery Branch, OPA, Washington 25, D. C., the information described in subparagraph (6) of paragraph (b).

3. Subparagraph (1) of paragraph (d) of section 16 is amended to read as follows:

(1) (i) Except as provided in the next subdivision (ii), the maximum manufacturers' prices for the sale of rubber braided building wires, shall be determined by increasing by 11.5% the prices listed in the schedule of manufacturers' prices set forth in Appendix E, the price thus determined to be subject to any price differential in effect to any purchaser of the same class on the base date. The manufacturer shall apply to the prices so determined all discounts (including the standard cash discounts) and other conditions of sale which the manufacturer had in effect on the base date.

(ii) Where a manufacturer meets the qualifications set forth in subparagraph (2) of paragraph (b), he shall use the provisions of the preceding subdivision herein, except that he shall substitute a percentage increase factor of 18% in place of the 11.5% therein stated. In addition, he shall file a statement as required in subparagraph (6) of paragraph (b).

4. Subparagraph (1) of paragraph (f) of section 16 is amended to read as follows:

(1) (i) Except as provided in the next subdivision (ii), the maximum manufacturers' prices for the sale of non-metallic sheathed cable shall be determined by increasing by 11.5% the prices listed in the Schedule of Manufacturers' Prices set forth in Appendix F, the price thus determined to be subject to any price differential in effect to any purchaser of the same class on the base date. The manufacturer shall apply to the prices so determined all discounts (including the standard cash discounts) and other conditions of sale which the manufacturer had in effect on the base date.

(ii) Where a manufacturer meets the qualifications set forth in subparagraph (2) of paragraph (b), he shall use the provisions of the preceding subdivision herein, except that he shall substitute a percentage increase factor of 18% in place of the 11.5% therein stated. In addition, he shall file a notice as required in subparagraph (6) of paragraph (b).

5. The general instructions in Appendix E relating to cutting charges are amended as follows: Immediately after the last line of the paragraph beginning with the words "The cutting charges as shown in Column A are as follows: . . ." (which last line reads "Sizes over 1,000.-000 CM . . . 7.00"), add the following sentence: "All Column A cutting charges may be increased by 12.5%, which increase is to be rounded out to the nearest five cents."

6. The general instructions in Appendix E relating to paralleling charges are

amended as follows: The sentence immediately following the chart of paralleling charges (which sentence reads "These paralleling charges are list . . ."), is amended to read as follows: "The amounts shown may be increased by 12.5%, which increase is to be rounded out to the nearest five cents, the resulting parallel charges being at list."

This amendment shall become effective May 8, 1946.

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

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7767; Filed, May 8, 1946;  
4:48 p. m.]

PART 1364—FRESH, CURED AND CANNED  
MEAT AND FISH PRODUCTS

[RMPR 169, Amdt. 72<sup>1</sup>]

BEEF AND VEAL CARCASSES AND WHOLESALE  
CUTS

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. 169 is amended in the following respects:

1. In § 1364.401 (c), subparagraphs (7), (8) and (9) are revoked, subject to the provisions of Supplementary Order No. 40 and section 5.1 of General Ration Order No. 8.

2. Section 1364.418 is revoked, subject to the provisions of Supplementary Order No. 40 and section 5.1 of General Ration Order No. 8.

This amendment shall become effective as of April 28, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

Approved: May 2, 1946.

N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 46-7766; Filed, May 8, 1946;  
4:48 p. m.]

PART 1499—COMMODITIES AND SERVICES  
[SR 14H, Amdt. 11]

MODIFICATIONS OF MAXIMUM PRICES FOR  
CERTAIN TRANSPORTATION SERVICES BY  
MOTOR VEHICLE

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

Supplementary Regulation 14H is amended in the following respects:

1. Section 10 is amended to read as follows:

SEC. 10. *Transportation services performed within the State of Michigan by*

10 F.R. 15416, 11 F.R. 2507, 3201, 3299, 4156.

*carriers other than common carriers.* Carriers other than common carriers in the State of Michigan furnishing a transportation service subject to Supplemental Order No. 9 and subsequent Supplemental Orders in Docket D-3094 of the Michigan Public Service Commission may charge as the maximum price for such service either (a) the minimum rate established by the Michigan Public Service Commission in the said orders and the rules and regulations pertinent thereto and legally in effect, or (b) the maximum price established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever is higher.

2. Section 11 is amended to read as follows:

SEC. 11. *Transportation services performed within the Commonwealth of Kentucky by carriers other than common carriers.* The maximum rates of carriers other than common carriers performing transportation services within the Commonwealth of Kentucky are either (a) the rates and charges published in Supplements to Kentucky Intrastate Tariff No. 7, MF-DMT. Ky. No. 7, issued by the Central and Southern Motor Tariff Association, Inc., Agent, lawfully on file with the Division of Motor Transportation of the Commonwealth of Kentucky and legally in effect on May 14, 1946, or (b) the maximum rates established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

3. Section 17 is added to read as follows:

SEC. 17. *Transportation services performed within the City and County of Philadelphia.* The maximum rates of carriers by motor vehicle other than common carriers performing transportation services within the City and County of Philadelphia, Pennsylvania subject to the Order of March 10, 1941 or any Supplemental Order issued by the Pennsylvania Public Utility Commission in Minimum Rate Docket No. 3 shall be either (a) the minimum rates prescribed by the Pennsylvania Public Utility Commission in Minimum Rate Docket No. 3 and legally in effect, or (b) the maximum prices established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

4. Section 18 is added to read as follows:

SEC. 18. *Transportation of salt from Hutchinson, Kanopolis, and Lyons, Kansas, to Arkansas, Oklahoma, Missouri, Iowa, Nebraska, Wyoming, Colorado, Kansas and New Mexico.* The maximum rates of carriers by motor vehicle other than common carriers, who transport salt and salt mixtures subject to the jurisdiction of the Interstate Commerce Commission from Hutchinson, Kanopolis, and Lyons, Kansas to Arkansas, Oklahoma, Missouri, Iowa, Nebraska, Wyoming, Colorado, Kansas, and certain points in New Mexico, shall be either (a) the mini-

num rates prescribed by the Interstate Commerce Commission in "Morton Salt Co. v. Alton R. Co.," 259 I.C.C. 223 and 264 I.C.C. 71 or (b) the maximum prices established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7813; Filed, May 9, 1946; 11:50 a. m.]

PART 1381—SOFTWOOD LUMBER

[3d Rev. MPR 219, Amdt. 2]

NORTHEASTERN SOFTWOOD LUMBER

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

Third Revised Maximum Price Regulation 219 is amended in the following respects:

1. In section 17, all prices in tables 1 and 2 are increased \$3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

2. In section 21, all prices in table 4 are increased \$2.00 per M'BM.

3. Section 24 is amended in the following respects:

a. All prices in tables 5, 6, 7, 8, 9, and 10 are increased \$3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

b. Table 11 is amended to read as follows:

TABLE 11. EASTERN SPRUCE LATH

Size	No. 1 (per 1,000 pieces)	No. 2 (per 1,000 pieces)
3/8" x 1 1/2" x 4'	\$8.50	\$5.00
3/8" x 1 3/4" x 4'	7.00	4.50
1/2" x 1 1/2" x 4'	9.25	7.75
1/2" x 2" x 4'	11.50	9.75

c. Table 12 is amended to read as follows:

TABLE 12—WHITE CEDAR SHINGLES 16"

Grade:	Per square
Extra No. 1	\$3.50
Clear walls	4.85
2nd clears	5.10
Clears	5.75
Extra	6.15

4. In section 28, all prices in tables 15, 16 and 17 are increased \$3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

5. Section 32 is amended in the following respects:

a. All prices in tables 19, 20 and 21 are increased \$3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

b. Footnote 9 to table 21 is amended to read as follows:

<sup>19</sup> F.R. 8062, 9513; 10 F.R. 9927.

9. For lengths longer than listed: For each 2 feet or fraction thereof over 24 feet, add \$1.00 to 24' price.

6. Section 35 is amended in the following respects:

a. Table 23 is amended to read as follows:

TABLE 23—WHITE PINE (OTTAWA VALLEY)

C SELECT AND BETTER			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4/6	6/9	\$81.00
1	6	6/9	86.00
1	7 and wider	6/9	95.75
1 1/4	4 and wider	6/9	110.25
1 1/2	4 and wider	6/9	110.25
2	4 and wider	6/9	110.25
1	4/6	10/16	93.75
1	6	10/16	98.75
1	7 and wider (average 8")	10/16	113.25
1 1/4	4/6	10/16	120.25
1 1/2	4/6	10/16	120.25
2	4/6	10/16	120.25
1 1/4	7 and wider (average 8 1/2)	10/16	145.00
1 1/2	7 and wider (average 8 1/2)	10/16	145.00
2	7 and wider (average 8 1/2)	10/16	145.00
3	6 and wider	10/16	194.00

D SELECTS			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4/6	6/9	\$73.00
1	7 and wider	6/9	83.00
1 1/4	4 and wider	6/9	83.00
1 1/2	4 and wider	6/9	83.00
2	4 and wider	6/9	83.00
1	4	10/16	83.00
1	5	10/16	83.00
1	6	10/16	86.00
1	4/6	10/16	83.75
1	8	10/16	88.75
1	10	10/16	98.75
1	12	10/16	118.50
1	7 and wider	10/16	91.00
1 1/4	4/6	10/16	91.75
1 1/2	7 and wider	10/16	113.00
1 3/4	4/6	10/16	91.75
1 1/2	7 and wider	10/16	113.00
2	4/6	10/16	95.75
2	7 and wider	10/16	115.50
2 1/2	6 and wider	8/16	145.00
3	6 and wider	8/16	149.75
4	6 and wider	8/16	154.50

NO. 1 CUTS			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1 1/4	6 and wider	8/16	\$105.50
1 1/2	6 and wider	8/16	125.25
2	6 and wider	8/16	125.25

NO. 2 CUTS			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1 1/4	6 and wider	8/16	\$86.00
1 1/2	6 and wider	8/16	103.50
2	6 and wider	8/16	103.50

NO. 3 CUTS			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	6 and wider	6/16	\$59.25
1 1/4	6 and wider	6/16	66.25
1 1/2	6 and wider	6/16	75.25
2	6 and wider	6/16	75.25
2 1/2+3	6 and wider	6/16	91.00

NO. 1 AND 2 CUTS			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	6 and wider	8/16	\$76.00
1 1/4	6 and wider	8/16	100.50
1 1/2	6 and wider	8/16	114.50
2	6 and wider	8/16	114.50
2 1/2	6 and wider	8/16	132.00
3	6 and wider	8/16	132.00

NO. 1, 2, AND 3 CUTS (1/3 EACH)			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	6 and wider	8/16	\$71.25
1 1/4	6 and wider	8/16	91.00
1 1/2	6 and wider	8/16	101.75
2	6 and wider	8/16	101.75

TABLE 23—WHITE PINE (OTTAWA VALLEY)—Con.  
NO. 1 AND 2 COMMON

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4 and wider	6/7	\$57.50
1	4 and wider	8/16	70.00
1	5	8/16	68.25
1	6	8/16	68.25
1	7	8/16	68.25
1	8	8/16	70.00
1	9	8/16	72.25
1	10	8/16	82.00
1	11	8/16	88.00
1	12	8/16	92.75
1 1/4	4 and wider	6/7	60.50
1 1/4	4 and wider	8/16	74.25
1 1/4	5	8/16	72.25
1 1/4	6	8/16	72.25
1 1/4	7	8/16	72.25
1 1/4	8	8/16	74.25
1 1/4	9	8/16	76.00
1 1/4	10	8/16	86.75
1 1/4	11	8/16	94.75
1 1/4	12	8/16	99.50
3	4	8/16	76.00
3	6	8/16	76.00
3	8	8/16	78.00
3	10	8/16	91.00
3	12	8/16	101.75
4	4	8/16	78.00
4	6	8/16	78.00
4	8	8/16	78.00
4	10	8/16	91.00
4	12	8/16	101.75
5	5	8/16	91.00
6	6	8/16	92.75

SELECTED NO. 3 COMMON (80% UPPER END NO. 3)

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4	8/16	\$61.50
1	5	8/16	61.50
1	6	8/16	64.50
1	8	8/16	64.50
1	9	8/16	64.50
1	10	8/16	66.25
1	11	8/16	70.00
1	12	8/16	70.00
1 1/4	4	8/16	63.25
1 1/4	5	8/16	63.25
1 1/4	6	8/16	66.25
1 1/4	8	8/16	66.25
1 1/4	9	8/16	66.25
1 1/4	10	8/16	68.25
1 1/4	11	8/16	72.25
1 1/4	12	8/16	72.25

NO. 3 COMMON

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4	6/16	\$56.25
1	5	6/16	56.25
1	6	6/16	59.25
1	7	6/16	59.25
1	8	6/16	59.25
1	9	6/16	59.25
1	10	6/16	61.50
1	11	6/16	64.50
1	12	6/16	64.50
1 1/4	4	6/16	58.50
1 1/4	5	6/16	58.50
1 1/4	6	6/16	61.50
1 1/4	7	6/16	61.50
1 1/4	8	6/16	61.50
1 1/4	9	6/16	61.50
1 1/4	10	6/16	63.25
1 1/4	11	6/16	66.25
1 1/4	12	6/16	66.25
3	4	10/16	61.50
3	5	10/16	61.50
3	6	10/16	63.25
3	7	10/16	63.25
3	8	10/16	63.25
3	9	10/16	64.50
3	10	10/16	65.25
3	11	10/16	67.25
3	12	10/16	67.25

NO. 4 COMMON

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4/0	6/16	\$53.75
1	4	6/16	52.50
1	5	6/16	53.75
1	6	6/16	54.50
1	7	6/16	54.50
1	8	6/16	56.25
1	9	6/16	56.25
1	10	6/16	57.50
1	11	6/16	57.50
1	12	6/16	59.25
1 1/4	4/0	6/16	55.50
1 1/4	4	6/16	54.50
1 1/4	5	6/16	55.50
1 1/4	6	6/16	56.25
1 1/4	7	6/16	56.25
1 1/4	8	6/16	56.25
1 1/4	9	6/16	58.50
1 1/4	10	6/16	58.50
1 1/4	11	6/16	59.25
1 1/4	12	6/16	61.50

TABLE 23—Continued  
NO. 5 COMMON

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1.....	4/9.....	6/16.....	\$49.50
1.....	10/12.....	6/16.....	53.75
1 1/4, 1 1/2, 2, 3.....	4/9.....	6/16.....	49.50
1 1/4, 1 1/2, 2, 3.....	10/12.....	6/16.....	53.75

NO. 6 COMMON

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1.....	4/9.....	6/16.....	\$39.75
1.....	4 and wider.....	6/16.....	40.75
1.....	10 and wider.....	6/16.....	41.75
1.....	4 and wider.....	6/16.....	37.75
1 1/4.....	4 and wider.....	6/16.....	40.75
1 1/2.....	4 and wider.....	6/16.....	43.75
2.....	4 and wider.....	6/16.....	43.75
3.....	4 and wider.....	6/16.....	43.75

GRADE: MERCHANTABLE

Thickness (inches)	Length	Width									
		4"	5"	6"	7"	8"	9"	10"	11"	12"	
1.....	R/L.....	\$53.75	\$53.75	\$54.75	.....	\$55.50	.....	\$57.50	.....	\$57.50	\$61.50
1 1/4, 1 1/2, 2.....	R/L.....	55.50	53.75	56.50	\$57.50	57.50	\$59.50	59.50	63.25	63.25	63.25
3.....	R/L.....	56.50	.....	57.50	59.50	59.50	63.25	63.25	65.50	65.50	65.50
4.....	R/L.....	58.50	.....	59.50	61.50	61.50	65.50	65.50	67.50	67.50	67.50

GRADE: NO. 1 AND NO. 2 CULLS

Thickness (inches)	Length	Width					
		4"	5"	6"	8"	10"	12"
1.....	R/L.....	\$44.75	\$44.75	\$46.50	\$47.75	\$48.75	\$48.75
1 1/4, 1 1/2, 2.....	R/L.....	46.50	46.50	46.50	47.75	48.75	48.75
3.....	R/L.....	46.50	.....	47.75	49.50	50.75	50.75
4.....	R/L.....	46.50	.....	47.75	49.50	50.75	50.75

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7768; Filed, May 8, 1946;  
4:49 p. m.]

PART 1499—COMMODITIES AND SERVICES  
[SR 14E, Amdt. 39]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

Correction

In Table A of Federal Register document 46-6571, appearing at page 4388 of the issue for Saturday, April 20, 1946, under the heading "Combed Yarns" the Column 3 price for Singles 90s should read "123.75".

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

[MPR 127, Amdt. 47]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment

<sup>1</sup> 10 F.R. 14507, 14628, 15006; 11 F.R. 1783, 2075, 2224, 2986, 3863.

b. Table 24 is amended to read as follows (the footnotes following table 24, applicable to tables 23 and 24, remain unchanged):

TABLE 24—NORWAY PINE ROUGH (OTTAWA VALLEY)

CLEAR & CLEAR FACE			
Thickness (inches)	Width (inches)	Length (feet)	Price per M' B M
1.....	4/6.....	6 and up.....	\$73.25
1.....	7 and up.....	6 and up.....	83.00
1 1/4.....	4/6.....	6 and up.....	78.25
1 1/2.....	4/6.....	6 and up.....	78.25
2.....	4/6.....	6 and up.....	78.25
1 1/4.....	7 and up.....	6 and up.....	88.00
1 1/2.....	7 and up.....	6 and up.....	88.00
2.....	7 and up.....	6 and up.....	88.00

(7a) If the applicant requests a reduction in the division factors for finished piece goods containing less than 75% cotton, he shall furnish for the selected base period the following information:

(i) The applicant's total net sales of finished piece goods composed of less than 75% cotton converted by him and subject to Maximum Price Regulation No. 127.

(ii) The actual cost of the grey goods from which finished piece goods were made, the working allowance, the grey freight, the put-up charges and the finishing costs incurred in the production of such converted finished piece goods.

f. In subparagraph (d) (8), the word "cotton" is inserted between the words "of grey".

g. Subparagraph (d) (11) is added to read as follows:

(11) A statement of the number of yards of woven piece goods in inventory at the beginning and at the end of the selected base period, stated separately for grey goods and for finished piece goods.

h. Paragraph (f) is added to read as follows:

(f) Reports of operations after adjustment. Within 5 months after the effective date of any adjustment under this section, the converter obtaining the adjustment shall file with the Textile Price Branch, Office of Price Administration, Washington 25, D. C., a profit and loss statement covering 3 consecutive months of his operations under the adjusted ceilings. He shall also state the number of yards of woven piece goods in inventory at the beginning and at the end of the 3 months' period, giving this information separately for grey goods and for finished piece goods. The adjustment may be revoked or the adjusted ceilings modified if in the judgment of the Administrator such report discloses that the adjustment, as originally authorized, was erroneous. Nothing in this section, however, shall be construed to restrict the usual power of the Administrator to revoke or modify an order of adjustment at any time.

2. At the end of § 1400.82 (g) (1) (v), the following undesignated paragraph is added:

No application for adjustment filed after May 9, 1946 will be granted under this paragraph (v). All adjustments granted hereunder are revoked as of July 1, 1946.

3. Section 1400.82 (c) (7) is added to read as follows:

(7) At the converter's option, the grey freight referred to in the foregoing paragraphs of this paragraph (c) may be averaged on a per yard basis for the purpose of computing the maximum price of finished piece goods under paragraph (a) of this section. If this method is adopted its use must commence at the beginning of a calendar month and must continue for a period of four consecutive 3-month periods from the date of its adoption; grey freight for goods composed of 75% or more by weight of cotton

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

Maximum Price Regulation No. 127 is amended in the following respects:

1. Section 1400.86 is amended in the following respects:

a. The word "cotton" is deleted from the title of the section and wherever it appears in paragraph (a) and subparagraph (b) (2).

b. The date, "February 25, 1946", is changed to March 8, 1946 in subparagraphs (b) (1), (b) (2), and (d) (8).

c. In subparagraph (b) (1), the word "grey" is substituted for the words "the cotton".

d. Subparagraph (c) (2) is amended to read as follows:

(2) For Group B converters the adjustment will generally not exceed a reduction of 0.06 in the division factors for finished piece goods composed of 75% or more cotton by weight and/or a reduction of 0.02 in the division factor for finished piece goods containing less than 75% cotton by weight. In special cases (such as where the converter had a high ratio of finishing costs to grey goods cost in the period considered) a greater reduction in the division factors may be granted, but in no event will a reduction of more than 0.11 be made for cotton goods, or a reduction below 0.80 be made for goods composed of less than 75% cotton.

e. Subparagraph (d) (7a) is added to read as follows:



fibre and for goods composed of less than 75% by weight of cotton fibre shall each be averaged separately; and each average shall be applied to goods of the same type. For each 3-month period in which this method is used, the grey freight shall be averaged as follows:

- (i) Determine the permissible total amount of grey freight incurred during the first two calendar months of the immediately preceding 3-month period.
- (ii) Determine the actual number of yards transported and upon which the permissible grey freight was incurred during the same period.
- (iii) Divide the amount of grey freight by the number of yards.

4. Section 1400.82 is amended in the following respects:

- a. The first sentence in paragraph (g) (1) (ii) is amended to read as follows:

Table II set forth below is to be used for finished piece goods containing less than 75% cotton by weight.

- b. The first sentence in paragraph (g) (1) (iii) is amended to read as follows:

Table III set forth below is to be used for finished piece goods containing 75% or more by weight of cotton and of which 4% or more of coverage of either the warp or the filling in the finished piece goods is yarn-dyed or stock-dyed, regardless of the finish that is applied thereto.

- c. In paragraph (g) (3) (i), the part thereof preceding Table II therein is amended to read as follows:

(i) *General.* This Table II is to be used for all finished piece goods containing less than 75% cotton by weight.

- d. Footnote 1<sup>1</sup> to Table III in paragraph (g) (4) is amended to read as follows:

<sup>1</sup>Table III shall be used for finished piece goods containing 75% or more by weight of cotton of which 4% or more of coverage of the warps is yarn-dyed or stock-dyed, or of which 4% or more of coverage of the filling is yarn-dyed or stock-dyed.

5. Section 1400.82 is amended in the following respects:

- a. Paragraph (i) (2) (vii) is added to read as follows:

(vii) On a resale of finished piece goods by an affiliate of the converter or producer of the goods.

- b. Paragraph (a) (6) is amended by adding the following sentence: However, the 3% need not be deducted if the affiliate is exclusively engaged in the resale of finished piece goods in the same form (except for length and put-up) as that in which it acquires them.<sup>2</sup>

This amendment shall become effective May 9, 1946.

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

<sup>2</sup>Under §1400.82 (i) (2) (vii), the affiliate's resale ceiling is limited to the same ceiling price as would be applicable to the original seller.

Issued this 9th day of May 1946.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 46-7818; Filed, May 9, 1946; 11:52 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 32<sup>1</sup>, Amdt. 8]

PAPERBOARD

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

Maximum Price Regulation 32 is amended in the following respects:

- 1. In section 13 (d), subparagraph (31) is added to read as follows:

(31) "Solid woodpulp board is a grade of paperboard consisting of at least 50% virgin groundwood pulp and the remainder consisting of either virgin chemical sulphite pulp, virgin bleached sulphate pulp or clippings from groundwood board and/or bleached or unbleached sulphite board and/or full bleached or semi-bleached sulphate board.

- 2. In Appendix C (a) item (5) (vii), (Solid Wood Pulp Board) is deleted.

- 3. In Appendix D, paragraph (a) (4) is added to read as follows:

(4) *Solid woodpulp boards.* (i) The maximum price for solid woodpulp boards in rolls or sheets shall be \$96.00 per ton, with carload freight allowed not exceeding \$10.00 per ton. (ii) All discounts, allowances and differentials granted by each manufacturer during October 1, 1940, to October 15, 1941, shall continue to apply. If a manufacturer had no such base period practice, he shall grant the discounts, allowances, and differentials of his most closely competitive seller.

This order shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7811; Filed, May 9, 1946; 11:50 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 435, Amdt. 12]

NEW BICYCLE TIRES AND TUBES

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

Maximum Price Regulation 435 is amended in the following respects:

- 1. Table IA, Appendix A, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.	24 x 2.25
Pharis Motorbike.....	\$3.25

<sup>1</sup> 11 F.R. 3249, 3413.

- 2. Table IIA, Appendix A, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.	24 x 2.25
Pharis Motorbike.....	\$1.23

- 3. Table IC, Appendix C, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.	24 x 2.25
Pharis Motorbike.....	\$4.33

- 4. Table IIC, Appendix C, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.	24 x 2.25
Pharis Motorbike.....	\$1.64

- 5. Table ID, Appendix D, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.	24 x 2.25
Pharis Motorbike.....	\$3.25

- 6. Table IID, Appendix D, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.	24 x 2.25
Pharis Motorbike.....	\$1.20

7. Tables IA and IIA in Appendix A, Tables IC and IIC in Appendix C, and Tables ID and IID in Appendix D are amended by substituting the brand owner "Dunlop Tire and Rubber Corporation" for the brand owner "Raleigh Cycle Distributors" wherever the latter appears as a brand owner in each of the listed tables.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7817; Filed, May 9, 1946; 11:51 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 5]

WIRE AND CABLE

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

Maximum Price Regulation 82 is amended in the following respect:

- 1. Paragraph (b) of section 1 is amended to read as follows:

(b) *Meaning of the term "electrical wire or cable".* The term "electrical wire or cable" means any wire or cable (bare or insulated) which is used primarily for conducting electricity, except that the term does not include galvanized or non-galvanized steel wire whether or not used for carrying an electric current. The term also includes hot rolled black or cleaned rods for electrical uses.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7812; Filed, May 9, 1946; 11:50 a. m.]

**PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS**  
[RMPR 239, Amdt. 26]

**LAMB AND MUTTON CARCASSES AND WHOLESALE CUTS**

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

In Revised Maximum Price Regulation No. 239 the following § 1364.161 is inserted immediately after § 1364.160 to read as follows:

§ 1364.161 *Maximum prices for slaughtering services.* Any person who slaughters ovine animals (lamb, yearlings, sheep) as a service for the purchaser of such animals shall remit to such purchaser an amount sufficient to make the cost of the dressed lamb or mutton carcass or of the wholesale cuts derived therefrom, to such purchaser, equal to or less than the costs which would be incurred by the purchaser, if he purchased the carcass or cuts from the slaughterer at the slaughterer's maxi-

imum prices therefor: *Provided*, That this requirement shall not apply in (i) cases where the purchaser does not acquire the carcasses or cuts for resale in any form; (ii) in cases where the live ovine animal (lamb, yearling or sheep) slaughtered was purchased at a fair, show or exhibition, from a member of a recognized farm youth organization, during a sale for which prior approval had been obtained from a district office of the Office of Price Administration by a county agent, county club agent, vocational agricultural instructor or the chief administrator of the State Department of Agriculture.

To enable the slaughterer to determine the amount to be remitted to the purchaser, it shall be the duty of such purchaser to advise the slaughterer of the amount paid for the ovine animals (lamb, yearlings, sheep).

This amendment shall become effective May 16, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-7814; Filed, May 9, 1946; 11:50 a. m.]

**PART 1381—SOFTWOOD LUMBER**

[2d Rev. MPR 222, Amdt. 7]

**NORTHERN SOFTWOOD LUMBER**

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

Second Revised Maximum Price Regulation 222 is amended in the following respects:

1. Appendix A—Article V is amended as follows:

a. Table 1 and Footnotes 4, 5, 6, 7, 14 and 15 thereof are amended to read as follows (all other footnotes remain unchanged):

TABLE 1—HEMLOCK BOARDS—ROUGH

Thickness and width (inches)	Length (feet)							Thickness and width (inches)	Length (feet)						
	6	8	10	12	14	16	6 to 16		6	8	10	12	14	16	6 to 16
<b>No. 1 Common:</b>								<b>No. 3 Common—Continued</b>							
1 x 4	\$44.50	\$49.00	\$50.00	\$50.00	\$50.00	\$52.00	\$50.00	1 x 8	\$42.50	\$47.50	\$48.00	\$48.00	\$48.00	\$49.00	\$48.00
1 x 6	47.00	51.50	52.50	52.50	52.50	54.00	52.50	1 x 10	43.50	47.50	48.00	48.00	48.00	49.00	48.00
1 x 8	47.00	51.50	52.50	52.50	52.50	54.00	52.50	1 x 12	43.50	48.00	48.00	48.00	48.00	49.00	48.00
1 x 10	48.50	53.00	54.00	54.00	54.00	55.50	54.00	<b>No. 3 common and better:</b>							
1 x 12	49.50	54.00	55.00	55.00	55.00	56.50	55.00	1 x 4 and wider, 4' long							36.50
<b>Merchantable:</b>								1 x 4 and wider, 6' long							38.50
1 x 4	43.50	48.00	49.00	49.00	49.00	51.00	49.00	<b>No. 4 common:</b>							
1 x 6	45.00	49.50	50.50	50.50	50.50	52.00	50.50	1 x 4	34.00	37.00	37.00	37.00	37.00	38.00	37.00
1 x 8	45.50	50.00	51.00	51.00	51.00	52.50	51.00	1 x 6	34.50	37.50	37.50	37.50	37.50	38.50	37.50
1 x 10	45.50	50.00	51.00	51.00	51.00	52.50	51.00	1 x 8	35.50	38.50	38.50	38.50	38.50	39.50	38.50
1 x 12	46.50	51.00	52.00	52.00	52.00	53.50	52.00	1 x 10	35.50	38.50	38.50	38.50	38.50	39.50	38.50
<b>No. 2 Common:</b>								1 x 12	35.50	38.50	38.50	38.50	38.50	39.50	38.50
1 x 4	42.50	47.50	48.00	48.00	48.00	50.00	48.00	1 x 4 and wider, 4' long							30.00
1 x 6	43.50	48.00	49.00	49.00	49.00	50.50	49.00	<b>No. 5 common:</b>							
1 x 8	44.00	49.00	50.00	50.00	50.00	51.50	50.00	1 x 4 and wider, 4' and longer							30.00
1 x 10	45.00	49.00	50.00	50.00	50.00	51.50	50.00	<b>Grain and coal door boards:</b>							
1 x 12	45.00	50.00	51.00	51.00	51.00	52.50	51.00	Grain door boards 6' long							38.50
<b>No. 3 Common:</b>								Grain door boards 7' long							41.50
1 x 4	42.00	45.00	45.00	45.00	45.00	46.00	45.00	Coal door boards 6' long							34.50
1 x 6	42.00	46.50	47.00	47.00	47.00	48.00	47.00	Coal door boards 7' long							36.50

Add

Add

- 4. S1S, S2S, S1E, S2E.....\$3.00
- 5. S1S1E, S2S1E, S1S2E, S4S, D & M, shiplap.....4.00
- 6. S2S and resaw one cut.....4.00
- 7. Drop siding ceiling, grooved roofing partition, fancy shiplap.....\$5.50
- 14. 1 x 2: to the price of 1 x 4 of the same length and grade.....1.50
- 15. 1 x 3: to the price of 1 x 6 of the same length and grade.....1.50

b. Table 2 and footnotes 5, 6, 8 and 16 thereof are amended to read as follows (all other footnotes remain unchanged):

TABLE 2—HEMLOCK DIMENSION: ROUGH

Thickness and width (inches)	Length (feet)								Thickness and width (inches)	Length (feet)							
	6	8	10	12	14	16	18 and 20	22 and 24		6	8	10	12	14	16	18 and 20	22 and 24
<b>No. 1 piece stuff:</b>									<b>No. 3 piece stuff—Continued</b>								
2 x 3 and 2 x 4	\$42.50	\$50.00	\$49.00	\$49.00	\$49.00	\$50.00	\$53.00	\$55.00	2 x 8	\$37.50	\$44.00	\$44.00	\$44.00	\$44.00	\$44.00	\$47.00	\$49.00
2 x 6	41.50	48.00	48.00	48.00	48.00	48.00	53.00	55.00	2 x 10	37.50	44.00	44.00	44.00	44.00	44.00	48.00	50.00
2 x 8	42.50	49.00	49.00	49.00	49.00	49.00	53.00	55.00	2 x 12	37.50	44.00	44.00	44.00	44.00	44.00	48.00	50.00
2 x 10	43.50	51.00	52.00	52.00	52.00	52.00	55.00	57.00	<b>No. 3 and better piece stuff, also lengths:</b>								
2 x 12	44.50	52.00	53.00	53.00	53.00	53.00	55.00	57.00	2 x 4 and wider, 4' long								35.00
<b>Merchantable piece stuff:</b>									2 x 4 and wider, 6' long								37.00
2 x 3 and 2 x 4	41.50	49.00	48.00	48.00	48.00	49.00	52.50	54.50	<b>No. 4 piece stuff:</b>								
2 x 6	40.50	47.50	47.50	47.50	47.50	47.50	51.50	53.50	2 x 3 and 2 x 4	\$4.00	\$8.00	\$6.00	\$6.00	\$6.00	\$7.00		
2 x 8	41.50	48.00	48.00	48.00	48.00	48.00	52.50	54.50	2 x 6	33.50	34.50	34.50	34.50	34.50	35.50		
2 x 10	42.50	49.50	50.50	50.50	50.50	50.50	53.50	55.50	2 x 8	34.00	36.00	36.00	36.00	36.00	37.00		
2 x 12	42.50	49.50	50.50	50.50	50.50	50.50	53.50	55.50	2 x 10	34.00	36.00	36.00	36.00	36.00	37.00		
<b>No. 2 piece stuff:</b>									2 x 12	34.00	36.00	36.00	36.00	36.00	37.00		
2 x 3 and 2 x 4	40.50	48.00	47.00	47.00	47.00	48.00	51.00	53.00	2 x 4 and wider, 4' long								31.00
2 x 6	40.00	45.50	45.50	45.50	45.50	45.50	49.00	51.00	<b>No. 5 piece stuff: 2 x 4 and wider, 4' and longer</b>								
2 x 8	40.50	46.50	46.50	46.50	46.50	46.50	50.00	52.00									30.00
2 x 10	41.00	47.50	48.50	48.50	48.50	48.50	50.50	52.50									
2 x 12	41.00	47.50	48.50	48.50	48.50	48.50	50.50	52.50									
<b>No. 3 piece stuff:</b>																	
2 x 3 and 2 x 4	37.50	45.00	44.00	44.00	44.00	45.00	47.00	49.00									
2 x 6	37.50	43.00	43.00	43.00	43.00	43.00	46.00	48.00									

Add

Add

- 5. S1S, S2S, S1E, S2E.....\$3.00
- 6. S1S1E, S2S1E, S1S2E, S4S, D & M, shiplap.....4.00
- 8. Drop siding, ceiling, fancy shiplap, grooved roofing or partition.....\$5.50
- 16. 2 x 2': To the price of 2 x 4' of the same length and grade.....1.50

<sup>1</sup>8 F.R. 14126; 9 F.R. 789, 1054, 10498; 10 F.R. 14186, 15215; 11 F.R. 1987.

c. Table 3 and footnotes 3 to 11 inclusive thereof are amended to read as follows (all other footnotes remain unchanged):

TABLE 3—HEMLOCK PLANK AND TIMBERS: ROUGH

Thickness and width (inches)	Length (feet)			
	10	12 to 16	18 and 20	22 and 24
<b>Merchantable:</b>				
3 x 6	\$66.00	\$43.00	\$48.00	\$50.00
3 x 8	46.00	43.00	48.00	50.00
3 x 10	48.00	45.00	50.00	52.00
3 x 12	49.00	46.00	51.00	53.00
4 x 4	46.00	43.00	48.00	50.00
4 x 6	46.00	43.00	48.00	50.00
4 x 8	47.00	44.00	49.00	51.00
4 x 10	48.00	45.00	50.00	52.00
4 x 12	49.00	46.00	51.00	53.00
6 x 6	47.00	44.00	49.00	51.00
6 x 8	47.00	44.00	49.00	51.00
6 x 10	48.00	45.00	50.00	52.00
6 x 12	49.00	46.00	51.00	53.00
8 x 8	47.00	44.00	49.00	51.00
8 x 10	48.00	45.00	50.00	52.00
8 x 12	49.00	46.00	51.00	53.00
10 x 10	48.00	45.00	50.00	52.00
10 x 12	49.00	46.00	51.00	53.00
12 x 12	49.00	46.00	51.00	53.00

- 3. S1S, S2S, S1E, S2E, 3" thicknesses in all widths *Add* \$3.50
- 4. S1S, S2S, S1E, S2E, 4" and thicker in widths up to and including 8" *Add* 3.50
- 5. S1S, S2S, S1E, S2E, 4" and thicker in widths greater than 8" *Add* \$4.00
- 6. S1S1E, S2S1E, S2E1S, S4S, 3" thicknesses in all widths *Add* 4.50
- 7. S1S1E, S2S1E, S2E1S, S4S, 4" and thicker in widths up to and including 8" *Add* 4.50
- 8. S1S1E, S2S1E, S2E1S, 4" and thicker in widths greater than 8" *Add* 5.00
- 9. D & M or shiplap, 3" thicknesses all widths *Add* 5.00
- 10. S4S, D & M, or shiplap 4" and thicker in widths up to and including 8" *Add* 5.00
- 11. S4S, D & M, or shiplap 4" and thicker in widths greater than 8" *Add* 5.50

d. Table 4 is amended to read as follows:

TABLE 4—HEMLOCK LATH PATENT SHEATHING LATH

Worked from—	No. 1	Merchantable	No. 2	No. 3
4" 4' and longer, mixed bundled	\$52.25	\$51.25	\$50.25	\$49.25
6" 4' and longer, mixed bundled	53.25	51.75	50.75	48.75

Hemlock lath	Length	Per 1,000 pieces
No. 1	4'	\$6.45
No. 2	4'	5.70
No. 1 Snow Fence 1/2 x 1 1/2	4'	10.45
No. 3	4'	4.70
Merchantable	32"	3.55

2. Appendix B—Article VI is amended as follows:

a. Table 9 is amended to read as follows:

TABLE 9—NORTHERN WHITE PINE SHOP

Thickness	No. 1, 6" and wider 8' and longer	No. 2, 6" and wider 8' and longer	No. 3, 4" and wider 4' and longer
<b>Rough:</b>			
3/4"	\$98.25	\$71.25	\$55.25
3/4"	98.25	75.25	55.25
3/4"	103.25	80.25	60.25
1/2"	138.25	110.25	60.25
1/2"	138.25	110.25	60.25
1/2"	148.25	136.25	77.25

Thickness	6" and wider 8' to 16'	8" and wider 8' to 16'
Shop common: 3/4 rough	\$53.75	\$58.75

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7769; Filed, May 8, 1946; 4:49 p. m.]

**PART 1399—CONSTRUCTION, OIL FIELD, MINING AND RELATED MACHINERY**  
[MPR 134, Amdt. 20]

**CONSTRUCTION AND ROAD MAINTENANCE EQUIPMENT RENTAL PRICES AND CHARGES FOR OPERATING AND MAINTENANCE OR REPAIR AND REBUILDING SERVICES**

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

Maximum Price Regulation No. 134 is amended in the following respects: Section 16 is deleted.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7815; Filed, May 9, 1946; 11:51 a. m.]

**PART 1450—TRANSPORTATION**

[MPR 571, Amdt. 4]

**RENTAL OF COMMERCIAL MOTOR VEHICLES**

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

Maximum Price Regulation No. 571 is amended in the following respects: Subparagraph 1 of section 2 (e) is deleted.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7816; Filed, May 9, 1946; 11:51 a. m.]

**Chapter XV—Board of War Communications**

[Order 20-A]

**PART 1717—PRIORITY FOR URGENT TELEPHONE TOLL CALLS ESSENTIAL TO THE WAR EFFORT OR PUBLIC SAFETY**

**REPORTS**

Whereas, The Board of War Communications on November 1, 1942 (7 F.R. 8336), issued Order No. 20 deemed by the Board to be necessary for the national security and defense and the successful conduct of the War; and

Whereas, In the light of present conditions it appears that § 1717.4 (b) of said order has served the purposes for

which it was issued and is no longer required for such purposes;

Now, therefore, pursuant to the authority contained in Executive Orders 8964 and 9089, dated December 10, 1941, and March 6, 1942, respectively, *It is hereby ordered*, That § 1717.4 (b) of Order No. 20 of the Board of War Communications be, and hereby is, cancelled and deleted from said order, effective immediately.

BOARD OF WAR COMMUNICATIONS,  
CHARLES R. DENNY,  
Acting Chairman.

Attest: April 22, 1946.

E. M. WEBSTER,  
Acting Secretary,  
Commodore, U. S. Coast Guard.

[F. R. Doc. 46-7732; Filed, May 8, 1946; 11:46 a. m.]

[Order 34]

**PART 1721—PRIORITY FOR URGENT TELETYPEWRITER EXCHANGE (TWX) MESSAGES ESSENTIAL TO THE WAR EFFORT AND PUBLIC SAFETY**

**PRIORITIES, RECORDS, REPORTS, ETC.**

Whereas, The Board of War Communications on February 1, 1943 (8 F.R. 1145), §§ 1721.1 to 1721.5, inclusive, issued (Order No. 26), deemed by the board to be necessary for the national security and defense and the successful conduct of the war; and

Whereas, in the light of present conditions it appears that said order has served the purpose for which it was issued and is no longer required for such purposes;

Now, therefore, by virtue of the authority vested in the Board by Executive Orders 8964 and 9089, dated December 10, 1941, and March 6, 1942, respectively, *It is hereby ordered*, That §§ 1721.1 to 1721.5, inclusive (Order No. 26), of the Board of War Communications be, and the same hereby is, cancelled, effective immediately.

BOARD OF WAR COMMUNICATIONS,  
CHARLES R. DENNY,  
Acting Chairman.

Attest: April 22, 1946.

E. M. WEBSTER,  
Acting Secretary,  
Commodore, U. S. Coast Guard.

[F. R. Doc. 46-7734; Filed, May 8, 1946; 11:46 a. m.]

[Order 27-D]

**PART 1722—PRECEDENCE FOR TELEGRAPH MESSAGES ESSENTIAL TO THE WAR EFFORT OR PUBLIC SAFETY**

Whereas, the Board of War Communications has determined that the national defense and security and the successful conduct of the war demand that certain telegraph messages relating to the war effort and public safety be given preferred handling;

Now, therefore, by virtue of the authority vested in the Board by Executive Order No. 8964 of December 10, 1941, prescribing regulations governing the pref-

erence and priority of communications, and by Executive Order No. 9089 of March 6, 1942, prescribing regulations governing the use, control, supervision and closing of stations and facilities for wire communications: It is hereby ordered as follows:

Sec.

- 1722.1 Precedence.
- 1722.2 Procedure for indicating priorities.
- 1722.3 Other messages.
- 1722.4 Definition of domestic message.
- 1722.5 Priorities procedures.
- 1722.6 Violations.

§ 1722.1 *Precedence.* Effective February 15, 1943, all wire-line telegraph, cable and radiotelegraph carriers shall upon specific designation by the sender give precedence in the handling of telegraph, cable, and radiotelegraph messages in accordance with the provisions of and in the order set forth below:

(a) *US Urgent.* To apply to domestic and international messages filed by the War and Navy Departments and to international messages filed by the State Department and the Federal Bureau of Investigation of the Department of Justice.

(b) *OP Priority.* To apply to domestic and international messages filed only by the War and Navy Departments.

(c) *Priority.* To apply to domestic and international messages filed by the State, War, or Navy Departments, the Federal Bureau of Investigation of the Department of Justice, the Office of War Information, the United Nations Relief and Rehabilitation Administration and the United Nations Organization, and to any other domestic message requiring immediate transmission for war purposes or to safeguard life or property and which relates to one or more of the following matters:

Immediate dangers due to the presence of the enemy.

Emergency communications in connection with actual military or naval requirements.

Hurricane, flood, earthquake, or other disaster.

Messages designated US Urgent, OP Priority, and Priority shall interrupt the transmission of all telegraph messages of lower precedence.

(d) *Rapid.* To apply to any domestic message which requires prompt transmission and delivery for the national defense and security, the successful conduct of the war, or to safeguard life or property and which involves matters of the following type:

Important governmental functions.  
Machinery, tools, or raw materials for war plants.

Production, movement, and diversion of essential supplies.

Maintenance of essential public services.

Supply, movement, and diversion of food.

Civilian defense or public health and safety.

§ 1722.2 *Procedure for indicating priorities.* The priority indicators "US Urgent", "OP Priority", "Priority", and "Rapid" should be written by the sender in the "To" space immediately before the address on messages being transmitted

over commercial circuits. They are to be transmitted in plain language.

§ 1722.3 *Other messages.* Messages not designated with one of the foregoing priorities shall be handled in accordance with legally established classifications and tariffs on file with the Federal Communications Commission.

§ 1722.4 *Definition of domestic message.* As used in this order, domestic message means any telegraph message originating in the continental United States and destined to a point in the continental United States, Canada or Mexico.

§ 1722.5 *Priorities procedures.* The Federal Communications Commission is hereby requested and authorized in cooperation with the carriers concerned to evolve procedures and routines to effectuate the precedence and requirements set forth in this order.

§ 1722.6 *Violations.* Any sender of a telegraph message who wilfully obtains or attempts to obtain priority for a telegraph message by fraudulently designating such message as a priority message or by furnishing false information to any telegraph carrier for the purpose of obtaining a priority, shall be subject to appropriate governmental action.

Subject to such further order as the Board may deem appropriate.

Note: This order is identical to Order No. 27-C (9 F.R. 4986) except that the United Nations Organization has been added to § 1722.1 (c).

BOARD OF WAR COMMUNICATIONS,  
CHARLES R. DENNY,  
*Acting Chairman.*

Attest: March 28, 1946.

O. A. PETERSON,  
*Acting Secretary,*  
*Commander, U. S. Coast Guard.*

[F. R. Doc. 46-7733; Filed May 8, 1946;  
11:16 a. m.]

#### Chapter XIX—Reconstruction Finance Corporation

[Reg. 7, Amdt. 2]

#### PART 7007—STRIPPER WELL COMPENSATORY ADJUSTMENTS

##### MISCELLANEOUS AMENDMENTS

Section 7007.1, *Definitions*, is amended by adding the following new subparagraphs (h) and (i):

(h) "Basic maximum price" means the maximum amount per barrel which may be charged or paid for crude pursuant to section 10, or 11, and section 12 (b) of OPA Revised Maximum Price Regulation 436.

(i) "Ceiling price" means the maximum amount per barrel which may be charged or paid for crude produced in a designated area, and is the sum of the basic maximum price as defined in subparagraph (h) above plus the amount appearing in the attached Schedule "A" opposite the designated area in which such crude was produced.

Section 7007.5, *Amount of claims*, is amended by changing subparagraphs (a) and (c) to read as follows:

(a) A claim with respect to the purchase of crude produced from any designated area shall be in an amount equal to the number of barrels of such crude purchased and paid for multiplied by the excess, if any, by which the amount per barrel paid for such crude exceeds the basic maximum price thereof: *Provided, however,* That such claim shall in no event be greater than an amount equal to the number of barrels of such crude purchased and paid for, multiplied by the amount per barrel appearing in the attached Schedule A opposite the designated area in which such crude was produced. Crude for which an applicant is prohibited from paying the purchase price in whole or in part because of inability on the part of applicant to determine the legal owner or owners, or by reason of other legal prohibitions, shall be deemed to have been paid for when there has been recorded in Applicant's books a suspense or other account reflecting a liability on the part of Applicant for such purchase price which Applicant will ultimately pay to the party or parties legally entitled thereto.

(c) Claims with respect to crude produced in any designated area may include only quantities run from receiving tanks on or after the effective date of the inclusion of such designated area in the attached Schedule A.

This amendment No. 2 shall become effective as of April 1, 1946.

Issued this 30th day of April 1946.

RECONSTRUCTION FINANCE CORPORATION,  
By GEORGE STONER,  
*Associate Director,*  
*Office of Defense Supplies.*

[F. R. Doc. 46-7759; Filed, May 8, 1946;  
2:27 p. m.]

#### Chapter XXII—Retraining and Reemployment Administration

[Order 7]

#### INTER-AGENCY COMMITTEE ON REHABILITATION SERVICES FOR SEVERELY DISABLED PERSONS

##### ESTABLISHMENT OF COMMITTEE

1. *General statement.* The purpose of this order is to provide for the establishment of a Committee which will be representative of those Federal agencies concerned with the provision of adequate rehabilitation services to seriously disabled persons. Recent studies have disclosed a lack of sufficient facilities for rehabilitation of severely disabled veterans and others, and a need for better coordination of existing facilities.

2. *Organization of the committee.* Pursuant to Title III, section 302, War Mobilization and Reconversion Act of 1944 (Public Law 458, 78th Congress) a Committee to be known as the Inter-Agency Committee on Rehabilitation Services for Severely Disabled Persons is hereby established. This Committee will consist of a Secretary designated by the Administrator of the Retraining and Reemployment Administration and of representatives from each of the following agencies of the Federal Government:

Department of Agriculture.  
 Department of Labor.  
 Federal Security Agency.  
 Department of Commerce.

Representatives of the agencies named will qualify for membership on the Committee upon designation as such by the head of the respective agency and approval by the Administrator. One alternate may be named for each member, and, upon qualifying in like manner, such alternate may act in the place of his principal. The Administrator, or one designated by him for such purpose, will preside as Chairman of the Committee. The Committee will meet upon call of the Chairman.

3. *Functions of the Committee.* The Committee will study and evaluate all existing facilities in the United States for meeting the needs of severely handicapped persons; will propose plans and methods for the improvement and extension of such services; and will recommend to the Administrator the development of additional facilities to the extent determined essential. In the performance of its functions, the Committee may consult with representatives of state agencies and other organizations directly interested in provision of rehabilitation services to seriously disabled persons.

4. *Participation of the Veterans' Administration.* By copy of this order, the Administrator of Veterans' Affairs is requested to designate appropriate representatives to serve as members of this Committee.

G. B. ERSKINE,  
 Major General, U. S. M. C.,  
 Administrator.

MAY 8, 1946.

[F. R. Doc. 46-7757; Filed, May 8, 1946;  
 1:52 p. m.]

Chapter XXIII—War Assets  
 Administration

[Reg. 2]

PART 8302—DISPOSAL OF SURPLUS PERSONAL  
 PROPERTY TO PRIORITY CLAIMANTS

War Assets Administration Regulation 2, April 5, 1946, entitled "Disposal of Surplus Personal Property to Government Agencies and State and Local Governments" (11 F.R. 4093), is hereby revised and amended as herein set forth. The title is amended to read as follows: "Disposal of Surplus Personal Property to Priority Claimants". Order 2, November 16, 1945 (10 F.R. 14202), Order 3, December 15, 1945 (10 F.R. 15217), Order 4, January 10, 1946, (11 F.R. 637), and Order 5, March 21, 1946 (11 F.R. 3301), under this part, shall continue in full force and effect.

Sec.

- 8302.1 Definitions.
- 8302.2 Scope.
- 8302.3 Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture, and disposals which may be exempted from this part.
- 8302.4 Set-asides for veterans.

Sec.

- 8302.5 Order of priorities.
  - 8302.6 Reservations for priority claimants.
  - 8302.7 Information about available property.
  - 8302.8 Issuance of certificates to veterans.
  - 8302.9 Transfers and disposals to priority claimants.
  - 8302.10 Transfers of surplus standard administrative and maintenance property to the Treasury Department, and acquisition of such property by Government agencies.
  - 8302.11 Fair value.
  - 8302.12 Acquisition by priority claimants without exercising priority.
  - 8302.13 Records and reports.
  - 8302.14 Regulations by disposal agencies to be reported to War Assets Administrator.
- Exhibit A Property to be set aside for veterans.

AUTHORITY: §§ 8302.1 to 8302.14, inclusive, issued under Surplus Property Act of 1944 (58 Stat. 765, 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Cong., 1st Sess. (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Cong., 2d Sess.

§ 8302.1 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the Act.

(b) *Other terms.* (1) "Government agency" means any executive department, independent establishment, board, bureau, commission, or other agency of the Federal Government, or any corporation wholly owned (either directly or through one or more corporations) by the United States.

(2) "Standard administrative and maintenance property" means all property from time to time listed in stock catalogues issued by the Procurement Division of the Treasury Department. These catalogues normally include, among other items, office supplies, furniture, and equipment, and maintenance operating supplies.

(3) "State and local governments" means any State, territory, or possession of the United States, the District of Columbia, and any political subdivision or instrumentality thereof.

(4) "Own" business or professional or agricultural enterprise of a veteran means one of which more than fifty (50) per cent of the invested capital thereof is beneficially, and not merely nominally or formally, owned by a veteran or veterans, or one of which more than fifty (50) per cent of the net income thereof beneficially, and not merely nominally or formally, accrues to a veteran or veterans. A veteran may be deemed to have his "own business or professional or agricultural enterprise" for the purpose of acquiring particular tools or equipment when he is engaged by others as an employee or agent and is required by his employment to have his own tools or equipment.

(5) "Small business" when used herein means a veteran's own small business and may include any commercial or industrial enterprise or group of enterprises under common ownership or control, which does not at the date of purchase of surplus property hereunder have more than five hundred (500) employees, or any such enterprise which

by reason of its relative size and position in its industry is certified by War Assets Administration to be a small business.

(6) "Veteran" means any person in the active military or naval service of the United States during the present war, or any person who served in the active military or naval service of the United States on or after September 16, 1940, and prior to the termination of the present war, and who has been discharged or released therefrom under honorable conditions. Veterans "released" from military or naval service shall include persons on terminal leave or final furlough and those whose status has been changed from "active" to "inactive".

§ 8302.2 *Scope.* This part shall apply only to disposals made by disposal agencies within the continental United States, its territories or possessions; *Provided*, That § 8302.10 shall apply only within the continental United States. This part shall not apply to any disposals of real property; nor to personal property appurtenant to, or severed from, or assigned for disposal in connection with, real property, and disposed of pursuant to Parts 8305<sup>1</sup>, 8310<sup>2</sup>, 8316<sup>3</sup>, or 8320<sup>4</sup>.

§ 8302.3 *Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture; and disposals which may be exempted from this part*—

(a) *Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture.* All disposals hereunder shall be subject to applicable regulations and directives issued under the authority of any law referred to in section 34 (b) of the Surplus Property Act of 1944, including those issued by the War Production Board, the Civilian Production Administration, the Office of Price Administration, and the Secretary of Agriculture.

(b) *Disposals which may be exempted from this part.* Subject to the provisions of paragraph (a) of this section, disposal agencies may dispose of surplus property without regard for any provisions of this part:

(1) When property is transferred to the National Housing Administrator pursuant to the provisions of Public Law 292, 79th Congress;

(2) Until peace is concluded to supply the needs of the armed forces;

(3) When the property is of such nature or in such situation that its immediate disposal is necessary to prevent its deterioration, spoilage, or serious loss or damage, or when its disposal is necessary to relieve critical storage requirements;

(4) When upon application to the War Assets Administrator by a disposal agency, the Administrator shall find that it is impracticable or uneconomical to require the disposal of designated property according to the provisions of this part;

<sup>1</sup> SPA Reg. 5 (11 F.R. 2644, 3301, 4096).

<sup>2</sup> SPA Rev. Reg. 10 (11 F.R. 949, 2713, 3302).

<sup>3</sup> SPA Reg. 16 (10 F.R. 14204, 14628, 14866;

11 F.R. 2603, 4164, 4585).

<sup>4</sup> SPA Reg. 20 (11 F.R. 182, 561, 3302).

(5) When the nature or condition of any surplus property sold is such that it is not usable or safe for use by the consumer in its existing form without processing, reprocessing, reconditioning, or repackaging;

(6) When the cost (estimated if not known) of all substantially similar items of such property in the possession of the disposal agency at any one location at any one time does not exceed \$300; or when the cost (estimated if not known) of any item or group of identical items, normally constituting a single entry on Form SPB-1, and in the possession of the disposal agency at any one location at any one time, does not exceed \$100.

§ 8302.4 *Set-asides for veterans.* (a) Each disposal agency to which there is assigned for disposal any property of the types set forth in Exhibit A hereto shall set aside all of such property in its possession for exclusive disposal to veterans for their own personal use, or to enable them to establish and maintain their own small business, professional, or agricultural enterprises. Such property shall be held for disposal to veterans holding certificates issued pursuant to § 8302.8 for a period of not less than fifteen (15) days after public notice of its availability for such disposal, or for such longer period as the Administrator may direct, and any balance remaining undisposed of thereafter may be made available for disposal in accordance with the other provisions of this part.

(b) In disposing of property to veterans under this section disposal agencies may establish the maximum and minimum quantities which may be acquired by any one veteran at any one time during a given period of time. When the supply of any type of surplus property offered at any time will be insufficient to fill the orders of the eligible veterans, equitable distribution among such veterans may be accomplished (1) in accordance with the date of a certification or registration, or (2) on such other basis as shall be approved upon special application to the Administrator; *Provided*, That in any method adopted there shall be equitable distribution between veterans desiring to acquire property for their own personal use and veterans desiring to acquire it for business, professional, or agricultural use. In giving public notice of availability of any property disposal agencies shall specify the method by which distribution of such property will be made among veterans.

§ 8302.5 *Order of priorities.* Except as to property disposed of under § 8302.4, disposal agencies shall, subject to the provisions of § 8302.6, observe the following order of priorities:

(a) Transfers to Government agencies for their own use shall be given priority over disposals to all others.

(b) Disposals to veterans holding certificates to acquire property to enable them to establish and maintain their own small business, professional, or agricultural enterprises shall be given priority over disposals to all others except as provided in paragraph (a) of this section.

(c) Purchases by Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, for re-

sale under section 18 (e) of the Surplus Property Act of 1944 shall be given priority over disposals to all others except as provided in paragraphs (a) and (b) of this section.

(d) Disposals to State and local governments for their own use shall be given priority over disposals to all others except as provided in paragraphs (a), (b), and (c) of this section.

§ 8302.6 *Reservations for priority claimants.* (a) In giving effect to the provisions of § 8302.5, disposal agencies shall observe the following requirements with respect to the periods of time during which property will be offered to priority claimants:

(1) Government agencies shall in no case be given a period in excess of twenty days after the date of public notice of availability of the property.

(2) Property offered to veterans may not be disposed of to others for a minimum period of fifteen (15) days after the date of public notice to veterans.

(b) Each disposal agency, based upon experience and demonstrated demand, may estimate the quantity of each item of surplus property which it is necessary to hold in reserve in order to provide an adequate supply thereof to satisfy the probable needs of priority claimants for such item. Such quantities shall be reviewed and adjusted periodically by the disposal agency in the light of the changing requirements of priority claimants and the areas in which such requirements exist. There need be no earmarking of specific property, but the quantities of surplus property so estimated shall be reserved for exclusive disposal to priority claimants subject to the periods specified in paragraph (a). Any property in excess of such reserved quantities may, notwithstanding the provisions of paragraph (a), be disposed of promptly to others.

(c) In order to assist the disposal agencies to reserve quantities of surplus property, pursuant to the provisions of paragraph (b), adequate to satisfy the needs of priority claimants including Reconstruction Finance Corporation as successor to Smaller War Plants Corporation for resale under Section 18 (e) of the Surplus Property Act of 1944, Reconstruction Finance Corporation may advise the disposal agencies from time to time of the quantities and kinds of surplus property which it needs or may need for such purposes to the end that any reservations established under paragraph (b) of this section may be adequate to supply such anticipated needs.

§ 8302.7 *Information about available property—(a) Availability of records of surplus property; Government requirements officers.* Disposal agencies shall establish procedures to insure that designated representatives or procurement officers of Government agencies and State and local governments shall have access to the information on the property records of the disposal agencies, and shall upon request from time to time inform such representatives or procurement officers about surplus property for which declarations have been received or are anticipated. Each disposal agency shall

appoint in its central office and in each regional office thereof a Government requirements officer or officers, whose duties shall include (1) transmitting to Government agencies and State and local governments information concerning surplus property which is or may become available for disposal; (2) assisting in programming sales or offerings in such a manner as to afford Government agencies and State and local governments an opportunity to purchase any and all kinds of property they desire; (3) ascertaining the probable needs for all kinds of property of Government agencies and State and local governments within the region served by each regional office to the end that any reservations established under § 8302.6 (b) may be adequate to supply the probable needs of Government agencies and State and local governments within the region served by the office; (4) cooperating with such advisory committees as the Administrator may appoint; and (5) taking all other necessary or desirable steps to see that all requirements of this part are complied with. It shall be the responsibility of Government agencies, in order to avoid making purchases through commercial channels, continuously to consult the records of the disposal agencies and to determine whether their requirements for all items of property can be satisfied out of surplus property in the hands of the disposal agencies.

(b) *Notice of offering.* Disposal agencies shall give public notice of all offerings to priority claimants and to the extent feasible shall adopt other procedures which will allow priority claimants to receive notice of what surplus property is available or offered for sale within the area in which the offering is made. Government agencies and State and local governments shall have the right upon request to be put on mailing lists for notices in all cases where such lists are used to offer property for disposal, including mailing lists otherwise reserved to special classes of buyers, unless the disposal agency shall find that the giving of such notices to Government agencies and State and local governments shall for any particular type of property become impracticable, unduly expensive to the Government, or unreasonably burdensome on the facilities of the disposal agency. When paid advertising is used as the method of offering, no other notice need be given to priority claimants.

§ 8302.8 *Issuance of certificates to veterans.* (a) A veteran desiring to acquire property set aside under § 8302.4 or to exercise his priority under § 8302.5 shall apply to any certifying office of War Assets Administration and shall furnish the Administration with complete information regarding the property desired. War Assets Administration will satisfy itself through reference to the applicant's discharge papers or to other satisfactory evidence that the applicant is a veteran and that the property applied for is for his own personal use or to enable him to establish or maintain his own small business, professional, or agricultural enterprise and shall require of the applicant a supporting statement

or affidavit. War Assets Administration will issue an appropriate certificate to such veteran stating that he is a veteran entitled to purchase the types and quantities of the property described therein.

(b) Whenever a disposal agency within the continental United States other than War Assets Administration receives an application from a veteran desiring to acquire property hereunder but not accompanied by a certificate, the application shall be referred to War Assets Administration for certification, together with full information regarding the availability of the property and the price, terms, and conditions of sale.

(c) In the territories and possessions where no office of War Assets Administration is established for the certification of veterans, they may act hereunder by dealing directly with the appropriate disposal agency, and in such case such disposal agency shall to the extent feasible perform the functions which would be performed by the War Assets Administration in the continental United States under this section.

(d) Each veteran shall present the certificate when acquiring property from a disposal agency, which shall rely upon the certificate that the holder is a veteran entitled to acquire the property described therein in accordance with the terms of the certificate. Veterans shall be entitled to acquire the quantity of property for which they are certified, subject to such equitable distribution among veterans as may be adopted by the disposal agency pursuant to the provisions of § 8302.4(b) or § 8302.9(c), before such property may be made available to lower priority or non-priority claimants. Special effort shall be made to insure that property available to veterans may be inspected by them. Surplus property may be offered for sale to veterans on credit on terms and conditions established by the disposal agencies.

§ 8302.9 *Transfers and disposals to priority claimants.* (a) Subject to the provisions of § 8302.10 in the case of Government agencies, disposal agencies shall transfer or dispose of surplus property to a priority claimant in quantities not smaller than the smallest lot consistent with commercial practice and at the fair value of such property as provided in § 8302.11. Disposal agencies shall make such transfers of surplus property to a Government agency without reimbursement or transfer of funds whenever a transfer on such terms by the owning agency by which such property was declared surplus would be authorized by any law approved subsequent to June 21, 1944 to be made to the agency desiring such property. The agency desiring such property without reimbursement or transfer of funds shall pay all transportation charges but not the cost of packing and shall furnish when necessary a Government bill of lading bearing identification of the appropriation against which such transportation charges are to be charged.

(b) Except in the case of transfers to Reconstruction Finance Corporation successor to Smaller War Plants Corpo-

ration for resale under section 18 (e) of the Surplus Property Act of 1944, and disposals to veterans of property to be resold with or without processing or fabrication in the regular course of business, transfers or disposals to priority claimants shall be for their own use only and not for transfer or disposition by them to others, and disposal agencies may require priority claimants so to certify.

(c) Disposal agencies shall adopt procedures designed to distribute surplus property equitably among claimants entitled to the same priority and shall file orders in the sequence in which they were received, or on such other equitable basis as the disposal agency may determine in any case where it has reason to believe that the quantity of any type of property available at any time will be insufficient to supply the needs of all claimants in a given priority class. In such event disposal agencies may establish the maximum quantity which may be acquired by any one priority claimant within the same class at any one time.

(d) Priority claimants may place orders with a disposal agency at any time, and such orders shall be filled from any available surplus property, subject to the provisions of §§ 8302.4, 8302.5, and 8302.6. If no property is available or likely to become available, the disposal agency shall notify the claimant and upon the dispatching of such notification the order shall lapse. Property already advertised for public competitive bids or for sale at auction or for immediate purchase at a fixed time and property specifically selected by a prospective purchaser shall not be considered available. No property shall be offered for disposal to non-priority claimants unless it has first been offered to priority claimants or necessary provision has been made for reservations for priority claimants in accordance with § 8302.6.

§ 8302.10 *Transfers of surplus standard administrative and maintenance property to the Treasury Department and acquisition of such property by Government agencies.* (a) In order to facilitate the transfer of surplus property from one Government agency to other Government agencies for their own use and not for transfer or disposition to others outside the Government, the Treasury Department as the central procurement agency of the Government may acquire from the disposal agencies such quantities of surplus standard administrative and maintenance property as it needs to satisfy the requirements for such property of all Government agencies within the continental United States, other than the War Department, Navy Department, and Veterans Administration, and other than each disposal agency for the types of property for which it is designated as such under Part 8301.<sup>5</sup> Government agencies shall cooperate with the Treasury Department in compiling estimates and shall provide the Treasury Department with such information concerning their requirements as it may need in order to promote the fullest utilization of surplus property.

(b) Disposal agencies shall transfer surplus standard administrative and maintenance property to the Treasury Department in accordance with the provisions of § 8302.9 and at a fair value which reflects the estimated expenses to be incurred by the Treasury Department in making distribution to Government agencies, and the Treasury Department shall promptly upon such transfer take possession and assume responsibility for the care, handling, and disposition of such property.

(c) It shall be the responsibility of all such Government agencies, in order to avoid making purchases of such property through commercial channels when such property is available from surplus, continuously to consult the stock catalogues issued by the Procurement Division of the Treasury Department.

(d) Except in cases where transfers may be made without reimbursement or transfer of funds, no Government agency other than the War Department, Navy Department, and Veterans Administration, and other than each disposal agency for the types of property for which it is designated as such under Part 8301, shall within the continental United States acquire by direct transfer from a disposal agency any surplus standard administrative or maintenance property which is offered for disposal by the Treasury Department and immediately available for acquisition by such Government agency: *Provided*, That Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, shall be entitled to acquire any such property from a disposal agency for resale under Section 18 (e) of the Surplus Property Act of 1944.

§ 8302.11 *Fair value.* Disposal agencies shall fix the fair value at which property shall be acquired by priority claimants. Such fair value shall not be greater than the lowest price which is offered to any trade level at the time of acquisition by the priority claimant.

§ 8302.12 *Acquisitions by priority claimants without exercising priority.* In addition to acquiring property under §§ 8302.5 and 8302.6, Government agencies, except as to standard administrative and maintenance property desired for their own use, and State and local governments shall be entitled to submit offers whenever surplus property is otherwise offered for sale, without regard for the location of the property, but shall not be entitled to priority. Government agencies may under this section acquire any surplus property (including standard administrative and maintenance property) for transfer or disposition to others, including transfers or dispositions to the United Nations Relief and Rehabilitation Administration. Nothing in this part shall prevent veterans from acquiring any property directly from a disposal agency without exercising priority if they are included within the class of buyers to whom the disposal agency is offering such property. Such purchases made by a priority claimant without priority shall be governed by the prices, terms, and con-

<sup>5</sup> SPA Reg. 1 (10 F.R. 14064; 11 F.R. 2602, 3035).

ditions of the offering made by the disposal agency and not pursuant to any other provisions of this part.

§ 8302.13 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the War Assets Administrator in such manner as may be specified by orders issued under this part subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8302.14 *Regulations by disposal agencies to be reported to the War Assets Administrator.* Each disposal agency shall file with the War Assets Administrator copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This revision of this part shall become effective May 3, 1946.

E. B. GREGORY,  
Administrator.

MAY 3, 1946.

EXHIBIT A

Automotive vehicles:  
Passenger cars (used).  
Passenger cars (new).  
Trucks:  
Jeeps.  
All types 2½ tons or less.  
Motorcycles, scooters.  
Trailers:  
Bomb trucks.  
All other trailers.  
Tractors:  
D4 and R4 Caterpillar—36-45 DBHP (or equal).  
D7 Caterpillar—61-90 DBHP (or equal).  
D8 Caterpillar—91-140 DBHP (or equal).  
TD9 International—36-45 DBHP (or equal).  
TD14 International—46-60 DBHP (or equal).  
TD6 International—46-60 DBHP (or equal).  
Typewriters.  
Construction, mining and excavating machinery:  
Tractor-type scrapers.  
Air compressors.  
Batching plants.  
Crushing and screening plants.  
Ditching machines.  
Cranes, shovels and draglines.  
Agricultural machinery:  
Land levelers.  
Plows.  
Medical, surgical and dental apparatus and equipment:  
Major operating tables.  
Operating lamps.  
Field X-ray units.  
Diathermy machines.  
Dental units.  
Dental chairs.  
Dental cabinets.

[F. R. Doc. 46-7808; Filed, May 9, 1946; 11:24 a. m.]

[SPA Reg. 7; Revocation]

PART 8307—PREFERENCES FOR VETERANS  
Surplus Property Administration Regulation 7, October 10, 1945, as amended April 5, 1946, entitled, "Preferences for

Veterans" (10 F.R. 12849, 11 F.R. 4096), is hereby revoked and rescinded.

This revocation shall become effective May 3, 1946.

E. B. GREGORY,  
Administrator.

MAY 3, 1946.

[F. R. Doc. 46-7809; Filed, May 9, 1946; 11:24 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

NIAGARA RIVER; CANADIAN NATIONAL RAILWAYS BRIDGE (INTERNATIONAL BRIDGE) BETWEEN BUFFALO, N. Y., AND FORT ERIE, ONTARIO, CANADA

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U. S. C. 499), the following regulations are prescribed to govern the operation of the swing span of the Canadian National Railways bridge (International Bridge) across Niagara River between Squaw Island, Buffalo, New York and Fort Erie, Ontario, Canada:

§ 203.708 *Niagara River; Canadian National Railways bridge (International Bridge) between Buffalo, New York and Fort Erie, Ontario, Canada.* (a) The owner of or agency controlling the bridge will not be required to keep a draw tender in constant attendance.

(b) Whenever a vessel unable to pass under the closed bridge desires to pass through the draw, at least 24 hours' advance notice of the time the opening is required shall be given to the authorized representative of the owner, or agency controlling the bridge.

(c) Upon receipt of such advance notice, the said authorized representative shall arrange for the prompt opening of the draw at the time specified in the notice for the passage of the vessel.

(d) The operating machinery of the draw shall be maintained in a serviceable condition, and the draw shall be opened and closed at intervals frequent enough to make certain that the machinery is in proper order for satisfactory operation. [Regs. 26 April 1946 (CE 823 (Niagara River-Buffalo, N. Y.-Mi. 33)-SPEWR)]

[SEAL] EDWARD F. WITSELL,  
Major General,  
The Adjutant General.

[F. R. Doc. 46-7764; Filed, May 8, 1946; 4:07 p. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 9—EXECUTIVE ORDERS, PROCLAMATIONS AND PUBLIC LAND ORDERS APPLICABLE TO THE NAVY

DISCONTINUING CERTAIN NAVAL AIRSPACE RESERVATIONS AND DEFENSIVE SEA AREAS

CROSS REFERENCE: For order discontinuing certain naval airspace reservations

and defensive sea areas tabulated in §§ 9.2 and 9.3 see Executive Order 9720 supra.

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. 2287]

AIR FRANCE

NOTICE OF HEARING

In the matter of the application of Air France for a foreign air carrier permit under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that the above-entitled proceeding is assigned for hearing on May 17, 1946, at 10 a. m. (eastern standard time) in the foyer of the Department of Commerce Building, 14th Street between E Street and Constitution Avenue, NW., Washington, D. C., before Examiner Barron Fredricks.

Dated Washington, D. C., May 7, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,  
Secretary.

[F. R. Doc. 46-7758; Filed, May 8, 1946; 2:26 p. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[Certificate 44, Amdt.]

INTERSTATE COMMERCE COMMISSION RATE CONFERENCE REGULATIONS

The ATTORNEY GENERAL: On March 20, 1943 Certificate No. 44 was issued by the Chairman of the War Production Board, pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357). This certificate and finding were issued as a result of a recommendation of the Director of the Office of Defense Transportation for joint action by common carriers or freight forwarders, or their respective representatives, through rate bureaus, rate conferences or other similar carrier or forwarder organizations, in the initiation and establishment of common carrier and freight forwarder rates, fares, and charges, and carrier and forwarder regulations and practices pertaining thereto: *Provided*, That such action was to be taken subject to and in compliance with certain regulations for rate conferences formulated by the Interstate Commerce Commission, a copy of which was annexed to the said certificate and made a part thereof. On October 23, 1945 the Chairman of the War Production Board by letter to you withdrew certificate No. 44, the withdrawal to become and be effective February 1, 1946.

On January 31, 1946 the Administrator of the Civilian Production Administration amended the withdrawal of October 23, 1945 so as to make it effective May 1, 1946 instead of February 1, 1946.

I submit herewith a request dated April 29, 1946 from the Deputy Director of the Office of Defense Transportation that the



revocation of Certificate No. 44 be further amended so as to become effective July 1, 1946 instead of May 1, 1946.

Pursuant to the authority in section 12 of Public Law No. 603, 77th Congress (56 Stat. 357) conferred upon the Chairman of the War Production Board and transferred to the Administrator of the Civilian Production Administration by Executive Order No. 9638, I hereby further amend the withdrawal of the said certificate dated October 23, 1945 by making the effective date of withdrawal July 1, 1946 instead of May 1, 1946.

Dated: April 30, 1946.

PHILIP F. MAGUIRE,  
Acting Administrator.

[F. R. Doc. 46-7795; Filed, May 9, 1946; 10:24 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 6005, 6214]

ASSOCIATED BROADCASTERS, INC., (KSFO) AND PACIFIC AGRICULTURAL FOUNDATION, LTD. (KQW)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of the Associated Broadcasters, Inc. (KSFO), San Francisco, California; for construction permit; Docket No. 6005, File No. B5-P-2776. Pacific Agricultural Foundation, Ltd. (KQW), San Jose, California, for construction permit; Docket No. 6214, File No. B5-P-3021.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 2d day of May 1946;

The Commission having under consideration the respective petitions of The Associated Broadcasters, Inc. (KSFO), San Francisco, California, and Pacific Agricultural Foundation, Ltd. (KQW), San Jose, California, to reinstate the above-entitled applications, and for other relief; and

It appearing, that the said applications were heard in a consolidated proceeding held from March 23 to April 10, 1942, and on April 22 and May 20, 1942, and were denied without prejudice on April 13, 1943, pursuant to the Commission's then effective policy with respect to the use of materials and manpower;

It is ordered, That the above-entitled applications be, and they are hereby reinstated;

It is further ordered, That the record heretofore made upon these applications be, and it is hereby reopened;

It is further ordered, That the applications be, and they are hereby designated for further consolidated hearing on the following issues:

1. To obtain current information with respect to the qualifications, ownership interests, and business connections of each applicant.

2. To obtain current information with respect to the program service to be rendered by each applicant.

3. To determine the broadcast service available within the proposed service

area of each applicant and the nature, extent, and character thereof.

4. To determine upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.  
[F. R. Doc. 46-7752; Filed, May 8, 1946; 11:57 a. m.]

[Docket No. 7190]

MID-COASTAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

At a session of the Federal Communications Commission held in its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the application of Mid-Coastal Broadcasting Company, (Docket No. 7190, File No. B1-PH-450) for construction permit for a new metropolitan FM station in Washington, D. C., and the proceedings heretofore held thereon;

It is ordered, That the application be, and the same is hereby designated for further hearing upon the following issues:

1. To obtain full information with respect to the qualifications of the applicant corporation and of its officers, directors, and stockholders.

2. To obtain full information with respect to the nature and character of the proposed program service.

It is further ordered, That such hearing be consolidated with the hearings on the applications of Capital Broadcasting Company, Washington, D. C. (Docket No. 7193, File No. B1-PH-199) and Chesapeake Broadcasting Company, Washington, D. C. (Docket No. 7411, File No. B1-PH-828).

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.  
[F. R. Doc. 46-7753; Filed, May 8, 1946; 11:57 a. m.]

[Docket No. 7193]

CAPITAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Capital Broadcasting Company, Washington, D. C.; for construction permit; Docket No. 7193, File No. B1-PH-199.

At a session of the Federal Communications Commission held in its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the application of Capital Broadcasting Company (Docket No. 7193, File No. B1-PH-199) for construction permit for a new metropolitan FM station in Washington, D. C., and the proceedings heretofore held thereon;

It is ordered, That the application be, and the same is hereby designated for further hearing upon the following issue:

1. To obtain full information with respect to the nature and character of the proposed program service.

It is further ordered, That such hearing be consolidated with the hearings on the applications of Mid-Coastal Broadcasting Company, Washington, D. C. (Docket No. 7190, File No. B1-PH-450) and Chesapeake Broadcasting Company, Washington, D. C. (Docket No. 7411, File No. B1-PH-828).

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.  
[F. R. Doc. 46-7743; Filed, May 8, 1946; 11:56 a. m.]

[Docket Nos. 7493, 7494]

RADIO AND TELEVISION BROADCASTING CO. OF IDAHO AND POCATELLO BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Radio and Television Broadcasting Company of Idaho, Pocatello, Idaho, Docket No. 7493, File No. B5-P-4520; Pocatello Broadcasting Company, Pocatello, Idaho; Docket No. 7494, File No. B5-P-4627; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 3d day of April 1946;

The Commission having under consideration the above-entitled applications of Radio and Television Broadcasting Company of Idaho, and Pocatello Broadcasting Company; both seeking a construction permit for the construction of a new standard broadcast station at Pocatello, Idaho, to operate on 1240 kc, with a power of 250 watts, unlimited time;

It is ordered, That these applications be designated for hearing in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7744; Filed, May 8, 1946;  
11:56 a. m.]

[Docket Nos. 7511, 7512]

HAZARD BROADCASTING SYSTEM AND BULLARD, METCALF AND GOODLETTE

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of P. B. Huff, d/b as The Hazard Broadcasting System, Hazard, Kentucky; File No. B2-P-4584, Docket No. 7511; Bullard, Metcalf, and Goodlette, Hazard, Kentucky; File No. B2-P-4661, Docket No. 7512; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the applications for construction permits of P. B. Huff, d/b as The Hazard Broadcasting System (File No. B2-P-4584; Docket No. 7511) and of Bullard, Metcalf, and Goodlette (File No. B2-P-4661; Docket No. 7512), each requesting 1340 kc., 250 watts, unlimited time, at Hazard, Kentucky;

It is ordered, That the applications of P. B. Huff, d/b as The Hazard Broadcasting System and Bullard, Metcalf, and Goodlette be and they are hereby designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, and financial qualifications of the applicants to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7747; Filed, May 8, 1946;  
11:56 a. m.]

[Docket Nos. 7513, 7514]

MONTANA BROADCASTERS AND HAVRE BROADCASTERS

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Jessica L. Longston, C. V. Zaser, Edward J. Jansen and L. Berenice Brownlow d/b/a Montana Broadcasters, Havre, Montana; File No. B5-P-4644, Docket No. 7513; Havre Broadcasters, a partnership composed of O. R. Rubie, Wm. E. Rae, George L. Merrill, and Paul B. McAdam, Havre, Montana; File No. B5-P-4671, Docket No. 7514; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the applications for construction permits of Jessica L. Longston, C. V. Zaser, Edward J. Jansen and L. Berenice Brownlow d/b/a Montana Broadcasters (File No. B5-P-4644; Docket No. 7513) and Havre Broadcasters, A Partnership Composed of O. R. Rubie, Wm. E. Rae, George L. Merrill, and Paul B. McAdam (File No. B5-P-4671; Docket No. 7514) for new standard broadcast stations at Havre, Montana, both requesting 1240 kc., 250 watts power, unlimited time;

It is ordered, That the applications of Jessica L. Longston, C. V. Zaser, Edward J. Jansen and L. Berenice Brownlow d/b/a Montana Broadcasters and Havre Broadcasters, A Partnership Composed of O. R. Rubie, Wm. E. Rae, George L. Merrill, and Paul B. McAdam be and they are hereby designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnerships, and of the individual partners thereof, to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7750; Filed, May 8, 1946;  
11:57 a. m.]

[Docket No. 7515]

COMMUNITY BROADCASTING CO. (WTOL)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Community Broadcasting Company (WTOL) Toledo, Ohio; for construction permit; File No. B2-P-4672, Docket No. 7515.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Community Broadcasting Company (File No. B2-P-4672; Docket No. 7515), licensee of Station WTOL, for a construction permit to change facilities from 1230 kc., 250 watts, unlimited time, to 980 kc., 5 kw., with a directional antenna for nighttime use, unlimited time, at Toledo, Ohio;

It appearing, that the Commission on February 1, 1946, designated for hearing in a consolidated proceeding the applications of Skyland Broadcasting Corporation (File No. B2-P-3748; Docket No. 7345) requesting 980 kc., 5 kw., with directional antenna, unlimited time, at Dayton, Ohio; and Ohio-Michigan Broadcasting Corporation (File No. B2-P-4046; Docket No. 7346) requesting 980 kc., 5 kw., with directional antenna for nighttime use, unlimited time, at Toledo, Ohio;

It is ordered, That the application of Community Broadcasting Company (WTOL) be and it is hereby designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate Station WTOL as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WTOL as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of WTOL as proposed would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the

areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of WTOL as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

*It is further ordered*, That the Bills of Particulars heretofore issued in connection with the applications of Skyland Broadcasting Corporation (File No. B2-P-3748; Docket No. 7345) and Ohio-Michigan Broadcasting Corporation (File No. B2-P-4046; Docket No. 7346) be, and the same are hereby amended to include the application of Community Broadcasting Company (WTOL) (File No. B2-P-4672; Docket No. 7515).

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7751; Filed, May 8, 1946;  
11:57 a. m.]

[Docket No. 7516]

SUN RIVER BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Sun River Broadcasters, Inc., Great Falls, Montana; for construction permit; File No. B5-P-4499, Docket No. 7516.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Sun River Broadcasters, Inc. (File No. B5-P-4499; Docket No. 7516) for a new standard broadcast station to be operated on 970 kc., with 5 kw. power, using a directional antenna at night, unlimited time, at Great Falls, Montana, and the Commission also having under consideration the application of Mosby's Incorporated (KGVO) (File No. B5-P-4608; Docket No. 7517) requesting a change in facilities of Station KGVO from 1290 kc., 1 kw., 5 kw.-LS, unlimited time, to 970 kc., increase power to 5 kw. at night, DA-N, unlimited time, at Missoula, Montana;

*It is ordered*, That the application of Sun River Broadcasters, Inc. be and it is hereby designated for hearing in consolidation with the application of Mosby's Incorporated (KGVO) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed

station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Stations KOIN, WDAY, and any other existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation would involve objectionable interference with Station XEJ in Ciudad Juarez, Mexico, and if so the nature and extent thereof.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with the requirements of the Civil Aeronautics Administration.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

*It is further ordered*, That KOIN, Inc., licensee of Station KOIN, Portland, Oregon, be and it is hereby made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7749; Filed, May 8, 1946;  
11:57 a. m.]

[Docket No. 7517]

MOSBY'S INC. (KGVO)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Mosby's Incorporated (KGVO), Missoula, Montana; for construction permit; File No. B5-P-4608, Docket No. 7517.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Mosby's Incorporated (KGVO) (File No. B5-P-4608; Docket No. 7517) requesting a change in facilities of Station KGVO from 1,290 kc., 1 kw., 5 kw.—LS, unlimited time, to 970 kc., increase power to 5 kw. at night, DA-N, unlimited time, at Missoula, Montana, and the Commission also having under consideration the application of Sun River Broadcasters, Inc. (File No. B5-P-4499; Docket No. 7516) for a new standard broadcast station to be operated on 970 kc., with 5 kw. power, using a directional antenna at night, unlimited time, at Great Falls, Montana;

*It is ordered*, That the application of Mosby's Incorporated (KGVO) be and it

is hereby designated for hearing in consolidation with the application of Sun River Broadcasters, Inc., upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate Station KGVO as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KGVO as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KGVO as proposed would involve objectionable interference with Station KOIN or any other existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station KGVO would involve objectionable interference with Station XEJ in Ciudad Juarez, Mexico, and if so the nature and extent thereof.

6. To determine whether the installation and operation of the station as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with the requirements of the Civil Aeronautics Administration.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

*It is further ordered*, That KOIN, Inc., licensee of Station KOIN, Portland, Oregon, be and it is hereby made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7748; Filed, May 8, 1946;  
11:58 a. m.]

[Docket No. 7518]

FULTON COUNTY BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Fulton County Broadcasting Corporation, Atlanta, Georgia, for construction permit; File No. B3-P-4666, Docket No. 7518.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Fulton County Broadcasting Corporation (File No. B3-P-4666; Docket No. 7518) for a construction permit for a new standard broadcast station at Atlanta, Georgia, to

operate on 1550 kc., 50 kw. power, with directional antenna, unlimited time;

It appearing, that the Commission on February 1, 1946 designated for hearing in a consolidated proceeding the applications for construction permits of Radio Station WSOC, Incorporated (File No. B3-P-3818; Docket No. 7322), requesting to change facilities from 1240 kc., 250 w., unlimited time, to 1550 kc., 50 kw., DA-N, unlimited time, at Charlotte, North Carolina; Radio Springfield, Inc. (File No. B4-P-3822; Docket No. 7323), requesting the frequency 1550 kc., 1 kw., with directional antenna, unlimited time, at Springfield, Illinois; Atlanta Radio Enterprises (File No. B3-P-4257; Docket No. 7324), requesting the frequency 1550 kc., 10 kw., with directional antenna, unlimited time, at Atlanta, Georgia; WCBS, Inc. (File No. B4-P-4349; Docket No. 7326), requesting the frequency 1550 kc., 250 watts, unlimited time, at Decatur, Illinois; and The Hampden-Hampshire Corporation (WHYN) (File No. B1-P-4347; Docket No. 7325), requesting change in facilities of Station WHYN from 1400 kc., 250 w., unlimited time, to 1550 kc., 10 kw., with directional antenna, unlimited time, at Holyoke, Massachusetts;

It is ordered, That the application of Fulton County Broadcasting Corporation (File No. B3-P-4666) be and it is hereby designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.
2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.
4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.
5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.
6. To determine whether the erection of the antenna system proposed herein would be consistent with the requirements of the Civil Aeronautics Administration.
7. To determine, on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in connection with the applications of Radio Station WSOC, Incorporated, Radio Spring-

field, Inc., Atlanta Radio Enterprises, WCBS, Inc., and The Hampden-Hampshire Corporation (WHYN) are hereby amended to include the application of Fulton County Broadcasting Corporation.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7746; Filed, May 8, 1946;  
11:56 a. m.]

[Docket No. 7555]

MUTUAL TELEPHONE CO. AND RCA  
COMMUNICATIONS, INC.

ORDER DESIGNATING APPLICATIONS FOR HEARING ON STATED ISSUES

In re applications of Mutual Telephone Company, for construction permit for new fixed point-to-point radiotelephone station at Honouliuli, Oahu, T. H.; Docket No. 7555, File No. 335-PHP-A; R. C. A. Communications, Inc., for renewal of license for fixed point-to-point radiotelephone station at Kahuku, T. H.; File No. P5-RH-28.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the application of Mutual Telephone Company for construction permit for a new point-to-point radiotelephone station in the fixed public service at Honouliuli, Oahu, Territory of Hawaii, (File No. 335-PHP-A), and the application of RCA Communications, Inc. for renewal of its outstanding license for its point-to-point radiotelephone station in the fixed public service, located at Kahuku, Territory of Hawaii (File No. P5-RH-28);

It appearing that the frequencies requested by Mutual Telephone Company for its proposed station are presently assigned to the point-to-point radiotelephone station in the fixed public service at Kahuku, T. H. licensed to RCA Communications Inc. until December 1, 1946, and that a grant of the above-described application of Mutual Telephone Company would require the modification or non-renewal of license of such radiotelephone station of RCA Communications, Inc.; and

It further appearing, That the Commission, upon examination of the above-described applications, is unable to determine that public interest, convenience or necessity would be served by a grant of one, rather than the other of the aforesaid applications;

It is ordered, That the above-described applications of Mutual Telephone Company and RCA Communications Inc. be and they are hereby designated for hearing for the following reasons:

1. To determine the comparative ability of the respective applicants to provide public radiotelephone service between Hawaii and the continental United States in the public interest, in the light of all the pertinent factors relating to such determination, including, but not limited to, the following:

(a) The comparative quality and reliability of public telephone service proposed to be rendered by the respective applicants between Hawaii and the continental United States.

(b) The relative efficiency with which the frequencies requested in the respective applications would be used by each of the applicants for communication purposes.

(c) The amount of expense and investment related to the operations and facilities involved in the respective applications.

(d) The relative ability of the respective applicants to provide reductions in rates for public telephone service between Hawaii and the continental United States and to provide expansion of radiotelephone service between Hawaii and other points in the world.

(e) The specific plans and programs of the respective applicants for providing future improvements and expansions in radiotelephone service to and from Hawaii and for providing reductions in rates for such service.

(f) The effect on quality, reliability, and cost of rendering telephone service to and from Hawaii of placing all telephone equipment and operations in Hawaii under unified control.

(g) The effect on quality, reliability and cost of rendering telephone service to and from Hawaii of maintaining under unified control and operation Hawaiian terminals for overseas radiotelegraph and radiotelephone service.

2. To determine the effect on other radio services in Hawaii of establishing radiotelephone stations at the location proposed by Mutual Telephone Company.

3. To determine any other relevant facts which would indicate that public interest, convenience or necessity would be better served by a grant of one, rather than the other of the above-mentioned applications.

It is further ordered, That Mutual Telephone Company and RCA Communications, Inc. be, and they are hereby, afforded an opportunity to obtain a hearing on the foregoing issues by filing a written appearance in accordance with the provision of §§ 1.384 and 1.10 of the Commission's rules and regulations.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7745; Filed, May 8, 1946;  
11:56 a. m.]

METROPOLITAN TELEVISION INC.<sup>1</sup> (LICENSEE OF FM STATION WABF AND EXPERIMENTAL TELEVISION STATION W2XMT), NEW YORK, N. Y.

PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on April 26, 1946, there was filed with it an application (B1-TC-488) for its consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed transfer of control of Metropolitan Television Inc., licensee of FM Station WABF and Experimental Television Station W2XMT, New York

<sup>1</sup> Section 1.364, Part I, Rules of Practice and Procedure.

City, from Abraham & Straus, Inc. and Bloomingdale Bros. Inc., New York City (transferors) to Ira A. Hirschmann (transferee), 645 Madison Avenue, New York, N. Y. The arrangements for transfer of control of the above stations are based upon a contract entered into March 22, 1946, between transferors and transferee, wherein it was agreed that transferors would sell to transferee the outstanding 14 shares of Class "A" stock of Metropolitan Television Inc. (constituting all of the issued Class "A" stock) for a consideration of \$106,000, of which \$10,000 was paid upon the execution of the contract and the remaining \$96,000, to be paid in cash or certified check at the time of closing within 15 days after Commission consent. The agreement may be extended to July 15, 1946. The proposed stock purchase is contingent upon further contracts filed with the application and arrangements looking toward the further transfer of licensee's stock to a corporation to be formed, all of which may be inspected with the application on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and by the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 PR 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure, including the provision for public notice. Pursuant thereto, the Commission was advised April 26, 1946, that starting on April 29, 1946, notice of the filing of the application would be published in the New York Post, a newspaper of general circulation in New York City, in conformity with the provisions of the proposed rules.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release, no action will be had on the instant application for a period of 60 days from April 29, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310. (b), 48 Stat. 1086; 47 USCA 310 (b))

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-7754; Filed, May 8, 1946;  
11:57 a. m.]

#### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3624, Amdt.]

NETTIE K. KONIGSTEIN

In re: Mortgage participation certificate for estate of Nettie K. Konigstein, deceased, No. 134996, of Series No. 213982, issued by the Title Guarantee & Trust Company, of New York; File D-6-134; T. T. sec. 1180.

Vesting Order Number 3624, dated May 10, 1944, is hereby amended as follows and not otherwise: By changing "Mortgage Participation Certificate No. 143996" where it appears in said order to read "Mortgage Participation Certificate No. 134996".

All other provisions of said Vesting Order Number 3624 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C. on April 2, 1946.

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

[F. R. Doc. 46-7681; Filed, May 8, 1946;  
11:27 a. m.]

[Vesting Order 5571, Amdt.]

FRIEDRICH WILHELM MEYER

In re: Bank account owned by Friedrich Wilhelm Meyer, doing business as Joh. Heckemann.

Vesting Order Number 5571, dated January 8, 1946, is hereby amended as follows and not otherwise: By deleting the name Jos. Heckemann wherever it appears in Vesting Order Number 5571 and substituting therefor the name, Joh. Heckemann.

All other provisions of said Vesting Order Number 5571 and all action taken on behalf of the Alien Property Custodian in reliance thereof, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on April 23, 1946.

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

[F. R. Doc. 46-7682; Filed, May 8, 1946;  
11:28 a. m.]

[Vesting Order 5965]

AUGUST GRUEBEL

In re: Estate of August Gruebel, deceased; File D-28-2201; E. T. sec. 2867.

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

That the property described as follows: (a) All right, title, interest and claim of any kind or character whatsoever of Ferdinand Grubbel, Frau Minna Grubbel Bolling, Frau Charlotte Grubbel Koch, Frau Marie Grubbel Hauenschild, Heinrich Grubbel, Friedrich Grubbel, Frau Lina Grubbel Kromker,

Hildegard Schwarze, Frau Lina Grubbel Schormann, Frau Marie Grubbel Sandmann, Heinrich Grubbel, Frau Lina Grubbel Breuer, Frau Alwine Grubbel Stratmann, Frau Anna Dreier Wilkening, Frau Lina Beckmeier, Louise Lenger and Friederike Grubbel, and each of them, in and to the estate of August Grubbel, deceased.

(b) All that certain real property particularly described as follows: "Northwest Quarter (NW $\frac{1}{4}$ ), Section Five (5), Township Twenty-three (23) South, Range Thirty-eight (38) West, Kearny County, Kansas," together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of each property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

#### Nationals and Last Known Address

Ferdinand Grubbel, Germany.  
Frau Minna Grubbel Bolling, Germany.  
Frau Charlotte Grubbel Koch, Germany.  
Frau Marie Grubbel Hauenschild, Germany.  
Heinrich Grubbel, Germany.  
Friedrich Grubbel, Germany.  
Frau Lina Grubbel Kromker, Germany.  
Hildegard Schwarze, Germany.  
Frau Lina Grubbel Schormann, Germany.  
Frau Marie Grubbel Sandmann, Germany.  
Heinrich Grubbel, Germany.  
Frau Lina Grubbel Breuer, Germany.  
Frau Alwine Grubbel Stratmann, Germany.  
Frau Anna Dreier Wilkening, Germany.  
Frau Lina Beckmeier, Germany.  
Louise Lenger, Germany.  
Friederike Grubbel, Germany.

That such property is in the process of administration by E. S. Barore, Valley Center, Kansas, as Administrator of the estate of August Gruebel, deceased, acting under the judicial supervision of the Probate Court of Sedgwick County, Kansas;

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

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

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

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

determined to take any one or all of such actions.

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

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

Executed at Washington, D. C., on February 26, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-7671; Filed, May 8, 1946;  
11:26 a. m.]

[Vesting Order 6121]

GEORGE WATSON PRATT DE GASQUET-JAMES

In re: Trust for George Watson Pratt de Gasquet-James under agreement dated October 14, 1887; File D-27-556.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated October 14, 1887, by and between Elizabeth T. Pratt James and the Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, as remaindermen of the trust created for George Watson Pratt de Gasquet-James, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Herwarth von der Decken, Germany. Issue, names unknown, of Herwarth von der Decken, Germany.

Editha Elizabeth Finck von Finckenstein, Germany. Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

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

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

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

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

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

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

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

Executed at Washington, D. C., on March 29, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-7672; Filed, Mar. 8, 1946;  
11:26 a. m.]

[Vesting Order 6127]

PAULINE ANDREE DE LA METTRIE

In re: Trust for Pauline Andree de la Mettrie under agreement dated October 14, 1887; File F-27-9530.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated October 14, 1887, by and between Elizabeth T. Pratt James and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, as remaindermen of the trust created for Pauline Andree de la Mettrie, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United

States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Herwarth von der Decken, Germany.

Issue, names unknown, of Herwarth von der Decken, Germany.

Editha Elizabeth Finck von Finckenstein, Germany.

Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

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

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

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

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

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

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

Executed at Washington, D. C., on March 29, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-7673; Filed, May 8, 1946;  
11:26 a. m.]

[Vesting Order 6183]

KARL F. HUHNEGARTH

In re: Estate of Karl Huhnegerth, also known as Karl Huhnegerth, Karl F. Huhnegerth, and Karl F. Huhnegerth, deceased; File No. D-28-9583; E. T. sec. 13208.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Otto Glitch in and to the Estate of Karl Huhnegarth, also known as Karl Huhnergarth, Karl F. Huhnegarth, and Karl F. Huhnergarth, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*  
Otto Glitch, Helpershain, Germany.

That such property is in the process of administration by James W. Brown, Public Administrator, Bronx County, 851 Grand Concourse, City and State of New York, as Administrator of the Estate of Karl Huhnegarth, also known as Karl Huhnergarth, Karl F. Huhnergarth, and Karl F. Huhnergarth, deceased, acting under the judicial supervision of the Surrogate's Court, County of Bronx, State of New York;

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

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

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

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

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

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

Executed at Washington, D. C., on April 15, 1946.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

[F. R. Doc. 46-7674; Filed, May 8, 1946; 11:26 a. m.]

[Vesting Order 6184]

LINA KERN

In re: Estate of Lina Kern, deceased; File D-28-9678; E. T. sec. 13482.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Otto Werner and Gisela Werner, and each of them, in and to the Estate of Lina Kern, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*  
Otto Werner, Germany.  
Gisela Werner, Germany.

That such property is in the process of administration by Gerhardt S. Kiesow, as Executor of the Estate of Lina Kern, acting under the judicial supervision of the Surrogate's Court, Erie County, State of New York;

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

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

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

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

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

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

Executed at Washington, D. C., on April 15, 1946.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

[F. R. Doc. 46-7675; Filed, May 8, 1946; 11:26 a. m.]

[Vesting Order 6200]

WILLIAM NEUMANN

In re: Estate of William Neumann, deceased, File D-28-10233; E. T. sec. 14583.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Susanna Neumann Ershfeld, Maria Neumann and Big Mathass Neumann, and each of them, in and to the Estate of William Neumann, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*  
Susanna Neumann Ershfeld, Germany.  
Maria Neumann, Germany.  
Big Mathass Neumann, Germany.

That such property is in the process of administration by Ann L. Swanson, as Executrix of the Estate of William Neumann, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Kittitas;

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

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

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

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

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

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

Executed at Washington, D. C., on April 22, 1946.

[SEAL] FRANCIS J. MCNAMARA,  
Deputy Alien Property Custodian.

[F. R. Doc. 46-7676; Filed, May 8, 1946;  
11:27 a. m.]

[Vesting Order 6202]

THEODORE BARNER

In re: Estate of Theodore Barner, also known as Theodor Barner, deceased. File D-28-10022; E. T. sec. 14216.

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

That the property described as follows: All right, title interest and claim of any kind or character whatsoever of Augusta Barner, and her surviving issue; Henry Barner, and his surviving issue; Louisa Barner, and her surviving issue; Minnie Barner, and her surviving issue; Dora Barner, and her surviving issue; Marie Barner, and her surviving issue; Frieda Barner, and her surviving issue; Emma Barner, and her surviving issue; and Anna Barner, and her surviving issue, and each of them, in and to the Estate of Theodore Barner, also known as Theodor Barner, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Augusta Barner, and her surviving issue, Germany.  
Henry Barner, and his surviving issue, Germany.  
Louisa Barner, and her surviving issue, Germany.  
Minnie Barner, and her surviving issue, Germany.  
Dora Barner, and her surviving issue, Germany.  
Marie Barner, and her surviving issue, Germany.  
Frieda Barner, and her surviving issue, Germany.  
Emma Barner, and her surviving issue, Germany.  
Anna Barner, and her surviving issue, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Executor of the Estate of Theodore Barner, also known as Theodor Barner, acting under the judicial supervision of the Superior Court of the State of California in and for the County of Alameda;

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

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

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

terest and for the benefit of the United States.

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

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

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

Executed at Washington, D. C., on April 23, 1946.

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

[F. R. Doc. 46-7677; Filed, May 8, 1946;  
11:27 a. m.]

[Vesting Order 6205]

GEORGE WATSON PRATT DE GASQUET-JAMES

In re: Trust for George Watson Pratt de Gasquet-James, under agreement dated March 24, 1908; File D-27-556.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated March 24, 1908, by and between George Watson Pratt de Gasquet-James and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Herwarth von der Decken, Germany.  
Issue, names unknown, of Herwarth von der Decken, Germany.

Editha Elizabeth Finck von Finckenstein, Germany.

Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

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

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

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

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

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

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

Executed at Washington, D. C., on April 23, 1946.

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

[F. R. Doc. 46-7678; Filed, May 8, 1946;  
11:27 a. m.]

[Vesting Order 6206]

PAULINE ANDREE DE LA METTRIE

In re: Trust for Pauline Andree de la Mettrie under agreement dated March 24, 1908; File F-27-9530.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out



of or under that certain trust agreement dated March 24, 1908, by and between Pauline Andree de Gasquet-James and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Herwarth von der Decken, Germany.  
Issue, names unknown, of Herwarth von der Decken, Germany.  
Editha Elizabeth Finck von Finckenstein, Germany.  
Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

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

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

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

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

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

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

Executed at Washington, D. C., on April 23, 1946.

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

[F. R. Doc. 46-7679; Filed, May 8, 1946; 11:27 a. m.]

[Vesting Order 6216]

DOROTHY BEHRENS

In re: Estate of Dorothy Behrens, also known as Dorothy H. Behrens, deceased; File D-28-10060; E. T. sec. 14283.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herman Behrens; Surviving issue, names unknown, of Herman Behrens; Gesine Herrmann; and Surviving issue, names unknown, of Gesine Herrmann, and each of them, in and to the Estate of Dorothy Behrens, also known as Dorothy H. Behrens, deceased,

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

*Nationals and Last Known Address*

Herman Behrens, Germany.  
Surviving issue, names unknown, of Herman Behrens, Germany.  
Gesine Herrmann, Germany.  
Surviving issue, names unknown, of Gesine Herrmann, Germany.

That such property is in the process of administration by Security First National Bank of Los Angeles, as Executor of the Estate of Dorothy Behrens, also known as Dorothy H. Behrens, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

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

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

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

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of

claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

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

Executed at Washington, D. C., on April 25, 1946.

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

[F. R. Doc. 46-7680; Filed, May 8, 1946; 11:27 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 64, Order 290]

HARRY C. WEISKITTEL CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the four models of gas ranges listed below manufactured by the Harry C. Weiskittel Co., Inc. 4601 Pulaski Highway, Baltimore, Maryland. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	<i>Each</i>	<i>Each</i>	<i>Each</i>	<i>Each</i>
A 220L.....	\$78.50	\$80.75	\$82.50	\$84.95
A 220LO.....	86.25	88.50	90.25	92.75
A 236L.....	98.25	101.25	103.50	106.75
A 236LO.....	105.95	108.95	111.25	114.50

These prices included delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting \$6.00 from the maximum price shown above for his sales on an installed basis. If the dealer furnishes any of the above ranges equipped for propane gas including "hi-low" gas cocks, he may add \$2.50 to the applicable ceiling price listed above for the particular stove. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together

with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Maryland, District of Columbia, Delaware and New Jersey.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Florida, Illinois, Indiana, Ohio, Michigan, Wisconsin, Minnesota, Iowa, Missouri.

Zone 3: North Dakota, South Dakota, Wyoming, Nebraska, Arkansas, Colorado, Kansas, Oklahoma, Texas and Louisiana.

Zone 4: Montana, Idaho, Utah, Arizona, New Mexico, Nevada, Washington, Oregon and California.

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

(e) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7705; Filed, May 8, 1946; 11:38 a. m.]

[MPR 64, Order 291]

DETROIT-MICHIGAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the three models of gas ranges listed below manufactured by the A-B Stoves Division, Detroit-Michigan Stove Company, Battle Creek, Michigan. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
With top lighter:	Each	Each	Each	Each
42-156.....	\$68.95	\$70.50	\$71.95	\$73.50
42-156X.....	59.95	61.50	62.95	64.50
G-65.....	152.50	155.25	160.25	164.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting \$6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: New Hampshire, Vermont, Massachusetts, New York, Rhode Island, Connecticut, New Jersey, Pennsylvania, Maryland, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Mississippi, Alabama, Ohio, Georgia, Indiana, Illinois, Minnesota, Wisconsin, Iowa and Missouri.

Zone 3: Florida, North Dakota, South Dakota, Nebraska, Kansas, Texas, Oklahoma, Arkansas, Louisiana, Montana, Wyoming, Colorado, and Maine.

Zone 4: Idaho, Utah, Arizona, Nevada, Washington, Oregon, California, and New Mexico.

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

(e) This order shall become effective on the 22d day of May 1946.

(f) Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7706; Filed, May 8, 1946; 11:38 a. m.]

[MPR 64, Order 292]

DETROIT-MICHIGAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales to consumers of two models of electric ranges manufactured by A-B Stoves Division, Detroit-Michigan Stove Company, Battle Creek, Mich. For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
Electric range.....	E-10	Each \$153.75	Each \$157.25	Each \$160.75	Each \$164.25
	E-12	196.25	199.75	203.25	206.95

These maximum prices include the Federal excise tax, delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connec-

tion does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pig-tail") is required, and is furnished by the retail dealer, he may add \$3.50 to the applicable OPA retail ceiling price shown above. In all other respects, those maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) For the purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: New Hampshire, Vermont, Massachusetts, New York, Rhode Island, Connecticut, New Jersey, Pennsylvania, Maryland, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Mississippi, Alabama, Ohio, Georgia, Indiana, Illinois, Minnesota, Wisconsin, Iowa and Missouri.

Zone 3: Florida, North Dakota, South Dakota, Nebraska, Kansas, Texas, Oklahoma, Arkansas, Louisiana, Montana, Wyoming, Colorado, and Maine.

Zone 4: Idaho, Utah, Arizona, Nevada, Washington, Oregon, California, and New Mexico.

(c) The A-B Stoves Division, Detroit-Michigan Stove Company shall cause to be attached to the outside oven door panel of each range, prior to its shipment to a retail dealer, a label which contains all of the following information:

1. The model number of the range.
2. The OPA retail ceiling price of the range in each zone.
3. A statement of the areas included in each zone.
4. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one-year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.
5. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pig-tail") and a range cord set is furnished by the retail dealer, he may add \$3.50 to the applicable OPA retail ceiling price of the range.

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

(e) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7707; Filed, May 8, 1946; 11:38 a. m.]

[MPR 64, Order 293]

STOVE WORKS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one model of gas range listed below manufactured by the Stove Works, Incorporated, 131 Union Street, Middletown, Pennsylvania.

For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
4636 without heat control.....	Each \$68.25	Each \$70.50	Each \$72.95	Each \$76.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting \$6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Pennsylvania, New Jersey, Delaware, Maryland and the District of Columbia.

Zone 2. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Virginia, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Tennessee, Kentucky, West Virginia, Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, Iowa, and Missouri.

Zone 3. Florida, Louisiana, Arkansas, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota, Wyoming, and Colorado.

Zone 4. New Mexico, Arizona, Utah, Idaho, Montana, Washington, Oregon, Nevada and California.

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

(e) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7708; Filed, May 8, 1946; 11:39 a. m.]

[MPR 64, Order 285]

SKELLY OIL CO.

APPROVAL OF MAXIMUM PRICES

Correction

In the table in paragraph (a) (2) of Federal Register document 46-6964, ap-

pearing on page 4685 of the issue for Saturday, April 27, 1946, the headnote over the Zone columns should read: "Maximum prices for sales to ultimate consumers."

[MPR 64, Order 294]

PHILLIPS & BUTTORFF 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 11 of Maximum Price Regulation No. 64; It is ordered:

(a) This order establishes maximum prices for sales of one model of Magazine circulating coal heater manufactured by the Phillips & Buttorff Manufacturing Company, 217-223 Third Avenue N., Nashville 3, Tenn.

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices are those set forth below:

Model	Maximum prices for sales to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
3419.....	Each \$28.01	Each \$30.16	Each \$32.66	Each \$34.88

These prices are f. o. b. wholesale distributor's city. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
3419.....	Each \$43.50	Each \$46.95	Each \$50.95	Each \$54.50

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 purchaser for resale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resale by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer, before delivering any stove covered by this order after the effective date of this order shall attach securely to the front of each stove a tag or label which plainly states its retail maximum price in each zone, together with a list of the states included in each zone. This tag or label may not be removed until after the stove has been sold to an ultimate consumer.

(d) For purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Tennessee.  
Zone 2. Pennsylvania, New Jersey, Maryland, Virginia, West Virginia, Delaware, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Ohio, Indiana, Kentucky, Illinois, Michigan, Missouri, Arkansas, Louisiana and the District of Columbia.

Zone 3. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Florida, Wisconsin, Minnesota, Iowa, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.

Zone 4. Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

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

(f) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7709; Filed, May 8, 1946; 11:39 a. m.]

[MPR 120, Order 1636]

BIG CREEK COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Correction

In Federal Register document 46-6446, appearing at page 4361 of the issue for Friday, April 19, 1946, in the table for Big Creek Coal Co., the price for rail shipment under Size group Nos. 28, 29 should read "173".

[MPR 188, Order 5003]

COMMONWEALTH UTILITIES CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Commonwealth Utilities Company, Incorporated, Chicago, Ill.

(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:

Model	Brand	Description
Phonomaster	Commonwealth.	Acoustic portable phonograph, hand wound, fabric covered wood cabinet with leather reinforced edges and leather handle, 16 1/2" x 13" x 7", manual.

Ceiling price to—

Distributor	Dealer	Consumer
Each \$11.68	Each \$14.60	Each \$25.50

Ceiling price to consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated March 15, 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.

(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, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$25.50  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, 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) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7716; Filed, May 8, 1946;  
11:38 a. m.]

[MPR 200, Order 17]

SEIBERLING 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 § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes maximum prices for the manufacturer's, wholesalers' and shoe repairmen's sales in the shoe repair trade of the "Kantmark" no-mark black rubber heels listed in paragraph (b) below, which are manufactured by the Seiberling Rubber Company, Akron, Ohio. The shoe repairmen's maximum prices for sales of these heels attached are also established by this order.

(b) *Maximum prices.* The manufacturers' and wholesalers' maximum prices for sales in the shoe repair trade of the heels described in paragraph (a) of this order, and for shoe repairmen's sales of

these heels attached and unattached are as follows:

Item	Sales by shoe repairmen to consumers		Sales to shoe repairmen	Sales to wholesalers
	Attached per pair	Un-attached per pair	Per dozen pair	Per dozen pair
Seiberling bonded men's half heels.....	\$0.60	\$0.24	\$2.40	\$1.80
Seiberling sterling boys' whole heels.....	.55	.22	2.25	1.69
Seiberling sterling women's cuban heels.....	.50	.20	1.75	1.31
Seiberling bonded thin heels.....	.40	.16	1.25	.94

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within thirty days after delivery.

All other discounts, allowances, and trade practices of sellers which were in effect during March 1942 shall apply to sales covered by this order.

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

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

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

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7717; Filed, May 8, 1946;  
11:40 a. m.]

[MPR 188, Order 5002]

ROYALTON LAMP & CHINA CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, it is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Royalton Lamp

& China Corporation, 861 Courtlandt Avenue, New York 51, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Hand painted and decorated Royal Worcester finish china table lamps with elaborate gold tracing, relief enameling and hand made metal bases:				
Group 1:				
29".....	8689 H I.....			
30".....	108 H I.....	Each	Each	Each
31 1/4".....	6721 H I.....	\$27.62	\$32.50	\$58.50
32 1/4".....	9865 H I.....			
Group 2:				
22".....	94.....			
22".....	95.....			
28".....	87 H I.....	21.16	24.50	44.80
28".....	69 H I.....			
28".....	8686 W I.....			
29".....	72 H I.....			
Group 3:				
30".....	73 H I.....			
30".....	8686 H I.....	23.54	27.70	49.85
32 1/4".....	9865 W I.....			
Group 4:				
26".....	56 H I.....			
27".....	33 H I.....			
27".....	77 H I.....			
28".....	864 H I.....	15.09	17.75	31.95
28".....	3864 H I.....			
28".....	5555 H I.....			
29".....	964 H I.....			
Group 5:				
27".....	33 W I.....			
27".....	77 W I.....			
28".....	56 W I.....			
28".....	864 W I.....	12.75	15.00	27.00
28".....	3864 W I.....			
28".....	5555 W I.....			
29".....	964 W I.....			
Group 6:				
30".....	82 H I.....			
30".....	109 H I.....			
33".....	6783 H I.....	32.94	38.75	69.75
33".....	6866 H I.....			
33".....	6883 H I.....			
Gold banded and decal decorated china table lamp on cast metal bases:				
Group 7:				
27".....	33 D I.....			
27".....	43 D I.....			
27".....	47 D I.....	7.65	9.00	16.20
27".....	48 D I.....			
27".....	50 D I.....			
Group 8:				
24".....	46 D I.....	6.03	7.10	12.80
28".....	37.....			

These maximum prices are for the articles described in the manufacturer's application dated March 21, 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, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and

conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 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 9th day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7715; Filed, May 8, 1946;  
11:37 a. m.]

[MPR 120, Order 1641]

INDUSTRIAL COAL CO. OF YOUNGSTOWN  
ET AL.

ESTABLISHMENT OF MAXIMUM PRICES  
AND PRICE CLASSIFICATIONS

Correction

In Federal Register document 46-6736, appearing on page 4562 of the issue for Wednesday, April 24, 1946, the sixth sentence of the second paragraph should read: "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."

[MPR 188, Order 5001]

METALLIC ARTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Metallic Arts Co., 2100 South Morgan St., Chicago 8, Ill.

(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:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Brushed brass or silver plated table lamp.	1021	Each \$5.91	Each \$6.95	Each \$12.50
	1022			
	1040			
	1041			
	1042			
	1043			
	1044			
	1045			
	1046			
	1047			
22" and 23" hand decorated china table lamp with pleated metal base.	1048	5.74	6.75	12.15
	1049			
	1014			
	1015			
	1016			
	1050			
	1051			
	1052			
22", 23", and 23 1/4" hand decorated china table lamp with pleated metal base.	1017	6.76	7.95	14.30
	1018			
	1019			
	1053			
	1054			
	1055			
	1056			
	1057			
1058				

These maximum prices are for the articles described in the manufacturer's application dated April 30, 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 9th day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7714; Filed, May 8, 1946;  
11:37 a. m.]

[MPR 389, Order 51]

HYGRADE FOOD PRODUCTS CORP. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 24, 1946, Hygrade Food Products Corporation, 30 Church Street, New York, New York, filed an application on behalf of its Cleveland Division for the establishment of maximum prices on sales in that area of the sausage product known as "Breakfast Roll" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-88.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail and applicable in all areas except that customarily served by Hygrade Food Products Corporation's Newark, New Jersey, plant for the sausage product known as "Breakfast Roll" and made by Hygrade Food Products Corporation in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: \$42.00.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Breakfast Roll" to a wholesaler, peddler-truck-seller, or intermediate distributor, under this order, Hygrade Food

Products Corporation shall supply each such seller with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling prices for "breakfast roll" have been established by the Office of Price Administration at the base price \$42.00 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "breakfast roll" under this order to a retailer the seller shall supply such retailer with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling prices for "Breakfast Roll" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 51 may be revoked or amended by the Price Administrator at any time.

This Order No. 51 shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 46-7719; Filed, May 8, 1946;  
11:41 a. m.]

[MPR 389, Order 52]

ALLENTOWN PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 6, 1946, Allentown Packing Company, 108 Union Street, Allentown, Pennsylvania filed an application for the establishment of maximum prices on sales of the sausage product known as "Ring Bologna (Cooked)" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-86.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions

of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Ring Bologna (Cooked)" and made by Allentown Packing Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: \$25.75.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Ring Bologna (Cooked)" to a wholesaler, peddler-truck-seller, or intermediate distributor, Allentown Packing Company shall supply each such seller with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling prices for "Ring Bologna (Cooked)" have been established by the Office of Price Administration at the base price of \$25.75 per hundredweight: to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulations No. 389.

(c) That with the first delivery of "Ring Bologna (Cooked)" to a retailer the seller shall supply such retailer with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling prices for "Ring Bologna (Cooked)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 52 may be revoked or amended by the Price Administrator at any time.

This Order No. 52 shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.  
Acting Administrator.

[F. R. Doc. 46-7720; Filed, May 8, 1946;  
11:40 a. m.]

[MPR 389, Order 53]

F. G. MINNAMEIER ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 4, 1946, F. G. Minnameier, Waterloo, Wisconsin filed an application for the establishment of maximum prices on sales of the sausage product known as "Head Cheese" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-85.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Head Cheese" and made by F. G. Minnameier in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: \$17.00.

NOTE: If sold loose, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Head Cheese" to a wholesaler, peddler-truck-seller, or intermediate distributor, F. G. Minnameier shall supply each such seller with a written notice in the following form:

-----  
(Insert date)

Our OPA ceiling prices for "Head Cheese" have been established by the Office of Price Administration at the base price of \$17.00

per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Head Cheese" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Head Cheese" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 53 may be revoked or amended by the Price Administrator at any time.

This Order No. 53 shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 46-7721; Filed, May 8, 1946; 11:40 a. m.]

[MPR 389, Order 54]

HARRY ZIEMER CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 5, 1946, Harry Ziemer Company, Milwaukee, Wisconsin, filed an application for the establishment of maximum prices on sales of the sausage product known as "Gotaberg Cervelet" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-53.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *it is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Gotaberg Cervelet" and made by Harry Ziemer Company in accordance

with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade, may be substituted as the beef ingredient, if desired, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight; \$28.75.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Gotaberg Cervelet" to a wholesaler, peddler-truck-seller, or intermediate distributor, Harry Ziemer Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Gotaberg Cervelet" have been established by the Office of Price Administration at the base price of \$28.75 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for some boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Gotaberg Cervelet" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Gotaberg Cervelet" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 54 may be revoked or amended by the Price Administrator at any time.

This Order No. 54 shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7722; Filed, May 8, 1946; 11:41 a. m.]

[MPR 591, Amdt. 9 to Order 1]

WARM AIR FURNACES AND FLOOR AND WALL FURNACES

ESTABLISHMENT OF MAXIMUM PRICES

NOTE: A correction to the opinion accompanying Amendment No. 9 to Order 1 of section 22 of Maximum Price Regulation No. 591 was filed with the Division of the Federal Register as document No. 46-7806 (NP), on May 8, 1946, at 11:43 a. m.

[MPR 591, Amdt. 1 to Order 59]

LOUDON MFG. 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, paragraph (a) of Order No. 59 under Maximum Price Regulation No. 591, is amended to read as follows:

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following Walk-In coolers manufactured by the Loudon Manufacturing Company, Minneapolis, Minnesota, and as described in the application dated September 7, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—			
	National distributors	Jobbers	Dealers	Consumers
HF-64.....	\$205.00	\$225.00	\$265.00	\$380.00
HF-68.....	625.00	650.00	750.00	1,250.00
HF-78.....	270.00	296.00	324.00	540.00
HF-90.....	330.00	356.00	396.00	660.00
HFD-100.....	340.00	368.00	408.00	680.00

This amendment shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7724; Filed, May 8, 1946; 11:43 a. m.]

[MPR 591, Order No. 477]

POPLAR KING REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register

and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following food freezer manufactured by the Poplar King Refrigerator Company, of Milwaukee, Wisconsin, and as described in the application dated February 8, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
15 cu. foot food freezer.....	\$225.00	\$270.00	\$450.00

(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 Poplar King Refrigerator Company shall stencil on the inside of lid or cover of the food freezer covered by this order, substantially the following:

OPA Maximum Retail Price \$450.00

Plus freight and crating as provided in Order No. 477 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 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7725; Filed, May 8, 1946; 11:42 a. m.]

[MPR 591, Order 478]

GENERAL BRONZE CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reason 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 to consumers of the following "Alwintite" Aluminum Double Hung Windows and Aluminum Screens, manufactured by General Bronze Corporation, Long Island City, New York, and as described in the application dated April 18, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

SCHEDULE OF MAXIMUM PRICES

(i) SERIES DHA-O WINDOWS, TYPE D

Model (masonry opening size):	Maximum net price on sales to consumers
2034	\$18.46
2434	18.89
2834	19.08
3034	19.70
2440	19.49
2840	19.71
3040	20.34
2848	20.50
3048	20.92
2050	20.00
3050	21.25
3054	21.53

(ii) TWO-PIECE ALUMINUM SCREENS FOR DHA-O DOUBLE-HUNG WINDOWS

Model (masonry opening size):	Maximum net price on sales to consumers (per complete screen)
2034	\$7.49
2434	7.80
2834	8.04
3034	8.32
2440	8.06
2840	8.38
3040	8.67
2848	8.69
3048	9.00
2050	9.32
3050	9.16
3054	9.36

(iii) ONE-PIECE FULL ALUMINUM SCREENS FOR DHA-O DOUBLE-HUNG WINDOWS

Model (masonry opening size):	Maximum net price on sales to consumers
2034	\$6.80
2434	6.95
2834	7.18
3034	7.38
2440	7.27
2840	7.49
3040	7.74
2848	7.84
3048	8.08
2050	7.53
3050	8.28
3054	8.45

Necessary anchors for windows included in window price. Wire glazing clips are included in window price. Windows are prepared to receive screen and storm sash hardware. All prices based on commercial finish. Windows will be packed two to a cardboard carton.

(b) The maximum net prices, f. o. b. point of shipment on sales to dealers by any person shall be the maximum prices specified in (a) above, reduced by 25%.

(c) This order does not establish maximum prices for the aluminum windows in question when sold on an installed basis. Maximum prices for such installed sales must be determined under the provisions of Revised Maximum Price Regulation No. 251.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumer, 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.

(f) The General Bronze Corporation of Long Island City, New York, shall submit to this office 100 days after the effective date of this order, the following information:

(1) Profit and Loss Statement for the 90-day period immediately following the effective date of this order.

(2) A complete breakdown of actual current cost to make and sell the "Alwintite" Aluminum Double Hung Windows.

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

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7726; Filed, May 8, 1946; 11:42 a. m.]

[MPR 591, Order 480]

MINNEAPOLIS SHOW CASE AND FIXTURE 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 freezer manufactured by The Minneapolis Show Case and Fixture Company of Minneapolis, Minnesota, and as described in the application dated March 5, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model S-12, 12 cu. ft., ¼ hp. condensing unit.....	\$205	\$246	\$410



(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 Minneapolis Show Case and Fixture Company shall stencil on the inside of lid or cover of the freezer covered by this Order, substantially the following:

OPA Maximum Retail Price—\$410.00

Plus freight and crating as provided in Order No. 480 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 9, 1946.

Issued this 8th day of May, 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7728; Filed, May 8, 1946; 11:43 a. m.]

[MPR 591, Order 479]

CARL PEARSON BRASS FOUNDRY AND  
MACHINE WORKS

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 sizes of the Pearson Combined Interlocking Gas Supply Valve manufactured by Carl Pearson Brass Foundry and Machine Works of Denver, Colorado and as described in the application dated March 19, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

No. 92—8

ON SALES TO DISTRIBUTORS

Size	Series	In lots of less than 25	In lots of 25 to 49	In lots of 50 to 99	In lots of 100 or more
3/8" 1/2"	5038—For floor furnaces.	\$3.48	\$3.34	\$3.14	\$3.00
	5050—For hot water heaters.	3.63	3.48	3.27	3.14

ON SALES TO USERS (PLUMBERS AND/OR CONTRACTORS, ETC.)

Size	Series	In lots of less than 25	In lots of 25 to 49	In lots of 50 to 99	In lots of 100 or more
3/8" 1/2"	5038—For floor furnaces.	\$5.22	\$5.01	\$4.71	\$4.50
	5050—For hot water heaters.	5.45	5.22	4.92	4.71

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) Each seller covered by this order, except a user 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 for purchasers except users upon resale.

(d) Maximum prices on installed sales of the commodities in question are subject to the provisions of Revised Maximum Price Regulation No. 251.

(e) The Carl Pearson Brass Foundry and Machine Works of Denver, Colorado, shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Retail Price \$-----

As provided in Order No. 479 under Maximum Price Regulation No. 591.

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

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7727; Filed, May 8, 1946; 11:42 a. m.]

[MPR 591, Order 481]

C. E. PEARCE

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 farm freezer manufactured by C. E. Pearce, Lyndon, Vermont, and as described in the application dated February 16, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price

Administration, Washington 25, D. C., shall be:

	On sale to—		
	Distributors	Dealers	Consumers
18 cu. ft. 1/4 hp. condensing unit	\$275	\$330	\$550

(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) C. E. Pearce, of Lyndon, Vermont, shall stencil on the lid or cover of the farm freezer covered by this order, substantially the following:

OPA Maximum Retail Price—\$550.00

Plus freight and crating as provided in Order No. 481 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 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7729; Filed, May 8, 1946; 11:43 a. m.]

[RMPR 136; Amdt. 1 to Rev. Order 563]

DUPLEX TRUCK CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Revised Order 563 Under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Duplex Truck Company; Docket No. 6083-136.21-567.

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

with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; It is ordered:

Revised Order 563 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. The schedule in paragraph (a) (1) is amended to read as follows:

Model	Description	Manufacturer's price
J	Truck chassis, 28,000 lbs. gross weight, with cab, air brakes and 10.00 x 20 synthetic tires.....	\$4,512.90
K	Truck chassis, wheelbase same as 1942 model, 32,000 lbs. gross weight, with cab, air brakes, and 11.00 x 20 synthetic tires.....	4,844.00
R	Truck chassis, 25,000 lbs. gross weight, with cab, 2-speed axle, and 9.00 x 20 synthetic tires.....	3,761.25
T	Truck chassis, wheelbase same as 1942 model, 18,000 lbs. gross weight, with cab, single speed bevel axle, and 8.25 x 20 synthetic tires.....	2,580.08

2. The schedule in paragraph (b) (1) is amended to read as follows:

Model	Description	List price
J	Chassis, 28,000 lbs. gross weight, with cab, air brakes, and 10.00 x 20 synthetic tires.....	\$6,447
K	Chassis, wheelbase same as 1942 model, 32,000 lbs. gross weight, with cab, air brakes and 11.00 x 20 synthetic tires.....	6,920
R	Chassis, 25,000 lbs. gross weight, with cab, 2-speed axle, and 9.00 x 20 synthetic tires.....	5,015
T	Truck chassis, wheelbase same as 1942 model, 18,000 lbs. gross weight, with cab, single speed bevel axle, and 8.25 x 20 synthetic tires.....	3,452

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7770; Filed, May 8, 1946; 4:50 p. m.]

[MPR 580, Amdt. 3 to Order 260]

DUOFOLD INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-638.

For the reasons set forth in the opinion issued simultaneously herewith Order No. 260, issued under section 13 of Maximum Price Regulation 580 on application of Duofold Inc., Mohawk, New York, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling prices established for the articles listed below:

"DUOCRIFT" UNDERWEAR

Article	Manufacturer's selling price (per doz.)		Retail ceiling price (per unit)	
	Sizes 34-46	Sizes 48-50	Sizes 34-46	Sizes 48-50
Shorts.....	\$4.90	\$5.65	\$0.60	\$0.70
Longs.....	7.50	8.75	.95	1.10

"DU-ONS" UNDERWEAR

[Sizes 34-46]

Article	Manufacturer's selling price except in California, Washington, and Oregon (per doz.)	Retail ceiling price except in California, Washington, and Oregon (per unit)	California, Washington, and Oregon	
			Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
One piece suit.....	\$10.10	\$1.30	\$10.20	\$1.30

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon the issuance of any amendment to Order No. 260, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7771; Filed, May 8, 1946; 4:50 p. m.]

[MPR 580, Order 304]

NATIONAL CARBON CO., INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-643.

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

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by National Carbon Company, Inc., 30 East 42nd Street, New York 17, New York having the brand name, "Krene" and described in the manufacturer's application dated April 24, 1946.

APRONS

Style No. and description	Manufacturer's selling price	Retail ceiling price
Style No. 15—Printed tea apron.....	\$ .75	\$1.25
Style No. 16—Bib type apron.....	1.05	1.75
Style No. 17—Peasant type apron.....	1.41	2.35
Style No. 18—Cocktail apron.....	1.35	2.25
Style No. 19—Flared, gored skirt apron.....	1.35	2.25
Style No. 20—Dirndl tea apron.....	1.50	2.50
Style No. 21—Ruffled bib apron.....	1.65	2.75
Style No. 22—Square neck, gored skirt apron.....	1.77	2.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply

to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation as of the effective date of this order or applicable amendment.

(d) On and after May 30, 1946 National Carbon Company, Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a-label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)  
OPA Price \$.....

On and after June 30, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 30, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

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

This order shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7772; Filed, May 8, 1946; 4:50 p. m.]

[MPR 188, Order 5000]

WINDOW SHADES AND WINDOW SHADE ROLLERS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188; It is ordered: Sec.

1. Purposes of this order.
2. Articles covered by this order.
3. Manufacturers' maximum prices.
4. Wholesalers' maximum prices.
5. Retailers' maximum prices.
6. Manufacturers' invoices.
7. Notification to purchasers for resale.
8. Terms of sale.
9. Relationship of this order to other orders or regulations.
10. Revocation or amendment.

Appendix A—Maximum prices for sales by retailers of paper and fibre shades.

SECTION 1. Purpose of this order. This order specifies the adjustment charges to

be used by manufacturers of window shades and window shade rollers; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for sales of these products.

SEC. 2. *Articles covered by this order.* The articles covered by this order are window shades made of paper, fibre and cloth; and window shade rollers.

SEC. 3. *Manufacturers' maximum prices—(a) Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* (1) Manufacturers may increase their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 for sales to all persons except household consumers, by the appropriate one of the following percentages:

Type of article:	Percentage increase
Cloth shades.....	15
Paper and fibre shades.....	20
Window shade rollers.....	15

(2) Manufacturers may increase by 9% their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 for sales to household consumers.

(c) *"Adjusted maximum price."* A manufacturer's "adjusted maximum price" is the higher of the following two amounts:

(1) His maximum price properly established under Maximum Price Regulation No. 188 increased by the appropriate one of the percentages specified in paragraph (b) of this section; or

(2) His maximum price properly established under Maximum Price Regulation No. 188 plus any increases in that maximum price permitted by an OPA order,<sup>1</sup> other than this order.

(d) *"Unadjusted maximum price."* (1) A manufacturer's "unadjusted maximum price" for his sale of an article whose maximum price is properly established under Maximum Price Regulation No. 188 is the maximum price so established not including any increases in that maximum price permitted by an OPA order. However, if an OPA order<sup>1</sup> permits the manufacturer to increase that maximum price by an amount greater than the appropriate one of the percentages specified in paragraph (b), the manufacturer's "unadjusted maximum price" is the amount determined by deducting an amount equal to that percentage of the maximum price in effect before that increase was made, from the price as increased in accordance with that order.

SEC. 4. *Wholesalers' maximum prices—(a) Determinations of maximum prices.*

<sup>1</sup> This refers to orders issued under Supplementary Order No. 133, and Order No. A-2 under Maximum Price Regulation No. 188.

Wholesalers shall continue to determine their maximum prices for articles covered by this order under the General Maximum Price Regulation.

If a wholesaler determines his maximum price under § 1499.3 (a) of the General Maximum Price Regulation, he shall determine his markup over his net unit cost by using the "unadjusted maximum price" of the comparable article. The markup, so determined, shall be added to the amount specified on the wholesaler's purchase invoice as his supplier's "unadjusted maximum price". If the wholesaler's maximum price must be established under § 1499.3 (c) of the General Maximum Price Regulation, his application must state and identify his supplier's "unadjusted maximum price".

(b) *Increase in maximum prices.* A wholesaler may increase his properly established maximum prices for articles covered by this order by the same percentage that the manufacturer has increased his maximum prices under this order.

SEC. 5. *Retailers' maximum prices—(a) Paper and fibre shades.* Retailers' maximum prices for sales of paper and fibre shades are listed in Appendix A of this order.

(b) *Cloth shades—(1) Definitions.* When used in this order, the following terms have the following meanings:

(i) "A custom shade" is one that is not carried in stock in the form of a finished shade, but instead is made on order to suit the special requirements of each individual buyer. The buyer usually selects the type of roller, shade cloth and accessories and the manufacturer assembles these and makes the finished shade to the measurements specified or desired by the buyer.

(ii) A "stock shade" is one that is carried in stock by the retailer as a finished shade. Retailers usually carry a large number of such stock (ready-made) shades in various standard widths and lengths.

(2) *Maximum prices.* Each retailer of cloth shades shall determine his maximum prices as follows:

(i) For sales of stock shades, he shall multiply his invoice cost (less all discounts except cash discounts, and not including freight costs), by 150 percent.

(ii) For sales of custom shades he shall multiply his invoice cost (less all discounts except cash discounts, and not including freight costs), by 159 percent.

(c) *Window shade rollers.* Each retailer shall determine his maximum prices for sales of window shade rollers by multiplying his invoice cost (less all discounts except cash discounts, and not including freight costs), by 150 percent.

SEC. 6. *Manufacturers' invoices.* (a) Every manufacturer shall furnish to each purchaser for resale to whom he sells, an invoice or other written evidence of sale, containing the following:

(1) The name and address of both the seller and purchaser, and the date of sale.

(2) The name, number, or other identification of each article sold.

(3) The quantity of each article sold.

(4) The seller's "unadjusted maximum price" for each article sold. (This amount shall be stated only on invoices which are furnished to wholesalers. It shall not be stated on invoices furnished to retailers.)

(5) The actual selling price of each article sold.

(6) The nature and amount of any additional charges.

(7) The terms of sale.

(b) No manufacturer may sell an article covered by this order to a wholesaler at a price higher than such seller's "unadjusted maximum price" for the particular sale unless the "unadjusted maximum price" and the actual selling price are so identified.

(c) The seller shall retain a copy of such invoice or other written evidence of sale, for inspection of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 7. *Notification to purchasers for resale.* At the time of, or prior to, the first invoice to each purchaser for resale showing a maximum price adjusted in accordance with this order, the seller shall notify the purchaser in writing, that:

(a) If he is a wholesaler, he must determine his maximum resale price under section 4 of Order No. 5000 under § 1499.159b of Maximum Price Regulation No. 188.

(b) If he is a retailer he must determine his maximum resale prices for articles covered by this order under section 5 of Order No. 5000 under § 1499.159b of Maximum Price Regulation No. 188.

SEC. 8. *Terms of sale.* Every seller of an article covered by this order must maintain all terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or order.

SEC. 9. *Relationship of this order to other orders or regulations—(a) Maximum Price Regulation No. 188 and the General Maximum Price Regulation.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 and the General Maximum Price Regulation only to the extent that they are inconsistent with the provisions of that regulation.

(b) *Supplementary Order No. 133.* Manufacturers may continue to adjust their maximum prices in accordance with any increase permitted under Supplementary Order No. 133 instead of the increase factor specified in section 3.

SEC. 10. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

APPENDIX A—MAXIMUM PRICES FOR SALES BY RETAILERS OF PAPER AND FIBRE SHADES

To use the table below, the retailer determines the price range in column 1 (if he buys from the manufacturer), or the price range in column 2, (if he buys from a wholesaler), in which his actual invoice cost lies. The actual invoice cost for this purpose is less all discounts except cash discounts, and not including any freight costs. The retail ceiling price stated on the same line as that price range is the retailer's maximum price.

Column 1		Column 2		Column 3
Invoice price when purchased from manufacturer		Invoice price when purchased from wholesaler		Retail ceiling price (per unit)
Per dozen	Per hundred	Per dozen	Per hundred	
\$0.90 to \$1.019	\$7.50 to \$8.49	\$0.96 to \$1.139	\$8.00 to \$9.49	\$0.12
\$1.02 to \$1.379	\$8.50 to \$11.49	\$1.14 to \$1.499	\$9.50 to \$12.49	.17
\$1.38 to \$1.859	\$11.50 to \$15.49	\$1.50 to \$2.099	\$12.50 to \$17.49	.21
\$1.86 to \$2.339	\$15.50 to \$19.49	\$2.19 to \$2.579	\$17.50 to \$21.49	.29
\$2.34 to \$2.819	\$19.50 to \$23.49	\$2.58 to \$2.939	\$21.50 to \$24.49	.33
\$2.82 to \$3.099	\$23.50 to \$25.49	\$2.94 to \$3.179	\$24.50 to \$26.49	.36
\$3.06 to \$3.299	\$25.50 to \$27.49	\$3.18 to \$3.539	\$26.50 to \$29.49	.39
\$3.30 to \$3.749	\$27.50 to \$31.24	\$3.54 to \$3.949	\$29.50 to \$32.91	.44
\$3.75 to \$4.169	\$31.25 to \$34.74	\$3.95 to \$4.289	\$32.92 to \$35.74	.48
\$4.17 to \$4.379	\$34.75 to \$36.49	\$4.29 to \$4.619	\$35.75 to \$38.49	.53
\$4.38 to \$4.859	\$36.50 to \$40.49	\$4.62 to \$5.219	\$38.50 to \$43.49	.59
\$4.86 to \$5.339	\$40.50 to \$44.49	\$5.22 to \$5.579	\$43.50 to \$46.49	.63
\$5.34 to \$5.819	\$44.50 to \$48.49	\$5.58 to \$5.969	\$46.50 to \$49.74	.71
\$5.82 to \$6.059	\$48.50 to \$50.49	\$5.97 to \$6.299	\$49.75 to \$52.49	.74
\$6.06 to \$6.449	\$50.50 to \$53.74	\$6.30 to \$6.659	\$52.50 to \$55.49	.78
\$6.45 to \$6.779	\$53.75 to \$56.49	\$6.66 to \$7.139	\$55.50 to \$59.49	.81
\$6.78 to \$7.259	\$56.50 to \$60.49	\$7.14 to \$7.379	\$59.50 to \$61.49	.85
\$7.26 to \$7.619	\$60.50 to \$63.49	\$7.38 to \$7.739	\$61.50 to \$64.49	.92
\$7.62 to \$7.859	\$63.50 to \$66.49	\$7.74 to \$8.099	\$64.50 to \$67.49	.96
\$7.86 to \$8.219	\$66.50 to \$68.49	\$8.10 to \$8.819	\$67.50 to \$73.49	.98
\$8.22 to \$8.699	\$68.50 to \$72.49	\$8.82 to \$9.179	\$73.50 to \$79.49	1.06
\$8.70 to \$9.299	\$72.50 to \$77.49	\$9.18 to \$9.539	\$76.50 to \$79.49	1.12

This order shall become effective on the 9th day of May 1946.

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

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7823; Filed, May 9, 1946; 11:50 a. m.]

[MPR 571, Order 4]

RENTAL OF DUMP TRUCKS ON CONSTRUCTION, ROAD MAINTENANCE, AND HOUSING PROJECTS IN THE UNITED STATES

An opinion accompanying this Order No. 4 under Maximum Price Regulation No. 571 has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

(a) *Applicability of this order.* This order applies to all rentals of dump truck and combination truck and trailer mounted equipment for use on or in connection with construction, road maintenance, or housing projects (hereinafter referred to as "construction") in any of the forty-eight states of the United States or in the District of Columbia.

(b) *Relation of this order to other regulations.* This order supersedes section 16 (a), (b) and (c) of Maximum Price Regulation No. 134, the provisions of which are substantially contained herein.

(c) *Maximum rates for dump truck rentals*—(1) "Fully maintained and operated" basis. The maximum hourly rates for the rental of dump trucks on a "fully maintained and operated" basis, less driver, for use on construction work (including other uses to which such trucks may be assigned in the course of rentals which are primarily for construction or road maintenance work) are set forth in Schedule "I".

(2) "Bare" basis. The maximum rates for the rental of dump trucks on a "bare" basis for use on construction projects (including other uses to which such

trucks may be assigned in the course of rentals which are primarily for construction or road maintenance work) are set forth in Schedule II.

(3) *Combination charges prohibited.* In no event may any charge for a particular rental of a dump truck be based on a combination of Schedule "I" and Schedule "II" rates.

(d) *Less than maximum rates.* Nothing in this order prevents the charging or offering, or paying of rates lower than the maximum rates permitted in Schedules "I" and "II".

(e) *Modification of rates.* The Office of Price Administration may at any time by order authorize maximum rental rates for dump trucks other than those provided herein, applicable to any group of lessors, or all lessors, for (i) a designated geographical area, or (ii) a specified type of work where it is demonstrated that due to conditions peculiar to the area or project, that the rates herein established are either higher or lower than would be generally fair and equitable to either lessee or lessor.

(f) *Truck and trailer mounted equipment.* (1) The maximum rental rate for any combination machine consisting of any construction or road maintenance equipment mounted on an automotive truck or trailer and rented on a bare basis shall be a price calculated on the basis of a monthly rate which shall be equal to the sum of the following: (i) the maximum monthly rate for such equipment in accordance with section 15, Appendix A of Maximum Price Regulation 134, or under Maximum Price Regulation 136, where applicable, and (ii) a maximum monthly rental rate for the truck or trailer equal, for trucks to 7 percent and for trailers to 5½ percent, of the highest maximum price established by any regulation issued by the Office of Price Administration for the sale to any domestic class of purchaser, of the nearest equivalent new truck or trailer, or the nearest equivalent new truck or trailer chassis and the nearest equivalent new extra, special, or optional equipment which may have been added to complete the rented truck or trailer.

(2) Maximum charges for operating and maintenance services supplied by lessors in connection with rental of truck or trailer mounted equipment, whether amounting to a fully, or partially, operated service shall be charges established by filing an application for approval of such rate pursuant to section 5 (a) of Maximum Price Regulation 571.

SCHEDULE I—RENTALS OF DUMP TRUCKS ON A FULLY MAINTAINED AND OPERATED BASIS

PART I—SCHEDULE

From and including (cubic yards)	Up to but not including (cubic yards)	Charge per hour (not including operator's wages)		
		A	B	C
3	3	\$1.50	\$1.20	\$1.35
4	4	1.80	1.45	1.65
5	5	2.25	1.80	2.05
6	6	2.40	1.95	2.15
7	7	2.65	2.15	2.40
8	8	3.25	2.60	2.95
10	10	3.65	2.95	3.30
12	12	4.40	3.55	3.95
12	12	4.70	3.75	4.25
Over 12 cubic yards, add for each cubic yard		.30	.20	.25
On all 3 axle, 10 tire trucks with drive on two rear axles, add		.40	.40	.40

PART II

(1) Where a driver is provided by the lessor in connection with a fully maintained rental of a dump truck, there may be added to the above hourly rate, 135% of the hourly wage for the operator of such truck at the wage prevailing on March 31, 1942, in the area of the job site.

(2) The capacity of any dump truck shall be the water level capacity as determined by the height of the tail gate or front end, whichever is lower, of the permanent body of the truck: *Provided*, That when necessary to attain such water-level the sides of the truck are brought up to this height, whether by temporary or permanent additions. It shall be a violation of this regulation for any lessor to refuse to supply sideboards, on any type of work where he has customarily supplied the same, in order to obtain greater aggregate rental for his trucks. The capacity of the Boulder type dump truck shall be determined by the manufacturer's rating.

(3) Column A rates apply where the loading is performed by power loading devices except where the material is processed sand, gravel, crushed stone, or other processed materials in stock piles at a commercial producing plant, at point of construction or at intermediate point of transfer. A hopper, chute, bunker, or conveyor shall not be deemed to be a power loading device.

Column B rates apply where the loading is performed by hand and where the average mileage of the vehicle does not exceed 8 miles per hour for the period of time the vehicle is in use each day.

Column C rates apply where transportation or loading is performed under conditions other than those described for application of Column A or B rates. Column C rates apply where the loading is by hopper, chute, bunker, or conveyor.

(4) On any job where the lessee finds it impossible or impracticable, because of the shifting of trucks from one type of loading to another, to calculate the rental according to the several services rendered by each truck, the lessee may pay, as a maximum rental price for the job, a price calculated on the basis of any rate, or combination of rates, which does not exceed the applicable rates set forth in Column A above.

(5) Irrespective of the basis of contract, in no event shall any rental paid or received for dump trucks exceed the maximum rental per-

mitted by application of the foregoing hourly rates.

(6) In every instance, the foregoing maximum hourly rates shall apply irrespective of the length of time that a truck is on the job, except that where the lessor is required to pay his truck operator overtime wages on any job because of overtime operation of the truck, there may be added to the maximum rental the dollar amount, determined according to wage rates in effect on 3-31-42, of so much of the excess of overtime wages over straight time wages as is actually paid the operator plus payroll taxes and insurance for such overtime operation of the truck.

(7) In every instance, rental for any dump truck rented on a fully operated basis shall be calculated, in accordance with this paragraph, as beginning not sooner than the time the truck arrives on the job ready for use and as ending when the truck is finally released on the job for return to the lessor, except that where the truck must be moved daily to and from the job, the lessor may charge the lessee an additional hour's rent at the applicable maximum rate for each day that the truck is moved to and from the job.

(8) The Office of Price Administration, or any Regional Office of the Office of Price Administration, or any District Office duly authorized by a Regional Office, may authorize for a particular job, an increase in the rental provided by the foregoing hourly rates, not exceeding 10 percent of the applicable maximum, where the lessor, prior to charging the higher rental, has satisfactorily shown that his equipment is to be used on such job more than 25 miles from his yard and that his costs will be materially increased by reason of such use.

PART III—APPLICATION OF RATES

(a) All repairs and replacements, including tire replacements shall be made by and at the cost and expense of the lessor. Payment will not be made for use of equipment during the time when repairs are being made.

(b) These rates may be applied only to the hours of actual use, but do not contemplate lessee unreasonably retaining equipment in his possession when not in actual use.

Fully Maintained and Operated Basis Rental

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessor.

(d) Drivers' wages are excluded from all rates indicated hereon.

PART IV—DEFINITION AND GENERAL PROVISIONS

Fully maintained and operated basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, and supply all services required therewith. (Excluding driver).

Rental rates set forth in this table are for fully maintained and operated vehicles (less drivers), and includes charges for mechanics, greasers, gasoline, fuel oil, lubricants, repairs, tire maintenance or any other charge which is properly a part of "maintenance and operating service." The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling.

SCHEDULE II—RENTALS OF DUMP TRUCKS ON A "BARE" BASIS

PART I

Maximum price of truck, chassis, and equipment	A	B	C
	Percent	Percent	Percent
Up to and including \$4,500....	9	7	8
Over \$4,500 to \$8,500.....	8	6½	7
Over \$8,500.....	7	5½	6½
Half-track dump trucks.....	9	8	7

PART II

Determination of truck capacities and application of the foregoing rates shall be governed by the provisions of subparagraphs (2), (3) and (4) of Schedule I, Part II.

In every instance, rental for dump trucks leased on a bare basis shall be calculated as beginning at the time trucks are delivered into possession of the lessee, and as terminating at the time when trucks are delivered back into the possession of the lessor.

PART III—APPLICATION OF RATES

(a) The monthly rates established herein are based upon a usage of 240 hours per month. For actual use for more than 240 hours during one monthly period, the maximum additional rental price for each additional hour, or part of an hour, for such actual use shall be calculated upon the basis of 1/480 of the applicable rate per month shown in the foregoing schedule.

(2) If used for a part of a monthly period, the maximum rental rate for such part of the monthly period shall be calculated upon the basis of the higher of: (1) 1/30 of the applicable monthly rate for each daily period, or part thereof, of possession or (2) 1/240 of the applicable monthly rate for each hour, or part thereof, of actual use.

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessee.

(d) Drivers' wages are excluded from all rates indicated herein.

PART IV—DEFINITION AND GENERAL PROVISIONS

"Bare" basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, without supplying any operating and maintenance services required therewith.

Rental rates set forth in this table are for "bare" dump trucks and do not include charges for drivers, mechanics, greasers, gasoline, fuel oil, lubricants, repairs, or maintenance (except that due to normal wear and tear), or any other charge which is properly a part of operating and maintenance service. The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling required as a result of normal wear and tear of vehicles. This means that:

(a) When vehicles are on bare rental and break down as a result of normal wear and tear, lessor cannot charge lessee with the cost of repairs, or any rental for the time lost while repairs are being made.

(b) Where vehicles are bare rental breakdown as a result of any cause other than normal wear and tear, lessor can charge lessee with the cost of repairs and with rental for possession of vehicles during the time while repairs are being made.

(c) However, where vehicles are on bare rental, the lessee may at his own expense always make minor repairs, regardless of the cause of breakdown, where such repairs are necessary to keep the job going, but he may not charge the cost of such repairs to the lessor or deduct the time lost for making repairs from the rental period, without the lessor's consent.

(d) In any instance where there is a breakdown of vehicles on bare rental, the cause of such breakdown is a question of fact that must be determined between the lessor and the lessee.

(e) A bare rental contract may provide for the assumption by the lessee of the duty to make all repairs and replacements at his own cost and expense, including those resulting from normal wear and tear and including tire repair or replacement, provided that in such event the rental shall not exceed 85 percent of the applicable maximum rental rate set

forth in this table. By way of illustration but not limitation, such a lessee may be required to pay the entire cost of a repair or replacement necessitated by climatic conditions, fire, flood, tornado, etc., while the vehicle is or was in his possession, and the normal wear and tear resulting from his use and may be required to pay rental during the repair period. He may be required to pay a proportion of the cost of tires; for example, based upon his mileage use as compared with the normal mileage life of the tires. However, he shall not be required to pay for repair or replacement due to pre-existing or hidden defects, or to defective material, nor would he be required to pay rental during the repair period.

This order shall become effective on the 14th day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7830; Filed, May 9, 1946; 11:51 a. m.]

[MPR 591, Amdt. 11 to Order 1]

COMPRESSORS AND CONDENSING UNITS

MODIFICATION OF MAXIMUM PRICES

For the reasons stated in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Order 1 under section 22 of Maximum Price Regulation No. 591 is amended by the addition of the following section:

SEC. 2.2 *Modification of maximum prices for compressors and condensing units 5 hp or less in capacity—and repair and service parts therefor—(a) Scope of this section.* This section establishes maximum prices for the sales by manufacturers and resellers of compressors and condensing units with a capacity of 5 horsepower or less and repair and service parts for such compressors and condensing units.

(b) *Manufacturers' maximum prices.* The maximum price of a manufacturer for his sale to any class of his purchasers of any commodity covered by this section 2.2 shall be determined by increasing his base date maximum price in effect to such class of purchasers by 17 percent.

For the purposes of this section, a "base date maximum price" is the manufacturer's maximum price properly established under Maximum Price Regulation No. 188 or Maximum Price Regulation No. 591 prior to May 9, 1946. It shall not include an adjusted maximum price, increased by OPA in response to an application for individual price relief.

(c) *Optional use of this section.* The maximum prices established by this section shall not operate to decrease any price established for a manufacturer by an individual price adjustment under Maximum Price Regulation No. 188 or Maximum Price Regulation No. 591 or any supplementary orders issued by this Office.

(d) *Resellers' maximum prices.* The maximum price for sales by any reseller of the types of compressors and con-

condensing units and repair or service parts therefor covered by this section shall be his maximum price to each class of purchaser in effect on May 8, 1946, except that on any item for which his acquisition cost is increased as a result of the increase permitted manufacturers under this section, his maximum price for such item shall be his maximum price in effect to each class of purchaser on May 8, 1946, plus the actual dollars-and-cents increase in his current acquisition cost resulting from the increase put into effect by his supplier pursuant to the provisions of this section.

For the purpose of this section, the term "reseller" shall not include a person who purchases a commodity covered by this section for incorporation into or assembly with another product (such as refrigerator), with which it is customarily sold as a single unit at a single price.

(e) *Notification.* On sales of any commodity covered by this section to a customer purchasing for resale, any seller subject to this section shall give notice, in writing, at or before the issuance of the first invoice after May 9, 1946, of the actual dollars-and-cents increase for each size compressor and condensing unit and repair or service part therefor over his maximum price to that class of purchaser in effect on May 8, 1946, and the method by which such customer is authorized to determine his maximum price pursuant to the provisions of this section.

(f) *Reporting provisions; manufacturers.* Any manufacturer who increases his maximum price as permitted under this section shall within 5 days after such a maximum price has been increased submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

- (i) Plate number or other identification for each commodity whose price has been increased.
- (ii) Its maximum price in effect just prior to the increase authorized by this order.
- (iii) Its maximum price in accordance with this order.

This amendment shall become effective May 9, 1946.

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

Issued this 9th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7831; Filed, May 9, 1946; 11:51 a. m.]

[SO 142, Order 100]

T. L. SMITH Co.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 100 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The T. L. Smith Company, Docket No. 6083 SO 142-136-187.

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 (c) of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the T. L. Smith Company, Milwaukee, Wisconsin, for the following products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be the maximum prices in effect just prior to April 10, 1946, increased by the following percentage amounts:

Products:	Percentage increase
28-S tilters.....	3.1
40-S tilters.....	3.0
56-S tilters.....	3.1
#5 truck mixers.....	4.4
3½-S tilters.....	12.0
7-S nontilters.....	5.0
16-S nontilters.....	5.0
28-S nontilters.....	17.5
84-S tilters.....	20.0
112-S tilters.....	20.0
#4 truck mixers.....	8.0
Repair parts.....	15.0

(b) The maximum prices for the products not mentioned in paragraph (a) above which are covered by any of the regulations listed in Supplementary Order 142, shall be the maximum prices in effect just prior to April 10, 1946.

(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 same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The T. L. Smith Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this 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 order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7790; Filed, May 8, 1946; 11:41 a. m.]

[Rev. SO 119, Amtd. 1 to Order 86]

ROBERTS & MANDER STOVE Co.

ADJUSTMENT OF MAXIMUM PRICES

Correction

In the first table in FEDERAL REGISTER document 46-6299, appearing at page 4275 of the issue for Wednesday, April 17, 1946, the Zone 3 price for K-3T gas range should read "\$104.75".

[SO 142, Order 101]

R. G. LE TOURNEAU, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 101 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. R. G. Le Tourneau, Inc., Peoria, Illinois. Docket No. 6083 SO 142-136-52.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by R. G. Le Tourneau, Incorporated, Peoria, Illinois, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 8.0% the maximum prices for these products in effect just prior to September 28, 1945.

(b) 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 same percentage by which his net invoiced cost has been increased by reason of this order.

(c) R. G. Le Tourneau, Incorporated, Peoria, Illinois, shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices for these products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

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

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-7731; Filed, May 8, 1946; 11:41 a. m.]

[Rev. SO 119, Order 176]

SOUTHERN DESK Co.

ADJUSTMENT OF MAXIMUM PRICES

Correction

In Federal Register document 46-6979, appearing at page 4683 of the issue for Saturday, April 27, 1946, the last paragraph should read as follows:

Issued this 25th day of April 1946.

[SR 15, Corr. to Amtd. 3 to Order 52]

LAKE MILLS SHOE Co.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 3 to Order No. 52 is corrected by inserting the date, "April 29".

in the space provided in item 2, paragraph (b) (1).

Issued this 8th day of May 1946.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 46-7703; Filed, May 8, 1946;  
11:44 a. m.]

#### SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1274]

##### WISCONSIN POWER AND LIGHT CO.

#### ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of May A. D. 1946.

Wisconsin Power and Light Company, a public utility subsidiary of North West Utilities Company, a registered holding company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder regarding a proposal to call for redemption at the call price of \$107 per share 20,000 shares of its outstanding 4½% preferred stock of a par value of \$100 per share, using for this purpose cash in the amount of \$1,500,000 received from North West Utilities Company as paid-in surplus and such additional funds of its own as may be required. The shares to be redeemed will be selected from the holdings of the stockholders pro rata as nearly as may be without calling fractional shares.

Said declaration having been filed on the 18th day of April 1946, and the notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration be permitted to become effective;

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

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-7799; Filed, May 9, 1946;  
10:51 a. m.]

[File No. 70-1286]

##### MISSISSIPPI POWER & LIGHT CO.

#### NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 7th day of May A. D. 1946.

Notice is hereby given that Mississippi Power & Light Company ("Mississippi"), a subsidiary of Electric Power & Light Corporation ("Electric"), a registered holding company, which in turn is a subsidiary of Electric Bond and Share Company, also a registered holding company, has filed an application pursuant to the Public Utility Holding Company Act of 1935, designating sections 6 (a) and 7 thereof as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than May 22, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application which is on file in this Commission for a statement of the transaction therein proposed which is summarized as follows:

Mississippi, pursuant to a loan agreement dated March 27, 1946, will borrow from Central Hanover Bank and Trust Company of New York, N. Y., not later than September 1, 1946, \$3,450,000, and will issue to such bank ten serial notes in like aggregate principal amount. The serial notes will be uniformly dated as of the date of their delivery, will mature in aggregate principal amounts of \$345,000 in ten semi-annual installments, commencing 66 months from their date and continuing consecutively, semi-annually thereafter, and will bear interest from that date at the rate of 2% per annum, payable semi-annually.

This transaction is part of a program designed to raise \$5,700,000. The issuance and sale by Mississippi to Electric of 200,000 shares of no par value Common Stock for a cash consideration of \$2,250,000 has been approved by order of this Commission entered on April 23, 1946.

Mississippi proposes to use the proceeds of this loan together with the proceeds from the said sale of its Common Stock (1) to pay all of the Company's 2¼% serial notes presently outstanding in the aggregate principal amount of \$1,700,000, and (2) to finance, in part, Mississippi's program for the construction of new facilities and extension and improvement of its present facilities.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-7796; Filed, May 9, 1946;  
10:51 a. m.]

[File Nos. 59-9, 70-1283]

#### STANDARD POWER AND LIGHT CORP. ET AL. ORDER MAKING CERTAIN RECITATIONS WITH RESPECT TO PROPOSED SALE OF SECURITIES

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 7th day of May 1946.

In the matter of Standard Power and Light Corporation, and Standard Gas and Electric Company and subsidiary companies thereof, Respondents, File No. 59-9; Standard Gas and Electric Company, File No. 70-1283.

The Commission having on August 8, 1941, issued its order, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directing that Standard Gas and Electric Company sever its relationship with various companies therein designated, by disposing or causing the disposition of its direct and indirect ownership, control and holding of securities issued by said companies, including among others Pacific Gas and Electric Company; and

Standard Gas and Electric Company having on April 17, 1946, filed a Notice pursuant to Rule U-44 (c) (File No. 70-1283), declaring its intention to sell 177,000 shares of common stock, par value \$25 per share of Pacific Gas and Electric Company, a California corporation, subject to the provisions of said rule, and the Commission not having required within said ten-day period that a declaration be filed with respect to said proposed sale, and having thereby permitted said sale to be effected; and

Standard Gas and Electric Company having requested that the Commission enter an order finding and reciting that the proposed sale of said 177,000 shares of common stock, par value \$25 per share, of Pacific Gas and Electric Company is necessary or appropriate to effectuate the provisions of section 11 (b) (1) of said act, and making the specifications and itemizations necessary in order that sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code shall be applicable; and it appearing appropriate to the Commission that an order should be entered as herein-after set forth;

*It is ordered*, And the Commission finds, that the proposed sale and transfer of 177,000 shares of common stock, par value \$25 per share, of Pacific Gas and Electric Company, a California corporation, now held by Standard Gas and Electric Company, is in accordance with and in obedience to the aforesaid order of the Commission dated August 8, 1941, which order found that the divestment by Standard Gas and Electric Company of its interest in Pacific Gas and Electric Company was necessary and appropriate for the purpose of bringing about compliance by Standard Gas and Electric Company with section 11 (b) (1) of said act; and the said 177,000 shares of common stock of Pacific Gas and Electric Company are hereby specified and itemized as being included in the holdings of securities named in said order dated August 8, 1941.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-7798; Filed, May 9, 1946;  
10:51 a. m.]

[File No. 70-1280]

NORTH AMERICAN CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of May 1946.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The North American Company.

Notice is further given that any interested person may not later than May 17, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time

thereafter said declaration or application as filed or as amended may be granted or permitted to become effective as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said act. Any such request should be addressed: Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application which is on file in the office of the said Commission for a statement of the transactions therein proposed which are summarized below:

The North American Company proposes to pay on July 1, 1946, a dividend to its holders of common stock of record on June 3, 1946. Such dividend will be payable in the common stock of Pacific Gas and Electric Company having a par value of \$25 per share, owned by The North American Company, at the rate of one share of common stock of Pacific Gas and Electric Company on each 100 shares of the common stock of The North American Company outstanding. No certificates will be issued for fractions of shares of stock of Pacific Gas and Electric Company, but, in lieu there-

of, cash will be paid at the rate of forty-five cents for each 1/100 of a share of stock of Pacific Gas and Electric Company, this rate being based on the approximate market price of \$45 per share as of April 25, 1946, the date on which the proposed dividend was declared. The North American Company estimates that the payment of the above-mentioned dividends will involve the distribution of not more than 75,000 shares of the 429,596 shares of common stock of Pacific Gas and Electric Company owned by it and use of not more than \$600,000 of cash, and that the payment of such dividend will result in a charge of approximately \$2,925,000 to earned surplus.

The North American Company has requested that the Commission enter an order permitting said declaration to become effective or granting said application on or before May 20, 1946, and that such order conform to the requirements of section 1808 (f) of the Internal Revenue Code, as amended.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-7797; Filed, May 9, 1946;  
10:51 a. m.]