



FEDERAL REGISTER

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Washington, Friday, October 10, 1941

Rules, Regulations, Orders

TITLE 7—AGRICULTURE

CHAPTER I—AGRICULTURAL MARKETING SERVICE

PART 29—TOBACCO INSPECTION

DESIGNATING FOUR ONE SUCKER TOBACCO MARKETS IN KENTUCKY AND TENNESSEE UNDER THE TOBACCO INSPECTION ACT

§ 29.301 *Orders of designation of tobacco markets.*

* * * * *

(r) Pursuant to authority conferred upon the Secretary of Agriculture by The Tobacco Inspection Act (49 Stat. 731: U.S.C., Sup. V, secs. 511-511q), the One Sucker tobacco markets at Franklin, Mayfield, and Russellville, Kentucky; and Westmoreland, Tennessee, are designated as markets at which transactions in tobacco are subject to the provisions of The Tobacco Inspection Act.

Effective thirty days from this date, no tobacco shall be offered for sale at auction on said markets until such tobacco shall have been inspected and certified by an authorized representative of the United States Department of Agriculture according to standards established under The Tobacco Inspection Act: *Provided, however,* That the requirement of inspection and certification may be suspended at any time when it is found impracticable to provide inspection or when the quantity of tobacco available for inspection is not sufficient to justify the cost of such service. No fee or charge shall be imposed or collected for the inspection and certification of tobacco sold or offered for sale at auction on the markets designated herein.

Done at Washington, D. C., this 9th day of October 1941. Witness my hand and the seal of the Department of Agriculture.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 41-7547; Filed, October 9, 1941; 10:57 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

CHAPTER II—AGRICULTURAL MARKETING SERVICE

PART 204—POSTED STOCKYARDS AND LIVE POULTRY MARKETS

NOTICE RELATIVE TO D. E. BLACKWELL COMMISSION CO., ATLANTA, GEORGIA¹

OCTOBER 9, 1941.

Notice is hereby given that after inquiry, as provided by section 302 (b) of the Packers and Stockyards Act, 1921 (7 U.S.C. sec. 202 (b)), it has been ascertained by me that the stockyard known as the D. E. Blackwell Commission Company at Atlanta, State of Georgia, is subject to the provisions of said Act.

The attention of stockyard owners, market agencies, dealers, and other persons concerned is directed to sections 303 and 306 (7 U.S.C. secs. 203 and 207) and other pertinent provisions of said Act and the rules and regulations issued thereunder by the Secretary of Agriculture.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 41-7546; Filed, October 9, 1941; 10:57 a. m.]

TITLE 16—COMMERCIAL PRACTICES

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. 4286]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF THE THOMAS PAGE MILL COMPANY, INC., ET AL.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale of flour in commerce, paying or granting anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof to

¹ Modifies 11st posted stockyards 9 CFR 204.1.

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any purchaser on or in connection with purchases for such purchaser's account or to an agent, representative or other intermediary therein where such intermediary is acting in fact for or in behalf, or is subject to the direct or indirect control, of such purchaser of respondent's goods, prohibited. (Sec. 2c, 49 Stat. 1527; 15 U.S.C., Supp. IV, sec. 13c) [Cease

and desist order, The Thomas Page Mill Company, Inc., et al., Docket 4286, October 1, 1941]

In the Matter of The Thomas Page Mill Company, Inc., a corporation, and Piedmont Wholesale Grocery Company, a corporation.

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of October, A. D. 1941.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission,¹ the answers of respondent The Thomas Page Mill Company, Inc., and respondent Piedmont Wholesale Grocery Company, and a stipulation as to the facts entered into between respondent The Thomas Page Mill Company, Inc., and W. T. Kelley, Chief Counsel for the Commission, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon respondent The Thomas Page Mill Company, Inc., findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that said respondent The Thomas Page Mill Company, Inc. has violated the provisions of Section 2 (c) of the Clayton Act as amended by the Robinson-Patman Act, approved June 19, 1936 (U.S.C. Title 15, Sec. 13);

It is ordered, That respondent The Thomas Page Mill Company, Inc., its officers, representatives, agents and employees, in connection with the sale of flour in commerce, as "commerce" is defined in the Clayton Act, do forthwith cease and desist from paying or granting anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof to any purchaser on or in connection with purchases for such purchaser's account or to an agent, representative or other intermediary therein where such intermediary is acting in fact for or in behalf, or is subject to the direct or indirect control, of such purchaser of respondent's goods.

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

It is further ordered, That the complaint herein be, and the same hereby is, dismissed as to respondent Piedmont Wholesale Grocery Company.

By the Commission.

[SEAL]

JOE L. EVINS,
Acting Secretary.

[F. R. Doc. 41-7570; Filed, October 9, 1941; 11:31 a. m.]

¹ 5 F.R. 3585.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

CHAPTER II—CORPS OF ENGINEERS, WAR DEPARTMENT

PART 203—BRIDGE REGULATIONS¹

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), paragraph (d) of Section 203.100—Bridge Regulations, is hereby amended to read as follows:

§ 203.100 *Thames River, Conn.; bridges of New York, New Haven & Hartford Railroad Co., and the State of Connecticut at New London.*

(d) Except as hereinafter provided, the draws of the above-named bridges shall be immediately opened, upon the prescribed signal, at all times during the day or night for the passage of foreign vessels and "vessels of the United States," as defined in Section 4311 of the Revised Statutes (46 U.S.C. 251).

Exceptions. When a westbound train scheduled to cross the railroad bridge without stop has passed Midway Station, or a southbound train Groton Station, or an eastbound train New London Station, and is in motion toward the railroad bridge, the draws shall be opened for the above-named vessels as soon as the train has crossed the railroad bridge.

Closed periods when the draws of these bridges need not be opened are authorized as follows:

From Monday to Friday, inclusive, in each week:

Between 6:45 a. m. and 7:45 a. m.
Between 3:30 p. m. and 4:30 p. m.

Vessels of the United States Army, Navy, or Coast Guard services may request opening of the draws during the above periods, in event of emergency or other extraordinary circumstances. (Sec. 5, River and Harbor Act, Aug. 18, 1894, 28 Stat. 362; 33 U.S.C. 499) [Regs. Sept. 27, 1941. (E.D. 6371 (Thames River, Conn.)—3/3)]

[SEAL]

E. S. ADAMS,
Major General,
The Adjutant General.

[F. R. Doc. 41-7540; Filed, October 9, 1941; 9:42 a. m.]

TITLE 36—PARKS AND FORESTS

CHAPTER I—NATIONAL PARK SERVICE

PART 2—GENERAL RULES AND REGULATIONS AMENDMENTS

Pursuant to the authority contained in the Act of August 25, 1916 (39 Stat. 535, 16 U.S.C. 3), and the Act of May 14, 1934 (48 Stat. 775, 16 U.S.C. 404b), § 2.55¹ is

¹ § 203.100 (d) is amended.

² 6 F.R. 1626.

hereby amended by adding two new paragraphs designated (o) and (p) respectively, reading as follows, to become effective October 1, 1941:

\$ 2.55 Fees.

(o) *Guide fees for Mammoth Cave.* (1) In Mammoth Cave National Park, no person or persons shall be permitted to enter the cave unless accompanied by National Park Service employees. Competent guide service is provided by the Government, for which fees shall be charged as follows:

Route	Fee per person
No. 1. Echo River.....	\$1.40
No. 2. Frozen Niagara.....	1.40
No. 3. Historical.....	1.80
No. 4. All day.....	2.75

Guide fees for additional trips taken in combination with the above routes:

Route	Fee per person
No. 1. Echo River.....	\$1.00
No. 2. Frozen Niagara.....	1.00
No. 3. Historical.....	1.40
No. 4. All day.....	1.80

Guide fees for organized parties of twenty adults or more:

Route	Fee per person
No. 1. Echo River.....	\$1.00
No. 2. Frozen Niagara.....	1.00
No. 3. Historical.....	1.40
No. 4. All day.....	1.85
Additional routes, each.....	1.00

(2) The fees prescribed in this paragraph include a charge for bus transportation service of 25 cents per person for each cave trip to be paid to the park operator whenever such service is furnished between cave headquarters and cave entrances or exits.

(3) In proper cases and upon application made in advance, the Director may authorize admission without charge for guide service to persons from reputable educational institutions for the purpose of prosecuting class work or studies, or to persons under the support and care of charitable institutions and their attendants. No guide fee shall be charged for children 16 years of age, or under, or groups of school children 18 years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct while in the cave: *Provided*, That all persons exempt from payment of the guide fees shall pay a bus transportation fee of 25 cents per person to be paid to the park operator whenever such service is furnished between cave headquarters and cave entrances or exits. (39 Stat. 535, 48 Stat. 775, 16 U.S.C. 3, 404b).

(p) *Admissions tax.* All fees prescribed by paragraphs (a), (1), (c), (d), (e), (g), (i), (n), and (o) (1) of this section are subject to the tax imposed by section 1700 (a) (1) of the Internal Revenue Code, as amended by section 541 of the Revenue Act of 1941. (39 Stat. 535, 48 Stat. 775, 16 U.S.C. 3, 404b)

Approved: October 1, 1941.

[SEAL] JOHN J. DEMPSEY,
Under Secretary.

[F. R. Doc. 41-7573; Filed, October 9, 1941; 11:34 a. m.]

TITLE 50—WILDLIFE

CHAPTER I—FISH AND WILDLIFE SERVICE

PART 23—SOUTHWESTERN REGION NATIONAL WILDLIFE REFUGES

HAVASU LAKE NATIONAL WILDLIFE REFUGE, ARIZONA AND CALIFORNIA

Under authority of section 84 of the act of March 4, 1909, 35 Stat. 1033, as amended by the act of April 15, 1924, 43 Stat. 98, the administration of which was transferred to the Secretary of the Interior on July 1, 1939, by Reorganization Plan No. II (53 Stat. 1431), and in extension of § 12.9 of the regulations of December 19, 1940,¹ for the administration of national wildlife refuges under the jurisdiction of the Fish and Wildlife Service, the following regulations governing hunting within Havasu Lake National Wildlife Refuge, in Arizona and California, are prescribed:

§ 23.409 *Havasu Lake National Wildlife Refuge, Arizona and California; hunting.* Migratory waterfowl (except those species for which no open season is prescribed by the Migratory Bird Treaty Act regulations) and coots may be taken within certain areas, hereinafter described, of Havasu Lake National Wildlife Refuge, in Arizona and California, during the period November 2 to December 14, 1941, inclusive, in accordance with the provisions of the regulations dated December 19, 1940, for the administration of national wildlife refuges under the jurisdiction of the Fish and Wildlife Service and in accordance with the regulations promulgated pursuant to the authority contained in the Migratory Bird Treaty Act, when, in manner, by means, and to the extent not prohibited by either Federal or State law or regulation, and under the following special provisions, conditions, restrictions, and requirements:

(a) *Areas open to hunting.* All the lands of the United States within the following-described areas of the refuge shall be open to hunting:

(1) That part of the refuge extending from the Topock Highway Bridge south to the line common to Tps. 13 and 14 N., R. 20 W., extended;

(2) That part of the refuge extending from the line common to Tps. 12 and 13 N., R. 19 W., extended, south to the line common to Tps. 11 and 12 N., R. 18 W., extended;

(3) That part of the refuge lying and being east of the line common to secs. 9 and 10, and 15 and 16, T. 11 N., R. 18 W.; Gila and Salt River, Meridian, Arizona.

(b) *State laws.* Any person while hunting within the refuge must comply with the applicable State laws and regulations.

(c) *Hunting licenses and permits.* Any person who hunts within the refuge shall be in possession of a valid State

hunting license, if such license is required, and, if hunting migratory waterfowl, a properly validated migratory-bird hunting stamp. The license and the stamp shall serve as a Federal permit for hunting on the refuge and must be carried on the person of the licensee while so hunting. The license and the stamp must be exhibited upon the request of any representative of the Arizona Game and Fish Commission or of the California Department of Natural Resources authorized to enforce the State game laws, or of any representative of the Department of the Interior. Upon request of the officer in charge, the licensee must also exhibit for inspection all birds killed by him or in his possession.

(d) *Disorderly conduct; intoxication.* No person who is visibly intoxicated will be permitted to enter upon the refuge for the purpose of hunting, and any person who indulges in any disorderly conduct on the refuge will be removed therefrom by the officer in charge and dealt with as prescribed by law.

(e) *Hunting dogs.* Each person hunting on the public shooting grounds will be permitted to take his hunting dogs, not to exceed two in number, upon such areas for the purpose of retrieving dead or wounded birds, but such dogs shall not be permitted to run at large on the public shooting grounds or elsewhere on the refuge.

(f) *Entry upon refuge; firearms.* Persons entering the refuge for the purpose of hunting shall use such routes of travel as may be designated by suitable posting by the officer in charge and shall not otherwise enter upon the refuge. The carrying or being in possession of firearms within the areas of the refuge not open to public hunting is prohibited, except that such firearms may be possessed or transported across such closed areas provided they are unloaded, and broken or properly encased. The carrying or being in possession of rifled firearms or the use of single-ball or slug-load shotgun shells on the refuge is prohibited.

(g) *Penalties.* Failure of a permittee to comply with any of the conditions, restrictions, or requirements of the regulations in this section will be sufficient cause for removing him from the refuge and for refusing him further hunting privileges on the refuge.

October 1, 1941.

JOHN J. DEMPSEY,
Acting Secretary of the Interior.

[F. R. Doc. 41-7543; Filed, October 9, 1941; 9:45 a. m.]

PART 23—SOUTHWESTERN REGION NATIONAL WILDLIFE REFUGES

IMPERIAL NATIONAL WILDLIFE REFUGE, ARIZONA AND CALIFORNIA

Under authority of section 84 of the act of March 4, 1909, 35 Stat. 1033, as amended by the act of April 15, 1924, 43

¹ 5 FR. 8284.

Stat. 98, the administration of which was transferred to the Secretary of the Interior on July 1, 1939, by Reorganization Plan No. II (53 Stat. 1431), and in extension of § 12.9 of the regulations of December 19, 1940,¹ for the administration of national wildlife refuges under the jurisdiction of the Fish and Wildlife Service, the following regulations governing hunting within Imperial National Wildlife Refuge, in Arizona and California, are prescribed:

§ 23.467 *Imperial National Wildlife Refuge, Arizona and California; hunting.* Migratory waterfowl (except those species for which no open season is prescribed by the Migratory Bird Treaty Act regulations) and coots may be taken within certain areas, hereinafter described, of Imperial National Wildlife Refuge, in Arizona and California, during the period November 2 to December 14, 1941, inclusive, in accordance with the provisions of the regulations dated December 19, 1940, for the administration of national wildlife refuges under the jurisdiction of the Fish and Wildlife Service and in accordance with the regulations promulgated pursuant to the authority contained in the Migratory Bird Treaty Act, when, in manner, by means, and to the extent not prohibited by either Federal or State law or regulation, and under the following special provisions, conditions, restrictions, and requirements:

(a) *Areas open to hunting.* All the lands of the United States within the following-described areas of the refuge shall be open to hunting:

(1) That part of the refuge from the south boundary of the refuge to Reclamation River Station No. 4;

(2) That part of the refuge between Reclamation River Stations Nos. 9 and 11.

(b) *State laws.* Any person while hunting within the refuge must comply with the applicable State laws and regulations.

(c) *Hunting licenses and permits.* Any person who hunts within the refuge shall be in possession of a valid State hunting license, if such license is required, and, if hunting migratory waterfowl, a properly validated migratory-bird hunting stamp. The license and the stamp shall serve as a Federal permit for hunting on the refuge and must be carried on the person of the licensee while so hunting. The license and the stamp must be exhibited upon the request of any representative of the Arizona Game and Fish Commission or of the California Department of Natural Resources authorized to enforce the State game laws, or of any representative of the Department of the Interior. Upon request of the officer in charge, the licensee must also exhibit for inspection all birds killed by him or in his possession.

(d) *Disorderly conduct; intoxication.* No person who is visibly intoxicated will be permitted to enter upon the refuge for the purpose of hunting, and any person who indulges in any disorderly conduct on the refuge will be removed therefrom by the officer in charge and dealt with as prescribed by law.

(e) *Hunting dogs.* Each person hunting on the public shooting grounds will be permitted to take his hunting dogs, not to exceed two in number, upon such areas for the purpose of retrieving dead or wounded birds, but such dogs shall not be permitted to run at large on the public shooting grounds or elsewhere on the refuge.

(f) *Entry upon refuge; firearms.* Persons entering the refuge for the purpose of hunting shall use such routes of travel as may be designated by suitable posting by the officer in charge and shall not otherwise enter upon the refuge. The carrying or being in possession of firearms within the areas of the refuge not open to public hunting is prohibited, except that such firearms may be possessed or transported across such closed areas provided they are unloaded, and broken or properly encased. The carrying or being in possession of rifled firearms or the use of single-ball or slug-lead shotgun shells on the refuge is prohibited.

(g) *Penalties.* Failure of a permittee to comply with any of the conditions, restrictions, or requirements of the regulations in this section will be sufficient cause for removing him from the refuge and for refusing him further hunting privileges on the refuge.

October 1, 1941.

JOHN J. DEMPSEY,
Acting Secretary of the Interior.

[F. R. Doc. 41-7542; Filed, October 9, 1941;
9:44 a. m.]

PART 24—WEST CENTRAL REGION NATIONAL WILDLIFE REFUGES

UPPER MISSISSIPPI RIVER WILDLIFE AND FISH REFUGE, WISCONSIN

Pursuant to the Upper Mississippi River Wildlife and Fish Refuge Act of June 7, 1924 (43 Stat. 650), as amended, the administration of which was transferred to the Secretary of the Interior on July 1, 1939, in accordance with Reorganization Plan No. II (53 Stat. 1431), the following regulations permitting and governing the hunting of upland game birds within the Upper Mississippi River Wildlife and Fish Refuge, Wisconsin, are made and prescribed:

§ 24.919b *Upper Mississippi River Wildlife and Fish Refuge, Wisconsin; hunting of upland game birds.* Upland game birds may be taken during the open season prescribed therefor by the Wisconsin Conservation Department during the calendar year 1941 on certain lands of the United States, hereinafter described within the Upper Mississippi River Wildlife and Fish Refuge, Wisconsin,

under the following special provisions, conditions, restrictions, and requirements:

(a) *Area open to hunting.* The Federally-owned lands within the following subdivisions in LaCrosse and Vernon Counties, Wisconsin, within the refuge shall be open to the hunting of upland game birds:

Sections 4, 5, 8, and 9, T. 14 N., R. 7 W., and Sections 28, 29, 32, 33, and 34, T. 15 N., R. 7 W., 4th P. M.

(b) *Compliance with State laws and regulations.* Any person who hunts within the refuge shall have in his possession a valid hunting license issued by the State of Wisconsin authorizing him to hunt upland game, which said license shall serve as a Federal permit for hunting upland game birds on the refuge. The license must be exhibited upon the request of any representative of the Wisconsin Conservation Department authorized to enforce the State game laws or of any representative of the Department of the Interior engaged in the administration or the enforcement of laws or regulations applicable to the refuge. The licensee must comply in every respect with the State laws and regulations governing the hunting of upland game birds and must upon the request of any of the aforesaid representatives exhibit for inspection all game killed by him or in his possession.

(c) *Penalties.* Failure of any person hunting upon the refuge to comply with any of the conditions, restrictions, or requirements of the regulations in this section will be sufficient cause for removing such person from the refuge and for refusing him further hunting privileges on the refuge.

JOHN J. DEMPSEY,
Acting Secretary of the Interior.
OCTOBER 1, 1941.

[F. R. Doc. 41-7544; Filed, October 9, 1941;
9:45 a. m.]

Notices

TREASURY DEPARTMENT.

Bureau of the Public Debt.

[1941, Department Circular No. 670]

OFFERING OF 2½ PERCENT TREASURY BONDS OF 1967-72

OCTOBER 9, 1941.

I. OFFERING OF BONDS

1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions, at par and accrued interest, from the people of the United States for 2½ percent bonds of the United States, designated Treasury Bonds of 1967-72. The amount of the public offering is \$1,200,000,000, or thereabouts, with the right reserved to the Secretary of the Treasury to increase the offering by an amount sufficient to accept all subscriptions for which Treasury Notes of

¹ 5 F.R. 5284.

Series C-1941, maturing December 15, 1941, are tendered in payment and accepted. In addition to the amount offered for public subscription, \$100,000,000, or thereabouts, of these bonds may be allotted to Government investment accounts against cash payment.

II. DESCRIPTION OF BONDS

1. The bonds will be dated October 20, 1941, and will bear interest from that date at the rate of 2½ percent per annum, payable on a semiannual basis on March 15 and September 15 in each year until the principal amount becomes payable. They will mature September 15, 1972, but may be redeemed at the option of the United States on and after September 15, 1967, in whole or in part, at par and accrued interest, on any interest day or days, on 4 months' notice of redemption given in such manner as the Secretary of the Treasury shall prescribe. In case of partial redemption the bonds to be redeemed will be determined by such method as may be prescribed by the Secretary of the Treasury. From the date of redemption designated in any such notice, interest on the bonds called for redemption shall cease.

2. The income derived from the bonds shall be subject to all Federal taxes, now or hereafter imposed. The bonds shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The bonds will be acceptable to secure deposits of public moneys, but will not bear the circulation privilege and will not be entitled to any privilege of conversion.

4. Bearer bonds with interest coupons attached, and bonds registered as to principal and interest, will be issued in denominations of \$50, \$100, \$500, \$1,000, \$5,000, \$10,000 and \$100,000. Provision will be made for the interchange of bonds of different denominations and of coupon and registered bonds, and for the transfer of registered bonds, under rules and regulations prescribed by the Secretary of the Treasury.

5. The bonds will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States bonds.

III. SUBSCRIPTION AND ALLOTMENT

1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Subscribers must agree not to sell or otherwise dispose of their subscriptions, or of the securities which may be allotted thereon, prior to the closing of the subscription books. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the

Treasury Department are authorized to act as official agencies. Others than banking institutions will not be permitted to enter subscriptions except for their own account. Cash subscriptions from banks and trust companies for their own account will be received without deposit but will be restricted in each case to an amount not exceeding one-half of the combined capital and surplus of the subscribing bank or trust company. Cash subscriptions from all others must be accompanied by payment of 10 percent of the amount of bonds applied for.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of bonds applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, subscriptions in payment of which Treasury Notes of Series C-1941 are tendered will be allotted in full. Allotment notices will be sent out promptly upon allotment, and the basis of the allotment will be publicly announced.

IV. PAYMENT

1. Payment at par and accrued interest, if any, for bonds allotted on cash subscriptions hereunder must be made or completed on or before October 20, 1941, or on later allotment. In every case where payment is not so completed, the payment with application up to 10 percent of the amount of bonds applied for shall, upon declaration made by the Secretary of the Treasury in his discretion, be forfeited to the United States. Any qualified depository will be permitted to make payment by credit for bonds allotted to it for itself and its customers up to any amount for which it shall be qualified in excess of existing deposits, when so notified by the Federal Reserve Bank of its district. Treasury Notes of Series C-1941, maturing December 15, 1941, with coupon dated December 15, 1941, attached, will be accepted at par in payment for any bonds subscribed for and allotted, and should accompany the subscription. Accrued interest from June 15, 1941 to October 20, 1941 (4.33743 per \$1,000), will be paid following acceptance of the notes.

V. GENERAL PROVISIONS

1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective districts, to issue allotment notices, to receive payment for bonds allotted, to make delivery of bonds on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive bonds.

2. The Secretary of the Treasury may at any time, or from time to time, pre-

scribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL] HENRY MORGENTHAU, Jr.,
Secretary of the Treasury.

[F. R. Dec. 41-7533; Filed, October 9, 1941;
11:52 a. m.]

WAR DEPARTMENT.

[Contract No. W 535 ac-203397]

SUMMARY OF CONTRACT FOR SUPPLIES
CONTRACTOR: AIR CRUISERS, INC., CLIFTON,
NEW JERSEY

Contract for: * * * Life Rafts,
* * *

Amount: \$1,561,400.00.

Place: Matériel Division, Air Corps,
U. S. Army, Wright Field, Dayton, Ohio.

The supplies and services to be obtained by this instrument are authorized by, are for the purpose set forth in, and are chargeable to the following Procurement Authorities, the available balances of which are sufficient to cover cost of same:

AC 299 P 111-30 A 0021-13

AC 34 P 12-30 A 0705-12

AC 28 P 82-30 A 0705-12

This contract,¹ entered into this 26th day of August 1941.

Scope of this contract. The contractor shall furnish and deliver to the Government * * * Life Rafts, * * *, for the consideration stated one million five hundred sixty-one thousand four hundred dollars (\$1,561,400.00) in strict accordance with the specifications, schedules and drawings, all of which are made a part hereof.

Changes. Where the supplies to be furnished are to be specially manufactured in accordance with drawings and specifications, the contracting officer may at any time, by a written order, and without notice to the sureties, make changes in the drawings or specifications, except Federal Specifications. Changes as to shipment and packing of all supplies may also be made as above provided.

Delays—Damages. If the contractor refuses or fails to make deliveries of the materials or supplies within the time specified in Article 1, or any extension thereof, the Government may by written notice terminate the right of the contractor to proceed with deliveries or such part or parts thereof as to which there has been delay.

Payments. The contractor shall be paid, upon the submission of properly certified invoices or vouchers, the prices stipulated herein for articles delivered and accepted or services rendered, less deductions, if any, as herein provided. Unless otherwise specified, payments will

¹ Approved by the Under Secretary of War Sept. 6, 1941.

be made on partial deliveries accepted by the Government when the amount due on such deliveries so warrants; or, when requested by the contractor, payments for accepted partial deliveries shall be made whenever such payments would equal or exceed either \$1,000 or 50 percent of the total amount of the contract.

Option. The Government is granted the right and option at any time during the life of this contract to increase the quantity of life rafts called for under the terms of Article 16 of this contract to any amount not exceeding * * * at not more than the unit price stipulated therefor in Article 1 of this contract.

Termination when contractor not in default. If, in the opinion of the contracting officer upon the approval of the Secretary of War, the best interests of the Government so require, this contract may be terminated by the Government, even though the contractor be not in default, by a notice in writing relative thereto from the contracting officer to the contractor.

This contract authorized under the provisions of Section 1 (a), Act of July 2, 1940 and Section 9, Act of June 30, 1941.

FRANK W. BULLOCK,
Lieut. Col., Signal Corps,
Assistant to the Director of
Purchases and Contracts.

[F. R. Doc. 41-7539; Filed, October 9, 1941;
9:42 a. m.]

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. B-21]

IN THE MATTER OF WILLIE MUFFETT, CODE
MEMBER, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated August 30, 1941, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on September 4, 1941, by Bituminous Coal Producers Board for District No. 9, a District Board, complainant, with the Bituminous Coal Division alleging willful violation by the defendant of the Bituminous Coal Code or rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such complaint be held on November 24, 1941, at 10 a. m., at a hearing room of the Bituminous Coal Division at the Daviess Circuit Court, Owensboro, Kentucky.

It is further ordered, That Charles S. Mitchell or any other officer or officers of the Bituminous Coal Division designated by the Director thereof for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine

witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Bituminous Coal Division at its Washington office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless the Director or the presiding officer shall otherwise order, shall be deemed to have admitted the allegations of the complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging willful violation by the above-named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

That the defendant, whose address is R.F.D. No. 1, Fordsville, Kentucky, during the period from February 10 to February 22, 1941, both dates inclusive, sold to various purchasers in Narrows, Kentucky, 8 tons of 1 $\frac{3}{4}$ " x 1" pea coal produced at his mine, Mine Index No. 662, in Ohio County, Kentucky, at the price of 75 cents per ton f. o. b. said mine, and 640 pounds of $\frac{3}{4}$ " screenings, produced at said mine, at the price of 50 cents per ton f. o. b. said mine, whereas the effective minimum prices for such coal were and are \$1.60 per net ton f. o. b.

said mine for 1 $\frac{3}{4}$ " x 1" pea coal and \$1.10 per net ton f. o. b. said mine for $\frac{3}{4}$ " screenings, as contained in the Schedule of Effective Minimum Prices for District No. 9 for Truck Shipments.

Dated: October 7, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-7548; Filed, October 9, 1941;
11:22 a. m.]

[Docket No. B-31]

IN THE MATTER OF LONNIE ROMANS, CODE
MEMBER, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated August 30, 1941, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on September 6, 1941, by Bituminous Coal Producers Board for District No. 9, a District Board, complainant, with the Bituminous Coal Division alleging willful violation by the defendant of the Bituminous Coal Code or rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such complaint be held on November 21, 1941, at 10 a. m., at a hearing room of the Bituminous Coal Division at the Daviess Circuit Court, Owensboro, Kentucky.

It is further ordered, That Charles S. Mitchell or any other officer or officers of the Bituminous Coal Division designated by the Director thereof for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Bi-

tuminous Coal Division at its Washington office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless the Director or the presiding officer shall otherwise order, shall be deemed to have admitted the allegations of the complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging willful violation by the above-named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

The defendant wilfully sold, for shipment via truck to the unknown destinations thereof, on January 4, 6, and 27, 1941, 10.4 tons of 1" screenings coal produced at its Cardwell "S" Mine in Butler County, to Milton House, George Kurtz, and Lilly Johnson, located at Morgantown, Kentucky, at 50 cents per net ton f. o. b. the mine, whereas the effective minimum price therefor was \$1.10 per net ton f. o. b. said mine.

Dated: October 7, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-7549; Filed, October 9, 1941;
11:22 a. m.]

[Docket No. B-20]

IN THE MATTER OF EZRA WILLIAMS, CODE
MEMBER, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated August 30, 1941, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on September 6, 1941, by Bituminous Coal Producers Board for District No. 9, a District Board, complainant, with the Bituminous Coal Division alleging willful violation by the defendant of the Bituminous Coal Code or rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such complaint be held on November 24, 1941, at 10 a. m., at a hearing room of the Bituminous Coal Division at the Daviess Circuit Court, Owensboro, Kentucky.

It is further ordered, That Charles S. Mitchell or any other officer or officers of the Bituminous Coal Division designated by the Director thereof for that purpose shall preside at the hearing in such matter. The officer so designated

to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Bituminous Coal Division at its Washington office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless the Director or the presiding officer shall otherwise order, shall be deemed to have admitted the allegations of the complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging willful violation by the above-named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

That the defendant whose address is R.F.D. No. 5, Owensboro, Kentucky, during the months of April, May, and June 1941, sold approximately 102 tons of 1¼" screenings, Size Group 14, produced at his mine, Mine Index No. 259, located in Daviess County, Kentucky, to the Clark Manufacturing Company, Owensboro, Kentucky, at the price of 75 cents per ton f. o. b. said mine, whereas the effective minimum price established for such

coal was and is \$1.10 per net ton f. o. b. said mine, as contained in the Schedule of Effective Minimum Prices for District No. 9 for Truck Shipments.

Dated: October 7, 1941.

[SEAL]

H. A. GRAY,
Director.

[F. R. Doc. 41-7550; Filed, October 9, 1941;
11:22 a. m.]

[Docket No. 1880-FD]

IN THE MATTER OF SIDNEY THAYER, CODE
MEMBER, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated July 29, 1941, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on August 1, 1941, by Bituminous Coal Producers Board for District 19, a District Board, complainant, with the Bituminous Coal Division alleging willful violation by the defendant of the Bituminous Coal Code or rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such complaint be held on November 24, 1941, at 10 a. m., at a hearing room of the Bituminous Coal Division at the Plains Hotel, Cheyenne, Wyoming.

It is further ordered, That Scott A. Dahlquist or any other officer or officers of the Bituminous Coal Division designated by the Director thereof for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Bituminous Coal Division at its Washington office or with any one of the sta-

tistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless the Director or the presiding officer shall otherwise order, shall be deemed to have admitted the allegations of the complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified, that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging willful violation by the above-named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

That the defendant, Sidney Thayer, Rawlins, Wyoming, on or about April 19, 1941, sold approximately 13 tons of slack coal produced at his Nebraska Mine (Mine Index No. 127) located in Carbon County, Wyoming, District No. 19, to the Wyoming State Penitentiary at Rawlins, Wyoming, at a price of \$1.25 per ton f. o. b. the mine for truck delivery, whereas the effective minimum price for said coal was \$1.50 per ton f. o. b. the mine as set forth in the Schedule of Effective Minimum Prices for District No. 19 for Truck Shipment.

Dated: October 7, 1941.

[SEAL] H. A. GRAY,
Director.

[F. R. Doc. 41-7551; Filed, October 9, 1941;
11:22 a. m.]

[Docket No. 1787-FD]

IN THE MATTER OF CLARENCE MALLIOTT & WM. MAUCH, A COPARTNERSHIP, D. B. A. SILVER TIP MINING COMPANY, CODE MEMBER, DEFENDANTS

NOTICE OF AND ORDER FOR HEARING

A complaint dated June 26, 1941, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on June 30, 1941, by Bituminous Coal Producers Board, for District No. 19, a District Board, complainant, with the Bituminous Coal Division alleging willful violation by the defendants of the Bituminous Coal Code or rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such complaint be held on November 14, 1941, at 10 a. m., at a hearing room of the Bituminous Coal Division at the Billings Commercial Club, Billings, Montana.

It is further ordered, That Scott A. Dahlquist or any other officer or officers

of the Bituminous Coal Division designated by the Director thereof for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendants and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Bituminous Coal Division at its Washington office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendants; and that any defendant failing to file an answer within such period, unless the Director or the presiding officer shall otherwise order, shall be deemed to have admitted the allegations of the complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging willful violation by the above-named defendants of the Bituminous Coal Code or rules and regulations thereunder as follows: By selling and delivering during the period from October 23, 1940, to November 12, 1940, both dates inclusive, an unknown quantity of lump, nut and pea coal produced by the defendants at their Silver Tip Mine, Mine Index No. 147, located at Elk Basin, Wyoming, to various persons at the mine for delivery by truck to vari-

ous unknown destinations, at prices which were less than the effective minimum f. o. b. mine prices established for said coal.

Dated: October 7, 1941.

[SEAL] H. A. GRAY,
Director.

[F. R. Doc. 41-7552, Filed, October 9, 1941;
11:23 a. m.]

[Docket No. 1854-FD]

IN THE MATTER OF RAWLINS COAL COMPANY, A PARTNERSHIP, CODE MEMBER, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated July 29, 1941, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on August 1, 1941, by Bituminous Coal Producers Board for District No. 19, a District Board, complainant, with the Bituminous Coal Division alleging willful violation by the defendant of the Bituminous Coal Code or rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such complaint be held on November 26, 1941, at 10 a. m. at a hearing room of the Bituminous Coal Division at the Plains Hotel, Cheyenne, Wyoming.

It is further ordered, That Scott A. Dahlquist or any other officer or officers of the Bituminous Coal Division designated by the Director thereof for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under Section 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the

Bituminous Coal Division at its Washington Office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless the Director or the presiding officer shall otherwise order, shall be deemed to have admitted the allegations of the complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified that the hearing in the above entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging wilful violation by the above named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

That the defendant, Rawlins Coal Company, 437 State Street, Rawlins, Wyoming, sold, during the period October 1, 1940 to February 25, 1941, both dates inclusive, approximately 663 tons of slack coal produced at its Rawlins Mine (Mine Index 165), located in Carbon County, Wyoming, District No. 19, to the Wyoming State Penitentiary located at Rawlins, Wyoming, at a price f. o. b. the mine, for truck shipments, of \$1.25 per net ton, whereas the effective minimum price for said coal was \$1.50 per net ton f. o. b. the mine for truck shipments, as stated in the Schedule of Effective Minimum Prices, for Truck Shipments, for District No. 19.

Dated: October 7, 1941.

[SEAL] H. A. GRAY,
Director.

[F. R. Doc. 41-7553; Filed, October 9, 1941; 11:23 a. m.]

[Docket Nos. A-1054, A-1054 Part II]

PETITIONS OF DISTRICT BOARD NO. 8 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF CERTAIN MINES IN DISTRICT NO. 8; AND FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF THE NUMBER 9 MINE OF THE CARBON FUEL COMPANY (MINE INDEX NO. 3661) IN DISTRICT NO. 8

MEMORANDUM OPINION AND ORDER SEVERING DOCKET NO. A-1054 PART II FROM DOCKET NO. A-1054, ORDER GRANTING TEMPORARY RELIEF IN DOCKET NO. A-1054 PART II AND NOTICE OF AND ORDER FOR HEARING IN DOCKET NO. A-1054 PART II

The original petition in the above-entitled matter filed with this Division on September 8, 1941, pursuant to section 4

II (d) of the Bituminous Coal Act of 1937, requests the issuance of orders establishing temporary and permanent price classifications and minimum prices for the coals of certain mines in District No. 8.

As the Director found in a separate Order issued in Docket No. A-1054, a reasonable showing of necessity has been made for the granting of the relief prayed for by petitioner except in so far as the establishment of permanent price classifications and minimum prices for the coals of the Number 9 Mine of the Carbon Fuel Company (Mine Index No. 3661) is concerned. With respect to permanent price classifications and minimum prices, the Director is of the opinion that a hearing should be held in view of the circumstances involved. Price classifications and minimum prices have already been established for the mine in General Docket No. 15; a change in prices is now being sought because a different section of the mine is now being worked and an inferior grade of coal is alleged to be therein found.

It is ordered, That the portion of Docket No. A-1054 relating to the Number 9 Mine of the Carbon Fuel Company (Mine Index No. 3661) be and the same hereby is severed from the remainder of Docket No. A-1054 and designated as Docket No. A-1054 Part II.

It is further ordered, That a hearing in Docket No. A-1054 Part II under the applicable provisions of said Act and the rules of the Division be held on November 14, 1941, at 10 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street, NW., Washington, D. C. On such day the Chief of the Records Section in Room 502 will advise as to the room where such hearing will be held.

It is further ordered, That Edward J. Hayes or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require

the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in these proceedings and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division in proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before November 9, 1941.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of intervenors or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to the petition of District Board No. 8 for the establishment of price classifications and minimum prices for the coals of the Number 9 Mine of the Carbon Fuel Company (Mine Index No. 3661) in District No. 8.

It is further ordered, That, pending further Order of the Director, temporary relief be and it is forthwith granted as follows:

Note: The following is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in the Schedule of Effective Minimum Prices for District No. 8, For All Shipments Except Truck.

ALPHABETICAL LIST OF CODE MEMBERS HAVING RAILWAY LOADING FACILITIES, SHOWING PRICE CLASSIFICATIONS BY SIZE GROUPS FOR ALL USES EXCEPT AS SEPARATELY SHOWN

Mine Index No.	Code member	Mine name	High volatile seam	Sub-district	Shipping point	Railroad	Freight origin group No.
3661	Carbon Fuel Company, The	No. 9	Powellton "B"	4	So. Carbon	C. & O.	123

PRICE CLASSIFICATIONS BY SIZE GROUP NUMBERS

For destinations other than Great Lakes														For Great Lakes cargo only													
1/2	3/4	5/6	7	8	9	10	11, 12, 13, 14	15, 16, 17	18, 19, 20, 21	22	23	24	25	27	1/2	3/4	5/6	7	8	9	10	11, 17	18, 19, 20, 21	22	24	25	27
									E					C									E				O

Notice is hereby given that all applications to stay, terminate or modify the temporary relief granted herein may be filed pursuant to the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

Dated: October 7, 1941.

[SEAL] H. A. GRAY,
Director.

[F. R. Doc. 41-7555; Filed, October 9, 1941;
11:25 a. m.]

[Docket No. A-1038]

PETITION OF DISTRICT BOARD 11 FOR THE ESTABLISHMENT OF TEMPORARY PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR 2,000 TONS OF THIRD VEIN COAL TO BE PRODUCED BY THE PYRAMID COAL CORPORATION, BOBOLINK MINE, (MINE INDEX NO. 128) IN DISTRICT NO. 11

ORDER GRANTING TEMPORARY RELIEF

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment of temporary price classifications and minimum prices for 2,000 tons of raw Third Vein coal, in Size Groups 1 to 16 inclusive, and 26 to 29, inclusive, to be produced by the Pyramid Coal Corporation, Bobolink Mine (Mine Index No. 128) in District No. 11; and

The Director finding that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

TEMPORARY EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 11

NOTE: The material contained in this "Temporary Supplement" is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Price Schedule No. 1 for this District and Supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

Mine Index No.	Name of code member	Mine	Seam	Subdistrict	Freight origin group No.	Price group	Shipping point	Railroad
128	Pyramid Coal Corp.....	Bobolink (III Vein).....	III	BC	43	8	Seeleyville, Ind....	Ind. & P. R. R.

Mine Index No. 128 shall be included in Price Group 8 and shall take the same f. o. b. mine prices to all Market Areas for coals in Size Groups 1 to 16, inclusive, and 26 to 29, inclusive, as are applicable to coals in such size groups when produced at the Talleydale Mine, Mine Index No. 90, of the Snow Hill Coal Corporation, Price Group No. 8 in Price Schedule No. 1, District No. 11, For All Shipments Except Truck.
It shall also take the same adjustments in f. o. b. mine prices on account of differences in freight rates as Mine Index No. 11, Pyramid Coal Corporation, No. 7 mine.
The above prices are applicable only for the period required to mine and dispose of 2,000 net tons.

[F. R. Doc. 41-7554; Filed, October 9, 1941; 11:23 a. m.]

General Land Office.

STOCK DRIVEWAY WITHDRAWAL No. 56,
ARIZONA No. 2, REDUCED

Departmental order of February 4,
1919, withdrawing certain lands in Ari-

No petitions of intervention having been filed with this Division in the above-entitled matter; and

The Director deeming his action necessary in order to effectuate the purposes of the Act;

It is ordered, That temporary relief be, and the same hereby is, granted as follows: Commencing forthwith, and supplementing the Schedule of Effective Minimum Prices for District No. 11 for All Shipments Except Truck, the coals referred to in the schedule marked "Temporary Supplement", annexed hereto and made a part hereof, shall be subject to minimum prices as provided in said schedule; *Provided, however*, That the temporary prices established in said schedule shall be effective only for 2,000 tons of raw coal, and that District Board 11 shall notify the Division when the sale of this coal has been completed, by formal document appropriately designated as pertaining to Docket No. A-1038.

It is further ordered, That the proceedings in Docket No. A-1038 shall be terminated, and the docket closed, upon receipt of the aforesaid notification from District Board 11 that the sale of 2,000 tons of Bobolink Third Vein coal has been completed.

Notice is hereby given that applications to stay, terminate or modify the temporary relief herein granted may be filed pursuant to Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II.(d) of the Bituminous Coal Act of 1937.

Dated: September 17, 1941.

[SEAL] H. A. GRAY,
Director.

zona for stock driveway purposes under section 10 of the act of December 29, 1916, as amended by the act of January 29, 1929, 39 Stat. 865, 45 Stat. 1144; 43 U.S.C. 300, is hereby revoked so far as it affects the following described land:

GILA AND SALT RIVER MERIDIAN

T. 11 N., R. 7 W.,
sec. 11, W $\frac{1}{2}$, 320 acres.

OSCAR L. CHAPMAN,
Assistant Secretary of the Interior.

SEPTEMBER 27, 1941.

[F. R. Doc. 41-7571; Filed, October 9, 1941;
11:33 a. m.]

STOCK DRIVEWAY WITHDRAWAL No. 52,
NEW MEXICO No. 9, REVOKED

Departmental orders of June 3 and December 9, 1918, withdrawing certain lands in New Mexico for stock driveway purposes under section 10 of the act of December 29, 1916, as amended by the act of January 29, 1929, 39 Stat. 865, 45 Stat. 1144; 43 U.S.C. 300, are hereby revoked so far as they affect the following-described lands which are within the Bitter Lake National Wildlife Refuge:

NEW MEXICO PRINCIPAL MERIDIAN

T. 8 S., R. 25 E.,
sec. 15, S $\frac{1}{2}$,
sec. 22, all,
sec. 27, N $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$,
sec. 28, S $\frac{1}{2}$,
sec. 33, all,
sec. 34, W $\frac{1}{2}$,
aggregating 2,640 acres.

OSCAR L. CHAPMAN,
Assistant Secretary of the Interior.

SEPTEMBER 27, 1941.

[F. R. Doc. 41-7572; Filed, October 9, 1941;
11:33 a. m.]

DEPARTMENT OF COMMERCE.

Bureau of Marine Inspection and
Navigation.

[Order No. 157]

NOTICE OF EXECUTIVE COMMITTEE MEETING OF THE BOARD OF SUPERVISING INSPECTORS

OCTOBER 8, 1941.

Pursuant to the authority conferred by section 4405, R. S., I hereby call a meeting of an Executive Committee of the Board of Supervising Inspectors of the Bureau of Marine Inspection and Navigation, consisting of R. S. Field, Director; Charles M. Lyons, Supervising Inspector of the First District, Boston; and Eugene Carlson, Supervising Inspector of the Third District, Norfolk; to take place in the office of the Director, Bureau of Marine Inspection and Navigation, Department of Commerce, Washington, D. C., commencing at 9:00 a. m., October 16, 1941, for the purpose of considering approval of miscellaneous items of equipment for the better security of life; and such other business as may come before the meeting. At this meeting no amendments to the general rules and regulations are scheduled to have consideration.

[SEAL] ROBERT H. HINCKLEY,
Acting Secretary of Commerce.

[F. R. Doc. 41-7545; Filed, October 9, 1941;
10:33 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5685]

IN THE MATTER OF IOWA UNION ELECTRIC COMPANY

ORDER POSTPONING HEARING

OCTOBER 6, 1941.

It appearing to the Commission that: Good cause exists for the postponement of the hearing in this proceeding;

The Commission orders that: The hearing in this proceeding heretofore set to commence on October 9, 1941, be and it is hereby postponed until October 27, 1941, at 9:45 a. m., in the Hearing Room of the Federal Power Commission, 1757 K Street NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUGUAY,
Secretary.[F. R. Doc. 41-7541; Filed, October 9, 1941;
9:44 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-167]

IN THE MATTER OF CONSOLIDATED ELECTRIC AND GAS COMPANY AND PEOPLES GAS COMPANY

ORDER APPROVING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

Consolidated Electric and Gas Company, a registered holding company, and Peoples Gas Company, a subsidiary company, having filed joint applications and declarations and amendments thereto pursuant to the Public Utility Holding Company Act of 1935, and particularly sections 7, 10, 12 (f), 12 (c) and 12 (d) thereof, and Rules U-42, U-43 and U-44 thereunder, regarding the issue and sale by Consolidated Electric and Gas Company of \$700,000 of its First Mortgage 3½% Twenty-Year Sinking Fund Bonds and 3,450 shares of its Common Stock, \$100 par value, the retirement of the presently outstanding indebtedness of Peoples Gas Company consisting of \$203,220 principal amount of 5-6% Income Bonds and \$768,668 of Demand Notes, all of which are owned by Consolidated Electric and Gas Company, and the acquisition by Consolidated Electric and Gas Company of Southern Cities Utilities Company First Mortgage and Collateral Trust Bonds and Federated Utilities, Inc., First Mortgage and Collateral Trust Bonds by purchase in the open market.

A public hearing on said declarations and applications, as amended, having been held after appropriate notice; the Commission having examined the record in this matter and having made and filed its findings and opinion herein;

It is ordered, That said applications, as amended, be, and the same hereby are, approved, and that said declarations, as amended, be and the same hereby are, permitted to become effective forthwith, subject to the terms and conditions prescribed by Rule U-24 and subject to the following additional conditions:

(1) That at least two weeks before purchases of Southern Cities Utilities Company Bonds are commenced Consolidated Electric and Gas Company shall advise the holders of such bonds as fully as possible with respect to its intention to make such purchases and the method to be employed, and shall send to each such bondholder whose address is known a communication embodying such portions of our findings and opinion herein as relate to the Southern Cities Utilities Company Bonds;

(2) That Consolidated Electric and Gas Company shall not solicit or cause to be solicited the sale of any bonds, either of Southern Cities Utilities Company or of Federated Utilities, Inc., to the company;

(3) That no purchases of bonds, either of Southern Cities Utilities Company or of Federated Utilities, Inc., shall be made, directly or indirectly, from persons or corporations in any way associated or affiliated with Consolidated Electric and Gas Company; and

(4) That Consolidated Electric and Gas Company shall furnish to the Commission, promptly after the 15th day and the last day of each month, a schedule showing for each day covered by such report the number of bonds of either Southern Cities Utilities Company or Federated Utilities, Inc., purchased, the prices at which purchased, and the name of the broker through whom purchased; such information to be kept confidential by the company and the Commission subject to further order of the Commission.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.[F. R. Doc. 41-7578; Filed, October 9, 1941;
11:42 a. m.]

[File No. 1-2889]

IN THE MATTER OF JOSLYN MFG. AND SUPPLY CO. \$5 PAR VALUE COMMON STOCK

ORDER DENYING APPLICATION OF ISSUER FOR WITHDRAWAL FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

The Joslyn Mfg. and Supply Co., having made application to the Commission pursuant to section 12 (d) of the Securities Exchange Act of 1934 for permission to withdraw 150,000 shares of its \$5 par value common stock from listing and

registration on the Chicago Stock Exchange; and

A hearing having been held on said application and the trial examiner having filed an advisory report, the Commission having considered the record and having this day filed its Findings and Opinion herein, and having found that the said application and the notice sent by applicant to its security holders are materially inaccurate and misleading;

It is ordered, That this application be and it hereby is denied without prejudice, however, to the right of the applicant to file a corrected application and to submit to its stockholders a corrected notice advising them of their right to present their views to the Commission either by letter or at a hearing on the corrected application.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.[F. R. Doc. 41-7579; Filed, October 9, 1941;
11:43 a. m.]

[File No. 812-183]

IN THE MATTER OF PACIFIC COAST MORTGAGE COMPANY

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

An application under and pursuant to section 6 (c) of the Investment Company Act of 1940 having been duly filed by the above named applicant for an order exempting it from the requirements of Rule N-8B-2 and Form N-8B-1 with respect to the form and content of financial statements required to be filed for The Pacific Coast Joint Stock Land Bank of Portland, a wholly-owned subsidiary of applicant located at Portland, Oregon, and with respect to certifications of said financial statements by an accountant, on condition that applicant file financial statements on behalf of said bank, without certification, in form and content similar to financial statements filed with the Farm Credit Administration;

It is ordered, That a hearing on such matter under the applicable provisions of the Act and Rules and Regulations of the Commission be held on October 20, 1941 at 10:00 o'clock in the forenoon of that day in the Securities and Exchange Commission Building, 1778 Pennsylvania Avenue NW., Washington, D. C. On such day the hearing room clerk in Room 1102 will advise the interested parties where such hearing will be held.

It is further ordered, That Charles S. Lobingier, Esq., or any officer or officers of the Commission designated by it for that purpose, shall preside at such hearing on such application. The officer so designated to preside at such hearing is hereby authorized to exercise all the

powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to the above named applicant and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-7580; Filed, October 9, 1941;
11:43 a. m.]

[File No. 812-212-1]

IN THE MATTER OF THE LEHMAN CORPORATION

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

An application under section 10 (f) of the Investment Company Act of 1940 having been duly filed by the above named applicant, a registered closed-end management investment company, for an order granting an exemption from the provisions of said section so as to permit the applicant: (1) to exercise rights to purchase its aliquot number of shares of a proposed offering by Westinghouse Electric & Manufacturing Co. to its stockholders of 534,426 shares of its common stock, said offering to be underwritten, among others, by Lehman Bros., the investment adviser of the applicant, with whom certain directors of applicant are affiliated; and (2) to purchase on the New York Stock Exchange not more than 5,000 shares of the common stock of Westinghouse Electric & Manufacturing Co. during the period of the existence of the syndicate which will underwrite the proposed offering by Westinghouse Electric & Manufacturing Co. of its shares to its shareholders;

It is ordered, That a hearing on the matter of this application be held on October 16, 1941 at 10:00 o'clock in the forenoon of that day at the Securities and Exchange Commission Building, 1778 Pennsylvania Avenue NW., Washington, D. C. On such day the hearing room clerk in Room 1102 will advise the interested parties where such hearing will be held.

It is further ordered, That Robert P. Reeder, Esquire, or any officer or officers of the Commission designated by it for that purpose, shall preside at such hearing on such application. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's Rules of Practice.

Notice of such hearing hereby is given to the above-named applicant and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-7581; Filed, October 9, 1941;
11:43 a. m.]

IN THE MATTER OF APPLICATIONS BY THE PHILADELPHIA STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO:

[File No. 7-569]

AMERICAN AIRLINES, INC., \$10 PAR VALUE COMMON STOCK

[File No. 7-570]

AMERICAN VISCOSE CORPORATION, \$14 PAR VALUE COMMON STOCK

[File No. 7-558]

BLAW KNOX COMPANY, COMMON STOCK, NO PAR VALUE

[File No. 7-559]

COMMONWEALTH EDISON COMPANY, \$25 PAR VALUE SHARES

[File No. 7-560]

CONSOLIDATED AIRCRAFT CORPORATION, \$1 PAR VALUE COMMON STOCK

[File No. 7-571]

CONSOLIDATED CIGAR CORPORATION, COMMON STOCK, NO PAR VALUE

[File No. 7-561]

CONSOLIDATED COPPERMINES CORPORATION, \$5 PAR VALUE CAPITAL STOCK

[File No. 7-562]

CROWN ZELLERBACH CORPORATION, \$5 PAR VALUE COMMON STOCK

[File No. 7-572]

EASTERN AIR LINES, INC., \$1 PAR VALUE COMMON STOCK

[File No. 7-563]

INTERNATIONAL MERCANTILE MARINE COMPANY, COMMON STOCK, NO PAR VALUE

[File No. 7-573]

NATIONAL AVIATION CORPORATION, \$5 PAR VALUE COMMON STOCK

[File No. 7-564]

PAN AMERICAN AIRWAYS CORPORATION, \$5 PAR VALUE CAPITAL STOCK

[File No. 7-565]

PRESSED STEEL CAR COMPANY, INC., \$1 PAR VALUE COMMON STOCK

[File No. 7-574]

STANDARD OIL COMPANY (INDIANA), \$25 PAR VALUE CAPITAL STOCK

[File No. 7-566]

UNITED AIRCRAFT PRODUCTS, INC., \$1 PAR VALUE COMMON STOCK

[File No. 7-567]

WHITE MOTOR COMPANY, \$1 PAR VALUE COMMON STOCK

[File No. 7-568]

WILLYS OVERLAND MOTORS, INC., \$1 PAR VALUE COMMON STOCK

ORDER SETTING HEARING ON APPLICATION TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

The Philadelphia Stock Exchange, pursuant to section 12 (f) of the Securities Exchange Act of 1934, and Rule X-12F-1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the above-mentioned securities; and

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10 a. m. on Wednesday, November 5, 1941, in Room 1102, Securities and Exchange Commission Building, 1778 Pennsylvania Avenue NW., Washington, D. C., and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Willis E. Monty, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-7582; Filed, October 9, 1941;
11:43 a. m.]

[File No. 70-365]

IN THE MATTER OF CONSOLIDATED ELECTRIC AND GAS COMPANY, MAINE AND NEW BRUNSWICK ELECTRICAL POWER COMPANY, LIMITED, CARLETON ELECTRIC COMPANY, LIMITED, AND WOODSTOCK ELECTRIC RAILWAY LIGHT AND POWER COMPANY

ORDER PERMITTING DECLARATIONS TO BECOME EFFECTIVE AND GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

The above-named persons having filed declarations and applications pursuant to the public Utility Holding Company Act of 1935, particularly sections 7, 10,

12 (b), 12 (c), 12 (d), and 12 (f) thereof and Rules U-42, U-43, U-44, and U-45 thereunder, regarding the consolidation of Maine and New Brunswick Electrical Power Company, Limited, Carleton Electric Company, Limited, and Woodstock Electric Railway Light and Power Company, Canadian subsidiaries of Consolidated Electric and Gas Company, a registered holding company, which proposed consolidation involves the surrender by Consolidated Electric and Gas Company to Woodstock Electric Railway Light and Power Company as a capital contribution of \$68,713.26 of the note indebtedness owed by that company, the sale by Woodstock Electric Railway Light and Power Company and Carleton Electric Company, Limited, of all of their assets to Maine and New Brunswick Electrical Power Company, Limited, for a consideration consisting of the assumption of all outstanding liabilities of the vendors, and the issuance of common capital stock by Maine and New Brunswick Electrical Power Company, Limited to the vendors, and the acquisition by Consolidated Electric and Gas Company of the said stock from Woodstock Electric Railway Light and Power Company and Carleton Electric Company, Limited, as a liquidating dividend;

Said declarations and applications having been filed on July 30, 1941, and certain amendments having been filed thereto, the last of said amendments having been filed on October 3, 1941, and 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 applications and declarations within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit the said declarations, as amended, pursuant to section 7 of said Act and Rules U-42, U-43, U-44, and U-45 to become effective and to grant the said applications pursuant to section 10 of said Act and finding with respect to the declaration under section 7 of said Act that the requirements of section 7 (c) are satisfied and that no adverse findings are necessary under section 7 (d) of said Act and finding with respect to the applications under section 10 of said Act that no adverse findings are necessary under sections 10 (b) and 10 (c) (1) of said Act and that section 10 (c) (2) of said Act is not applicable, and finding with respect to the declarations under Rules U-42, U-43, U-44, and U-45, respectively, that the requirements of sections 12 (c), 12 (f), 12 (d), and 12 (b), respectively of said Act are satisfied:

It is hereby ordered, Pursuant to Rule U-23 of said Act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid declarations, as amended, be and hereby are permitted to

become effective forthwith, and that the aforesaid applications, as amended, be and hereby are granted forthwith.

By the Commission, Commissioner Healy dissenting for the reasons set forth in his memorandum of April 1, 1940.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-7574; Filed, October 9, 1941; 11:41 a. m.]

[File No. 70-360]

IN THE MATTER OF GULF POWER COMPANY
AND THE COMMONWEALTH & SOUTHERN
CORPORATION (DELAWARE)

SUPPLEMENTAL ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

The Commission having made and filed its Findings and Opinion herein and entered an order herein on September 22, 1941 permitting the declarations, as amended, to become effective and granting the applications, as amended, filed by Gulf Power Company and The Commonwealth & Southern Corporation (Delaware) pursuant to the applicable sections of the Public Utility Holding Company Act of 1935 and Rules U-42, U-45 and U-50 thereunder regarding, among other things, the issue and sale by Gulf Power Company of \$5,600,000 principal amount of First Mortgage Bonds, interest rate undetermined, series due 1971 and the redemption of \$2,500,000 principal amount of outstanding First and Refunding Mortgage Bonds, due 1968; the declarant publicly to invite proposals for the purchase of the \$5,600,000 principal amount bonds in accordance with Rule U-50; and

The Commission having permitted said applications and declarations to become effective subject to the terms and conditions prescribed by Rule U-24 and subject to such additional conditions as are recited in said order, among which was the further condition that Gulf Power Company report to the Commission the results of the competitive bidding as required by Rule U-50 (c), and comply with such supplemental order as the Commission may enter in view of the facts disclosed thereby, jurisdiction having been reserved for these purposes;

Gulf Power Company having made such a report to the Commission in the form of a further amendment to the applications and declarations, specifying the proposals which have been received for the purchase of said bonds, pursuant to the invitation for competitive bids, and stating that Gulf Power Company has accepted a bid from a group of six underwriters headed by The First Boston Corporation of 102.2062% of the principal amount for bonds having a coupon rate of 3½% per annum, plus accrued interest from the 1st day of September, 1941 to the date of delivery of said bonds; \$3,000,000 of said bonds to be resold by

the underwriters to The Equitable Life Assurance Society of the United States at 102.4562% of the principal amount (plus a pro rata share of legal expenses of counsel for the several underwriters, which sum is not to exceed \$2,678) resulting in a spread to the underwriters of .25% of the principal amount; and \$2,600,000 of said bonds to be resold to the public at 103% of the principal amount, representing a spread to the underwriters of .7938%, such spread to be allocated as set forth in the amendment;

The Commission having examined the record, and finding that no adverse findings are necessary under the applicable provisions of Section 7 (d) of the Act with respect to the sale of said bonds at such prices and with such spread and allocation thereof;

It is ordered, That in respect of said prices, spread and allocation thereof said declarations, as amended, be and the same are hereby permitted to become effective forthwith and the applications, as amended, be and the same are hereby granted, subject, however, to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-7575; Filed, October 9, 1941; 11:42 a. m.]

[File No. 70-336]

IN THE MATTER OF KEYES FIBRE COMPANY
ORDER GRANTING APPLICATION AND GRANTING
EXEMPTION FROM RULE U-45

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 8th day of October, A. D. 1941.

Keyes Fibre Company, a subsidiary company of New England Public Service Company, a registered holding company, having filed an application and amendments thereto, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of section 6 (a) of said Act of the issue and sale of \$1,400,000 of First Mortgage Sinking Fund 4½% Bonds due October 1, 1956; and

Keyes Fibre Company proposing to pay an indebtedness of approximately \$72,000 of its subsidiary, Waterville Pulpwood Company, and such payment being within the provisions of Rule U-45:

It is ordered, That said application pursuant to section 6 (b) be and the same hereby is granted, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That an exemption be and the same hereby is granted from the provisions of Rule U-45 as to such payment of the indebtedness of said subsidiary.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-7576; Filed, October 9, 1941; 11:42 a. m.]

[File Nos. 814-16, 814-50]

IN THE MATTER OF AMERICAN TRUSTEED FUNDS, INC.

NOTICE OF AND ORDER FOR REOPENING HEARING, CONSOLIDATING PROCEEDINGS AND HEARING ON CONSOLIDATED MATTER

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C. on the 8th day of October, A. D. 1941.

An application having been filed by the above named applicant on December 16, 1940 (File No. 814-16) under and pursuant to the provisions of section 9 (b) of the Investment Company Act of 1940 for an order exempting it from the provisions of section 9 (a) of the said Act; and the Commission having granted to such applicant a temporary exemption from the provisions of section 9 (a) pending the disposition of the application for permanent or further exemption from the provisions of such section; and a hearing on said application having been held on April 14, 1941 and closed on that date; and no further action having been taken by the Commission on said application; and

Another application having been filed by the above named applicant on July

26, 1941 (File No. 814-50), by reason of circumstances occurring after the closing of the above hearing, under and pursuant to the provisions of section 9 (b) of the Investment Company Act of 1940 for an order exempting it from the provisions of section 9 (a) of said Act; and the Commission having granted to such applicant a temporary exemption from the provisions of section 9 (a) pending the disposition of the application for permanent or further exemption from the provisions of such section; and

It appearing to the Commission that said applications are related and present questions of law and fact common to each of said applications;

It is ordered, That the hearing on the application dated December 16, 1940 (File No. 814-16) be and the same hereby is reopened;

It is further ordered, That the proceedings on the two applications be and the same hereby are consolidated;

It is further ordered, That a hearing on the consolidated matter for permanent or further exemption of the above named applicant from the provisions of section 9 (a) of the Act be held on October 14, 1941 at 10:00 o'clock in the

forenoon of that day at the Securities and Exchange Commission Building, 1778 Pennsylvania Avenue NW., Washington, D. C. On such day the hearing room clerk in Room 1102 will advise interested parties where such hearing will be held;

It is further ordered, That Robert P. Reeder, Esq. or any officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to Trial Examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to the above named applicant and any other person or persons concerned or to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-7577; Filed, October 9, 1941; 11:42 a. m.]