

107 15

FEDERAL REGISTER

VOLUME 8 NUMBER 204

Washington, Thursday, October 14, 1943

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 18—WAR SERVICE REGULATIONS

STABILIZATION OF EMPLOYMENT

Section 18.12 *Stabilization of employment* is amended to read as follows:

§ 18.12 *Stabilization of employment.* The Civil Service Commission will not approve the appointment of any individual whose appointment is in violation of War Manpower Commission regulations or employment stabilization programs.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

OCTOBER 12, 1943.

[F. R. Doc. 43-16706; Filed, October 13, 1943; 11:21 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter X—Areas Restricted for National Defense Purposes

PART 102—CONTROL OF LIGHTING WITHIN RESTRICTED ZONES

[Public Proclamation 19]

WASHINGTON, OREGON AND CALIFORNIA;
LIGHTING ZONES

OCTOBER 10, 1943.

Section 102.1 (7 F.R. 8377) is rescinded and the following substituted therefor:

Headquarters Western Defense Command and Fourth Army, Presidio of California.

To the people within the States of Washington, Oregon and California, and to the public generally:

Whereas the enemy has made attacks upon vessels and land installations along the Pacific Coast, and it is expected that such attacks may be resumed, and it is necessary to provide adequate protection

for shipping and for war utilities, war materials and war premises against attacks by sea and by air; and

Whereas Lieutenant General J. L. DeWitt, Commanding General, Western Defense Command and Fourth Army, issued Public Proclamation No. 1,² dated 2 March 1942, reciting certain findings of fact and establishing Military Areas Nos. 1 and 2 within the territory of the Western Defense Command, which recitals and the creation of military areas, including subsequent modifications thereof, are hereby reaffirmed; and also issued Public Proclamation No. 10,² dated 5 August 1942, establishing a Zone of Restricted Lighting within Military Areas Nos. 1 and 2 and providing certain restrictions within said Zone, and Public Proclamation No. 12³ dated 10 October 1943, amending said Proclamation No. 10; and

Whereas, military necessity continues to require regulations for the control of lighting within the zones hereinafter established and in the manner hereinafter provided, but current developments and further investigation indicate the advisability, consistent with military necessity, of modifying in certain respects the lighting restrictions heretofore required by Public Proclamations Nos. 10 and 12;

Now, therefore, I, Delos O. Emmons, Lieutenant General, U. S. Army, by virtue of the authority vested in me by the President of the United States and by the Secretary of War and my powers and prerogatives as Commanding General of the Western Defense Command, do hereby declare that:

§ 102.1 *Lighting zones; Washington, Oregon and California*—(a) *Rescission of Public Proclamations Nos. 10 and 12.* Said Public Proclamations Nos. 10 and 12, Headquarters, Western Defense Command and Fourth Army, are hereby rescinded as of the effective date of this proclamation, but this rescission shall not affect any offense committed or penalty incurred under the provisions of said

¹ 7 F.R. 2320.

² 7 F.R. 6631.

³ 7 F.R. 8377.

(Continued on next page)

CONTENTS

REGULATIONS AND NOTICES

ALLEX PROPERTY CUSTODIAN:	Page
Italian nationals, patents.....	14020
CIVIL AERONAUTICS BOARD:	
Airplane airworthiness, miscellaneous amendments.....	13999
American Airlines, Inc., hearing.....	14020
CIVIL SERVICE COMMISSION:	
War service regulations; stabilization of employment.....	13997
FISHERIES COORDINATOR:	
Pilchard production plan:	
Applicability of definitions....	14018
San Pedro Harbor, Calif., sardine delivery.....	14018
GENERAL LAND OFFICE:	
Withdrawals, reservations, etc.:	
Alaska, Tongass National Forest.....	14017
Arizona, Kaibab National Forest.....	14017
Colorado.....	14018
GEOLOGICAL SURVEY:	
Oil and gas areas' development and operation as a unit, hearing.....	14019
INTERNAL REVENUE BUREAU:	
Employment taxes, verification of returns.....	14000
INTERSTATE COMMERCE COMMISSION:	
Eastern Shore Oil Co., delivery of combustible liquids facilitated.....	14018
OFFICE OF PRICE ADMINISTRATION:	
Adjustment orders, list.....	14022
Apparel, fall and winter outerwear (MPR 438, Am. 2) (Corr.).....	14012
Arkansas dump trucks, rent (MPR 134, Order 17).....	14023
Atlantic sea herring and alewives (MPR 396).....	14010
Beef and veal carcasses and wholesale cuts (MPR 169, Am. 31).....	14009
Bituminous coal (MPR 120, Am. 68).....	14009
Cotton yarns, combed (RPS 7, Am. 13).....	14004
Defense-rental areas; Florida (Des. and Rent Decl. 31, Am. 12).....	14012

(Continued on next page)



Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION— Continued.	Page
Distilled spirits and wine (MPR 445, Am. 5).....	14016
District Director, change of titles:	
(Gen. RO 13).....	14004
(Supp. Order 74).....	14004
Fish and seafood, canned (Supp. Order 75).....	14004
Fruits and vegetables (MPR 426, Am. 8) (Corr.).....	14012
Gasoline and mileage rationing:	
(RO 5C, Am. 10 to Supp. 1).....	14015
(RO 5C, Am. 80).....	14013
Maine sardines (MPR 184, Am. 2).....	14009
Peanut and soybean oils, refined (MPR 53, Order 22).....	14022
Poultry (RMFR 269, Am. 17).....	14016
Regional and district office orders:	
Carrots, San Francisco, Calif., region.....	14024
Eggs and egg products:	
Nevada.....	14028
Northern California.....	14028
Southern California.....	14027
Firewood:	
Chelan County and Okanogan County, Wash.....	14024
Lincoln County, Wash.....	14024
Fruits and vegetables, Denver area, Colo.....	14029
Gypsum wallboard, lath and sheeting, San Francisco, Calif., region.....	14027
Lettuce:	
Jacksonville district, Miss.....	14027
Lubbock district, Tex.....	14029
Virginia.....	14028

CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION— Continued.	Page
Regional and district office orders—Continued.	
Milk:	
Franklin County, Ohio.....	14023
Muskegon County, Mich.....	14023
Okanogan County, Wash. (Corr.).....	14027
Utah.....	14023
West Virginia.....	14023
Power laundries, Illinois (Corr.).....	14027
Solid fuels, Lowell, Mass., area.....	14025
Rubber heels and soles (MPR 477).....	14004
Service suppliers, permission to apply provisions of one price regulation (Supp. Order 76).....	14011
Sugar rationing:	
(RO 3, Am. 93, 94) (2 documents).....	14010
Superphosphate (Rev. SR 14, Am. 37).....	14016
Typewriter rationing (RO 4A, Am. 6).....	14010
Work clothing, staple (MPR 208, Am. 4).....	14012
SECURITIES AND EXCHANGE COMMISSION:	
Hearings, etc.:	
Central States Utilities Corp., et al.....	14031
Holly Oil Co.....	14029
Segal, Samuel.....	14030
Setay Co., Inc., et al.....	14030
Standard Oil Co. (N. J.) and Consolidated Natural Gas Co.....	14031
Transatlantica Exchange & Securities Co.....	14030
WAGE AND HOUR DIVISION:	
Committee appointments, etc.:	
Communication, utilities, etc., industries.....	14019
Finance, insurance, etc., industries.....	14019
Learner employment certificates, various industries.....	14019
WAR DEPARTMENT:	
Control of lighting within restricted zones; Washington, Oregon and California.....	13997
WAR FOOD ADMINISTRATION:	
Licensed ship suppliers (Reg. 3, Corr.).....	14017
McKinley-Winter Livestock Commission Co. and Winter Livestock Commission Co., hearing.....	14033
WAR PRODUCTION BOARD:	
Beryllium (M-160).....	14001
Controlled materials plan; aluminum orders (CMP Reg. 1, Dir. 23).....	14002
Laundry equipment (L-6-c, revocation).....	14000
Domestic (L-6).....	14003
Programs (M-293, Table 1).....	14002
Vises (L-216, Sch. VI).....	14001

public proclamation or any orders issued thereunder.

(b) *Establishment of lighting zones.* The following lighting zones within said Military Areas Nos. 1 and 2 are hereby designated and established:

(1) "Lighting Zone A," as particularly described in Exhibit 1 and as generally shown on the map marked Exhibit 2, each attached hereto and made a part hereof.⁴

(2) "Lighting Zone B," comprising all that portion of Lighting Zone A which is within ten miles from the sea as defined in paragraph (h) (2) hereof.

(3) "Lighting Zone C," as particularly described and generally shown in said Exhibits 1 and 2 hereof.⁴

(c) *Effective hours.* All lighting restrictions hereinafter provided shall be applicable and observance thereof required at all times from one-half hour after sunset until one-half hour before sunrise each night from 1 October to 30 April, and from one hour after sunset until one hour before sunrise each night from 1 May to 30 September.

(d) *Restrictions in both lighting zones A and B.* Subject to the exceptions hereinafter provided, during the hours specified in section 3 hereof illumination within Lighting Zones A and B shall be controlled as follows:

(1) *Advertising and decorative lighting.* Illuminated signs and ornamental, decorative and display lighting of every description which are located out-of-doors, and floodlighting which illuminates buildings or signs, shall be extinguished.

(2) *Upward light.* All light sources of every description shall be situated or shielded so that no direct rays from any light source are emitted above the horizontal out-of-doors.

(3) *Outdoor area illumination.* Illumination on any outdoor area shall not exceed one foot candle at any point.

(e) *Additional restrictions in lighting zone B.* Subject to the exceptions hereinafter provided, during the hours specified in paragraph (c) hereof, any light source located within Lighting Zone B which is directly visible from the sea, as hereinafter defined, shall be either extinguished or shielded so that it is no longer directly visible from the sea, in addition to the applicable restrictions provided in paragraph (d) hereof.

(f) *Restrictions in Lighting Zone C.* Subject to the exceptions hereinafter provided, during the hours specified in paragraph (c) hereof illumination within Lighting Zone C shall be controlled as follows:

(1) *Upward light.* All electric incandescent lamps in excess of 100 watts capacity, and all other light sources producing equivalent light intensity, when located out-of-doors, shall be shielded so that no direct rays from any light source are emitted above the horizontal

⁴Filed as part of the original document.

out-of-doors. Any accumulation of light sources located within or above any ten foot square of outdoor ground area shall be deemed to be a single light source, and if the aggregate intensity of such an accumulation of light sources exceeds the limit expressed in the preceding sentence, then all such light sources shall be shielded.

(2) *Outdoor area illumination.* Illumination on any outdoor area shall not exceed five foot candles at any point.

(g) *Exceptions.* Certain exceptions from the foregoing restrictions are made as follows:

(1) *Industry, safety, health and welfare.* Variations from any of the restrictions of this proclamation may be permitted by the written approval of the Ninth Regional Civilian Defense Board obtained in advance, but only when and to the extent required to achieve and maintain maximum industrial efficiency, or reasonable safety of persons or property, or to maintain health and welfare, and only to the extent consistent with the requirements of military necessity as determined from time to time by the undersigned. All approvals of lighting variations shall be reported to, and subject to revocation by the Commanding General, Western Defense Command. All approvals presently in effect under the provisions of said Public Proclamation No. 10, as amended by Public Proclamation No. 12, in respect to any illumination within Lighting Zones A, B or C, established herein, shall remain in effect as if reissued hereunder.

(2) *Interior lighting.* Upward light emitted out-of-doors from any light source shall be permitted if the light source is (i) within any building and more than six feet from the nearest window or other opening in the wall of the building, or (ii) at any location within a building used primarily as a residence, apartment, hotel or residential club, if all the direct rays emitted above the horizontal out-of-doors are shielded by any customary residential type of lamp shade; but in either case no direct rays from any light source shall be emitted through any skylight, and all indoor light sources within Lighting Zone B shall be shielded so that they are not directly visible from the sea. (See paragraph (f) for further exception of interior light sources in Lighting Zone C.)

(3) *Recreational lighting.* Outdoor area illumination up to a maximum of thirty foot candles is permitted in any location more than three miles from the sea as hereinafter defined, but only when and to the extent actually required and primarily used for sports or recreation, and when otherwise in compliance with the applicable restrictions of paragraphs (d) and (e) hereof.

(4) *Vehicle lights.* All vehicle lights required by law are permitted: *Provided, however,* That within Lighting Zone B, in areas visible from the sea as hereinafter defined, driving lamps shall be operated only on the low or depressed beam.

Authorized emergency vehicles on official emergency missions are excepted from all the restrictions of this proclamation.

(5) *Route and destination signs.* Illuminated route and destination signs on public carrier vehicles are excepted from all the restrictions of this proclamation.

(6) *Traffic signs and signals.* Illuminated signs and signals authorized by governmental authority to control or direct traffic are excepted from all the foregoing restrictions: *Provided, however,* That such signals are illuminated by electric lamps of not more than 100 watt capacity or the equivalent, and that the actual light sources illuminating such signs are shielded to comply with paragraphs (a) and (e) hereof.

(7) *Highway flares and obstruction lights.* Fuseses or similar flares in an emergency, or so-called bomb type flares and warning lanterns, are excepted from all the foregoing restrictions, but only when and to the extent actually and immediately required to warn traffic of obstruction.

(8) *Navigation and railroad lights.* Authorized lights necessary to facilitate air or water navigation, authorized railroad signal lights, and headlights of railroad locomotives when in motion are excepted from all restrictions of this proclamation.

(9) *Street and highway lights.* All street and highway lights are excepted from the restrictions of paragraphs (d) and (f) hereof, but they must be shielded so that each light source emits no more than ten percent of its total lamp lumens above the horizontal and must be controlled so that such light sources contribute no more than three foot candles of illumination at any point upon the ground and in lighting Zone B must be situated or shielded so that the light sources are not directly visible from the sea as hereinafter defined.

(h) *Definitions.* As used herein, the following words and phrases shall have the following meanings:

(1) "Light source" means any light generating element and the bright portion of any reflector, lens, luminaire, transparency, or other equipment associated therewith for the control or diffusion of light.

(2) "Sea" means the waters of the Pacific Ocean; the waters of the Straits of Juan de Fuca lying west of a line running due north and south through the easternmost point of the easterly boundary of the City of Clallam Bay, Washington; and those bodies of water on the shoreline of California generally known as Santa Monica Bay, Santa Barbara Channel, San Luis Obispo Bay, Estero Bay and Monterey Bay. The waters of San Francisco Bay, lying easterly of a line extending from Point Bonita through Mile Rock, are not intended and shall not be construed to be a part of the sea.

(3) "Visible from the sea" means actually and directly visible at any time from the sea, as defined above: *Provided,* That, solely for the purpose of paragraph

(g) (4) hereof, the phrase "visible from the sea" shall include those portions of streets or highways which may not in fact be visible from the sea but which are within areas generally visible from the sea.

(i) *Penalties.* Any person violating any of the provisions hereof, or orders issued pursuant hereto, is subject to immediate exclusion from the territory of the Western Defense Command, and to the criminal penalties provided in Public Law No. 503, 77th Congress, approved 21 March 1942 (18 U.S.C.A. 97a), and to any other penalties provided by law.

(j) *Enforcement.* The Ninth Regional Civilian Defense Board is designated as the primary agency to aid in the enforcement of this proclamation. It is requested that the civil law enforcement agencies and state and local governmental bodies within the areas affected by this proclamation assist in the enforcement hereof.

(k) *Blackout rules.* This proclamation shall have no effect upon existing or future laws or regulations governing blackouts.

(l) *Effective date.* This proclamation shall become effective on 10 October 1943.

[SEAL]

DELOS C. EMMONS,
Lieutenant General,
Commanding.

Confirmed:

J. A. ULIO,
Major General,
The Adjutant General.

[F. R. Doc. 43-16370; Filed, October 12, 1943;
2:04 p.m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regulations, Amdt. 04-2]

PART 04—AIRPLANE AIRWORTHINESS

MISCELLANEOUS AMENDMENTS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 2d day of October 1943.

Effective October 2, 1943, Part 04 of the Civil Air Regulations is amended as follows:

1. By deleting from § 04.404 the following: "04.4260."
2. By deleting from § 04.421 the following: "(See also § 40.6261.)"
3. By deleting from § 04.432 the following: "as defined in § 04.01."
4. By correcting the number of § 04.445 to read as follows: "§ 04.445-T."
5. By deleting from § 04.531 (h) the following: "§ 04.530 (e)," and inserting in lieu thereof the following: "§ 40.235."
6. By deleting from § 04.61 the following: "defined in § 04.01."
7. By deleting from §§ 04.70 and 04.75-T the following: "04.7061." and inserting in lieu thereof the following: "04.706."

8. By deleting from § 04.754-T the following: "04.7541 (d)" and inserting in lieu thereof the following: "§ 04.7541-T (d)."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 43-16695; Filed, October 13, 1943;
10:16 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter D—Employment Taxes

[T. D. 5302]

PARTS 402, 403, AND 410 AMENDED WITH RESPECT TO THE VERIFICATION OF RETURNS¹

PARAGRAPH A. *Amendments common to Regulations 100, 106, and 107.* Regulations 100 (Part 410, Title 26, Code of Federal Regulations) only as made applicable to the Internal Revenue Code by Treasury Decision 4885 (Chapter I, note, of such Title 26, 1939 Supp.), relating to the employers' tax, employees' tax, and employee representatives' tax under subchapter B of chapter 9 of the Internal Revenue Code, Regulations 106 (Part 402 of such Title 26, 1940 Supp.), relating to the employees' tax and employers' tax under the Federal Insurance Contributions Act (subchapter A, chapter 9, Internal Revenue Code), and Regulations 107 (Part 403 of such Title 26, 1940 Supp.), relating to the excise tax on employers under the Federal Unemployment Tax Act (subchapter C, chapter 9, Internal Revenue Code), are amended as follows:

(1) Immediately following the provisions of law under the caption "Section 3165 of the United States Revised Statutes, as amended" preceding article 501 of Regulations 100 (§ 410.501, Title 26, Code of Federal Regulations), as amended by Treasury Decision 4859 (§ 410.501 of such Title 26, 1938 Supp.), only as made applicable to the Internal Revenue Code by Treasury Decision 4885 (Chapter I, note, of such Title 26, 1939 Supp.), immediately following the provisions of law under the caption "Section 3330 of the Internal Revenue Code" preceding § 402.601 of Regulations 106, and immediately following the provisions of law under the caption "Section 3330 of the Internal Revenue Code" preceding § 403.501 of Regulations 107, the following is inserted:

SECTION 2 OF THE CURRENT TAX PAYMENT ACT OF 1943

(a) *In general.* Chapter 9 of the Internal Revenue Code (relating to employment taxes)

¹ Part 402—Employees' Tax and Employers' Tax under the Federal Insurance Contributions Act. Part 403—Excise Tax on Employers under the Federal Unemployment Tax Act. Part 410—Employers' Tax, Employees' Tax, and Employee Representatives' Tax under the Carriers Taxing Act of 1937.

is amended by inserting at the end thereof the following new subchapters:

SUBCHAPTER E—GENERAL PROVISIONS

SEC. 1630. VERIFICATION OF RETURNS, ETC.

(a) *Power of Commissioner to require.* The Commissioner, under regulations prescribed by him with the approval of the Secretary, may require that any return, statement, or other document required to be filed under this chapter shall contain or be verified by a written declaration that it is made under the penalties of perjury, and such declaration shall be in lieu of any oath otherwise required.

(d) *Effective date.* The amendments made by subsections (a) * * * shall take effect July 1, 1943 * * *.

(2) Article 503 of Regulations 100 (§ 410.503 Title 26 Code of Federal Regulations) only as made applicable to the Internal Revenue Code by Treasury Decision 4885 (Chapter I, note, of such Title 26, 1939 Supp.) § 402.604 of Regulations 106, and § 403.504 of Regulations 107 are amended by adding at the end thereof the following new paragraph:

Each return for a period beginning after December 31, 1943, shall contain or be verified by a written declaration that it is made under the penalties of perjury, and such declaration shall be in lieu of the oath or affirmation, or the signing or acknowledgment before two witnesses, otherwise required.

(3) Immediately following the provisions of law under the caption "Section 35 of the Criminal Code of the United States, as Amended" preceding article 806 of Regulations 100 (§ 410.806, Title 26, Code of Federal Regulations) only as made applicable to the Internal Revenue Code by Treasury Decision 4885 (Chapter I, note, of such Title 26, 1939 Supp.), immediately following the provisions of law under the caption "Section 35 (A) of the Criminal Code, as amended" preceding § 402.805 of Regulations 106, and immediately following the provisions of law under the caption "Section 35 (A) of the Criminal Code, as amended" preceding § 403.606 of Regulations 107, the following is inserted:

SECTION 2 OF THE CURRENT TAX PAYMENT ACT OF 1943

(a) *In general.* Chapter 9 of the Internal Revenue Code (relating to employment taxes) is amended by inserting at the end thereof the following new subchapters:

SUBCHAPTER E—GENERAL PROVISIONS

SEC. 1630. VERIFICATION OF RETURNS, ETC.

(b) *Penalties.* Every person who willfully makes and subscribes any return, statement, or other document, which contains or is verified by a written declaration that it is made under the penalties of perjury, and which he does not believe to be true and correct as to every material matter, shall be guilty of a felony, and, upon conviction thereof, shall be subject to the penalties prescribed for perjury in section 125 of the Criminal Code.

(d) *Effective date.* The amendments made by subsections (a) * * * shall take effect July 1, 1943 * * *.

SECTION 125 OF THE CRIMINAL CODE

Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall willfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years.

PAR. B. *Amendment to Regulations 107 only.* Regulations 107 (Part 403, Title 26, Code of Federal Regulations, 1940 Supp.), relating to the excise tax on employers under the Federal Unemployment Tax Act (subchapter C, chapter 9, Internal Revenue Code), is further amended by adding at the end of § 403.403 (a) (2) the following new sentence:

With respect to a credit against the tax for any taxable year beginning after December 31, 1943, a statement by the taxpayer setting forth the information called for in this subparagraph, which statement shall contain or be verified by a written declaration that it is made under the penalties of perjury, shall be submitted in lieu of the affidavit otherwise required.

(Secs. 1429, 1535, and 1609 of the Internal Revenue Code (53 Stat. 178, 183, 188; 26 U.S.C. 1429, 1535, 1609), and section 1630 of the Internal Revenue Code, added by section 2 (a) of the Current Tax Payment Act of 1943 (Pub. Law 68, 78th Cong.))

[SEAL] GUY T. HELVERING,
Commissioner.

Approved: October 11, 1943.

JOHN L. SULLIVAN,
Acting Secretary of the Treasury.

[F. R. Doc. 43-16707; Filed, October 13, 1943;
11:20 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 992—LAUNDRY EQUIPMENT

[Revocation of Limitation Order L-6-o]

Section 992.4 *Limitation Order L-6-o* is hereby revoked, its subject matter being now covered by § 992.1 *Limitation Order L-6*. This revocation shall not af-

fect any penalties incurred or liabilities accrued under Order L-6-c.

Issued this 13th day of October 1943.

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

[F. R. Doc. 43-16702; Filed, October 13, 1943;
11:24 a. m.]

PART 1253—BERYLLIUM

[General Preference Order M-160 as Amended
Oct. 13, 1943]

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

§ 1253.1 *General Preference Order M-160*—(a) *Definitions*. For the purposes of this order:

(1) "Beryllium" means and includes:

(i) Ores and concentrates, including beneficiated or treated forms, containing beryllium, commercially recognized;

(ii) The element beryllium, sometimes known as "glucinum", in commercially pure form;

(iii) Any alloy containing 3% (three per cent) or more by weight of the element beryllium;

(iv) Any alloy made for resale in ingot form and containing less than 3% but not less than 0.1% by weight of the element beryllium, if made in whole or in part from scrap or secondary materials.

(v) All chemical compounds containing beryllium as an essential and recognizable component;

(b) *Allocations*. After June 1, 1942, no person shall deliver or accept delivery of beryllium except as specifically authorized by the War Production Board. The War Production Board will from time to time allocate the supply of beryllium and specifically direct the manner and quantities in which deliveries thereof shall be made and accepted; and the War Production Board may also issue specific directions as to the manner and quantities in which beryllium may be processed for particular purposes or end uses. The War Production Board may require any person seeking to place a purchase order for beryllium to place the same with one or more particular suppliers. Such allocations and directions will be made to insure satisfaction of all defense requirements of the United States, both direct and indirect, and they may be made without regard to any preference ratings assigned to particular contracts or purchase orders.

(c) *Reports*. (1) Unless otherwise ordered by the War Production Board, no person shall be entitled to receive an allocation of beryllium unless, not later than the 20th day of the month next preceding the month in which delivery is desired, he shall have filed with the War Production Board, and with any supplier with whom he may place an order for beryllium, an appli-

cation on Form WPB-1122, and in addition shall have filed with the War Production Board a report on Form WPB-1123.

(2) Any person who, on the first day of June or any month thereafter, has in his possession or under his control any beryllium in excess of ten (10) pounds (beryllium content) shall file with the War Production Board a report on Form WPB-1123 not later than the 20th day of such month even though he does not desire delivery of beryllium during the next succeeding month.

(3) Failure by any person to file an application pursuant to paragraph (c) (1) may be construed as notice to the War Production Board and to all suppliers of beryllium that such person does not desire an allocation of beryllium for the next succeeding month.

(d) *Exceptions*. (1) Notwithstanding any other provision of this order, any person may, until July 1, 1942, deliver beryllium for the purpose of producing any article which is being produced with the assistance of a preference rating order or certificate issued or extended to the manufacturer which assigns a rating of A-1-c or higher.

(2) Beryllium may be delivered without the specific authorization of the War Production Board to the Metals Reserve Company or to any other Corporation organized under section 5 (d) of the Reconstruction Finance Corporation Act, as amended (15 U.S.C., section 606 (b)), or to any duly authorized agent of such corporation.

(e) *Special directions*. The War Production Board may from time to time issue specific directions or prohibitions with respect to the permissible kind or quantity of beryllium in the composition of any material or product, and he may also in his discretion direct the use of any practical substitute in lieu of beryllium in the production of any materials or products.

(f) *Applicability of Priorities Regulation No. 1*. This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944) as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

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

(h) *General Imports Order M-63 unaffected*. Nothing contained in this order shall be construed as altering or modifying in any way the provisions of General Imports Order M-63 applicable to beryllium.

(i) *Communications to War Production Board*. All reports required to be

filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to the War Production Board, Washington 25, D. C., Reference: M-160.

Issued this 13th day of October 1943.

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

[F. R. Doc. 43-16704; Filed, October 13, 1943;
11:24 a. m.]

PART 3114—SIMPLIFICATION AND STANDARDIZATION OF PORTABLE TOOLS, CHUCKING EQUIPMENT, MECHANIC'S HAND SERVICE TOOLS, FILES, HACK AND BAND-SAWS, VISES, AND MACHINE TOOL ACCESSORIES

[Schedule VI as Amended Oct. 13, 1943 to
Limitation Order L-216]

VISES

§ 3114.7 *Schedule VI of Limitation Order L-216*—(a) *Definitions*. For the purpose of this schedule and the tables attached hereto:

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

(2) Names of various styles of vises shall have the same meaning as in Federal Specifications GGG-V-436-a, and the illustrations in such specifications shall be deemed the graphic descriptions of the vises referred to; provided, however, that none of the other provisions of such specifications shall be controlling.

(3) "Jaw cap" means the cap designed to be placed across the face of the jaw of a vise to cover the surface of the jaws.

(b) *Manufacture of jaw caps*. No person shall perform any manufacturing operation upon or sell any jaw caps made of any metal other than lead or lead base alloy.

(c) *Limitation on manufacture of vises*. (1) No person shall manufacture any vise other than in the styles listed in Tables I and II hereto attached.

(2) No person shall manufacture any vise of any of the styles listed in Table II, except in the jaw sizes and not exceeding the maximum weights, if any, specified for such style of vise in such table.

(3) No person shall use in the manufacture of vises any metals other than carbon steel or cast or malleable iron, except that jaw facings may be manufactured of tool steel.

(d) *Exceptions*. Nothing contained in paragraphs (b) and (c) of this schedule shall be deemed to prohibit the sale of jaw caps or vises which on January 1, 1944, were completely fabricated, nor to prohibit the manufacture and sale of jaw caps or vises which on January 1, 1944, had been so fabricated that completion in compliance with the provisions of this schedule would be impracticable. Each person who shall manufacture or sell any jaw cap or vise under the terms of this exception, shall keep and maintain, subject to inspection by the War Production

Board, accurate records with respect to each such transaction.

(e) *Manufacture of repair parts.* Nothing contained in paragraph (c) of this schedule shall be deemed to prevent the manufacture of repair parts for vises, notwithstanding the fact that the vises for which such parts are made do not conform to the limitations set forth in this schedule. No person shall assemble repair parts so produced into a complete vise, but shall use them only for the purpose of replacing parts of vises which are broken or so badly worn that they are no longer serviceable.

(f) *Effective date of schedule.* Notwithstanding any of the provisions of this schedule as originally issued on September 7, 1943, this schedule and the attached tables shall not take effect until January 1, 1944.

Issued this 13th day of October 1943.

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

TABLE I.—TYPES OF VISES WHICH MAY BE MANUFACTURED WITHOUT RESTRICTIONS

1. Pipe vises (chain, hinged or open jaw and open side).
2. Riggers' (splicing) vises.
3. Patternmakers' vises.
4. Saw vises.
5. Machine vises for mounting on drill presses, milling machines, etc.
6. Tools commonly called vises (such as hinged jaw, hand, pin and lineman's vises), which do not have the characteristics of a bench mounted vise.

TABLE II.—TYPES OF VISES WHICH MAY BE MANUFACTURED ONLY IN THE WEIGHTS AND JAW SIZES SPECIFIED

Types of vise	Jaw size	Maximum weight of vise
	<i>Inches</i>	
Anvil.....	2½	10 lbs.
Bench, clamp base.....	2	N. R.
	3	N. R.
Blacksmiths'.....	4	35 lbs.
	4½	50 lbs.
	5	70 lbs.
	7	150 lbs.
Bodymakers', sheetmetal or woodworkers', swivel base.....	4½	N. R.
Combination, bench and pipe, swivel base.....	4½	N. R.
Double swivel.....	6	N. R.
Flilers', swivel base.....	4	N. R.
Jewelers', swivel base.....	2	3 lbs.
Machinists' bench, stationary base and jaw.....	3	N. R.
	3½	N. R.
	4	N. R.
	4½	N. R.
	5	N. R.
	6	N. R.
	8	N. R.
Machinists' bench, swivel base, stationary jaw.....	2	N. R.
	3	N. R.
	3½	N. R.
	4	N. R.
	4½	N. R.
	5	N. R.
	6	N. R.
	8	N. R.
Machinists' bench, swivel base and jaw.....	3½	N. R.
	4½	N. R.
	6	N. R.
Steam fitters.....	4½	N. R.
Utility, swivel base.....	3½	17 lbs.
Woodworkers'.....	4 x 10	N. R.

NOTE: "N. R." as used herein means "not restricted."
[F. R. Doc. 43-16703; Filed, October 13, 1943; 11:24 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[Direction 23 as Amended Oct. 13, 1943 to CMP Reg. 1]

ACCEPTANCE OF ORDERS FOR ALUMINUM BY ALUMINUM PRODUCERS AND THE EFFECT OF DELAYS IN PRODUCTION

The following direction is issued pursuant to CMP Regulation 1:

(a) The following direction applies to all orders placed with producers of aluminum calling for delivery of aluminum in the form of controlled material, except ingot. Deliveries of ingot are controlled by a directive issued to producers and smelters May 31, 1943, and subsequently amended by Directive P-8, dated October 1, 1943.

(b) The term "aluminum product" as used in this direction means aluminum and aluminum alloy products in the form of controlled material as described in Schedule I of CMP Regulation No. 1, except ingot. The term "order" as used in this direction means not only an authorized controlled material order but also an order covered by an AM authorization number.

(c) No producer shall accept for delivery in the calendar month specified on the order, any order for an aluminum product which he does not expect to be able to deliver in that month.

(d) No producer shall accept for delivery in the calendar month specified on the order, any order for an aluminum product covered by his production directive, when his total orders for such product scheduled for delivery in that month equal 110% of the amount of such product he is authorized to produce by his production directive; and no producer shall accept for delivery in the calendar month specified on the order, any order for an aluminum product not covered by his production directive, when his total orders for the product scheduled for delivery in that month equal 105% of his expected production for that month. In determining whether or not an order may be accepted for delivery in the month specified, the producer must include in the 110% or 105% all orders already accepted by him which either (i) were accepted for delivery in the same calendar month as the delivery month specified on the order under consideration, or (ii) were accepted for delivery in any earlier month and which he anticipates he will not be able to fill before the beginning of the delivery month specified.

(e) If a producer is prohibited from accepting an order for delivery in the month specified by his customer because of the restrictions described in paragraphs (c) and (d) above, but the producer has open capacity available in either of the two following months, the producer must tentatively accept and schedule the order for delivery as early as possible. As promptly as possible, and in any event within seven days of the receipt of the order, the producer must notify the customer of the proposed delivery date within the two ensuing months and tell him that the order has been accepted subject to the receipt, within seven days of the day notice was given, of written confirmation and, when required, of the certification described below. If the customer does not have written confirmation of the new delivery date in the producer's hands within seven days after the date on which the notice of tentative acceptance was sent, the producer must cancel the order. If the new delivery date falls within a later quarter than that shown on the original order, and the order is an authorized controlled material order and not an AM order, the confirmation has no effect until the producer receives the

customer's certification that he has an allotment valid for the new quarter, in which case the customer must charge the order against that allotment. The confirmation and certification may be by letter or telegram. If made by letter, the letter must be signed by a person authorized to sign the form of certification required on authorized controlled material orders, and, if made by telegram, a copy must be signed by such person and held in the customer's file.

(f) If a producer has no open capacity available in the delivery month specified on an order or in the two following months, he must reject the order as promptly as possible, and in any event within seven days of its receipt, and tell his customer that he has done so.

(g) If, after finally accepting an order for aluminum products, a producer finds that he cannot make delivery during the calendar month in which delivery was promised, the order must, nevertheless, be given a position on his production schedule and be filled ahead of all orders accepted for delivery in any month after the promised delivery month, unless otherwise directed by the War Production Board or the customer, even if the order shows that the allotment was valid for a quarter earlier than the one in which delivery is actually to be made. The producer must notify his customer as soon as he reschedules the order, stating the approximate date when the producer expects to make delivery, and keep his customer advised of any changes in that date. If a producer finds that he cannot make delivery before the end of the month following the quarter in which delivery was originally promised, he must, by the last day of the quarter for which the order was originally accepted, notify the Aluminum and Magnesium Division, attention of the Chief of the Fabrication Branch, in writing, stating the allotment number, the name of the customer, the material covered by the order, the reason for delay, and when he can schedule the order for delivery.

(h) Nothing in this direction affects the right of a customer to cancel his order for failure to deliver on time.

Issued this 13th day of October 1943.

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

[F. R. Doc. 43-16700; Filed, October 13, 1943; 11:24 a. m.]

PART 3208—SCHEDULED PRODUCTS

[Table I as Amended Oct. 13, 1943, to General Scheduling Order M-293]

PROGRAMS

§ 3208.2 *Table of programs.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Paragraph (e) applies only to orders for Class Z products for the programs and claimant agencies shown in the following list:

Ships as programmed by the Navy Department, the Maritime Commission and the War Department.

Advanced and Overseas Bases as programmed by the Navy Department.

Tanks, Combat Vehicles and motor transport vehicles as programmed by the War Department.

Power generating plants as programmed by the Office of War Utilities.

Plants designed for the production of rubber as programmed by the Office of the Rubber Director.

Plants designed for the production of high octane gasoline as programmed by the Petroleum Administration for War.

Programs corresponding to the above as programmed by the Canadian Department of Munitions and Supply and approved by the Canadian Division, War Production Board; or, in the case of plants designed for the production of rubber, approved by the Office of the Rubber Director; or, in the case of plants designed for the production of high octane gasoline, approved by the Petroleum Administration for War.

Issued the 13th day of October 1943.

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

[F. R. Doc. 43-16705; Filed, October 13, 1943;
11:24 a. m.]

PART 3291—CONSUMERS DURABLE GOODS¹
[General Limitation Order L-6, as Amended
Oct. 13, 1943]

DOMESTIC LAUNDRY EQUIPMENT

Section 3291.25¹ *General Limitation Order L-6* is hereby amended to read as follows:

§ 3291.25 *General Limitation Order L-6*—(a) *Definitions*. For the purposes of this order:

(1) "Domestic laundry equipment" means washing machines and ironing machines designed primarily for home use.

(2) "Manufacturer" means any person engaged in the production or assembly of domestic laundry equipment or replacement or repair parts for domestic laundry equipment.

(3) "Special order" means any order for domestic laundry equipment stating on its face that the equipment is for shipboard use, or any order which is to be delivered to or for the account of the Army, Navy, United States Maritime Commission or War Shipping Administration. It also means any order for domestic laundry equipment to be delivered to or for the account of Army or Marine Corps Post Exchanges, Navy or Coast Guard Ships Service Departments and War Shipping Administration Training Organization Ships' Service activities, when the equipment purchased is not to be resold by those exchanges, departments or activities.

¹Formerly Part 992, § 992.1.

(b) *Restrictions on production and delivery of domestic laundry equipment.*

(1) No manufacturer shall produce or assemble any domestic laundry equipment except as authorized by the War Production Board in response to an application by letter.

(2) The War Production Board will usually not approve production of any domestic laundry equipment except washing machines from fabricated parts in manufacturers' inventories prior to January 1, 1943, and will approve this production or assembly only in such quantities as shall be determined to fill special orders. Upon request, the War Production Board will inform any manufacturer of the production authorized.

(3) No manufacturer shall deliver any new domestic laundry equipment except as authorized by the War Production Board in writing to fill special orders. This restriction does not apply to ironing machines.

(c) *Restrictions on the production of repair and replacement parts.* (1) No manufacturer shall use in the production of repair parts for agitator type washers, automatic type washers, spinner type washers, or vacuum cup type washers, any copper or copper base alloy except in the production of replacement or repair parts on List A.

(2) No manufacturer shall produce any repair or replacement parts for domestic laundry equipment if, as the result of such production, he will have more parts of the type produced in his inventory than he sold during the first six months of the calendar year 1943.

(d) *Restrictions on the delivery of repair or replacement parts.* No manufacturer shall sell any repair or replacement part for domestic laundry equipment containing copper or copper base alloy unless he

(1) Delivers it to fill a special order, or for export; or

(2) Obtains a similar used part or is informed that an amount of copper and copper base alloy equivalent to the amount of the metal and alloy in the part he is selling has been scrapped.

(e) *Reports.* Each manufacturer authorized to produce or assemble domestic laundry equipment must file monthly with the War Production Board, Form WPB-372 (formerly PD-205) showing his completed production, delivery and inventory.

(f) *Applicability of regulations and other orders.* The provisions of this order and all transactions affected thereby are subject to all applicable reg-

ulations of the War Production Board. If any other order of the War Production Board limits the use of any material in the production of domestic laundry equipment to a greater extent than this order does, the other order shall govern unless it states otherwise.

(g) *Appeals.* Any appeal from the provisions of this order shall be filed on Form WPB-1477 (formerly PD-500) with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

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

(i) *Communications.* All reports to be filed and all other communications concerning this order, except appeals, should be addressed to the War Production Board, Consumers Durable Goods Division, Washington 25, D. C., Ref: L-6,

Issued this 13th day of October 1943.

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

LIST A

Agitator type washers:
Current carrying parts.
Lower agitator bearings.
Thermostat.
Automatic type washer:
Current carrying parts.
Spray tubes.
Filler tubes.
Thermostat.
Shaft bushing for clutch assembly.
Transmission bushing.
Transmission shaft spacer washer.
Spinner type washer:
Current carrying parts.
Center post.
Center post bearing.
Thermostat.
Vacuum cup type washer:
Current carrying parts.
Gland nut.
Piston tube.
Center post.
Center post bearing.
Vacuum cup.
Thermostat.

[F. R. Doc. 43-16701; Filed, October 13, 1943;
11:24 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Gen. RO 13]

CHANGE OF TITLE OF DISTRICT MANAGER AND STATE DIRECTOR TO DISTRICT DIRECTOR

Preamble: Pursuant to the authority vested in the Office of Price Administration and the Administrator by Executive Order No. 9125, *It is hereby ordered:*

§ 1305.206 *Change of title of District Manager and State Director to District Director.* All references to "District Manager" and "State Director" contained in previously issued ration orders, general ration orders, procedural regulations, and amendments thereto, are amended to read "District Director".

Effective date. This General Ration Order shall become effective October 12, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9334, 8 F.R. 5423; WPB Dir. 1, 7 F.R. 562; Sec. of Agr. Food Dir. 3, 8 F.R. 2005, Food Dir. 5, 8 F.R. 2251, Food Dir. 6, 8 F.R. 3471, Food Dir. 7, 8 F.R. 3471, Food Dir. 8, 8 F.R. 7093)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16659; Filed, October 12, 1943; 12:13 p. m.]

PART 1305—ADMINISTRATION

[Supp. Order 74]

CHANGE OF TITLE OF THE DISTRICT MANAGER TO DISTRICT DIRECTOR

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

§ 1305.207 *Change of title of the District Manager to District Director.* (a) All references to "District Manager" contained in previously issued orders, regulations and amendments thereto of the Office of Price Administration are amended to read the "District Director."

This order shall become effective October 12, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16657; Filed, October 12, 1943; 12:13 p. m.]

*Copies may be obtained from the Office of Price Administration.

PART 1305—ADMINISTRATION

[Supp. Order 75]

CERTAIN MAXIMUM PRICE REGULATIONS ON CANNED FISH AND SEAFOOD

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

Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, including § 201 (d) thereof, *It is hereby ordered, That:*

§ 1305.208 *Provision for pricing sales to Government Procurement Agencies under certain maximum price regulations on canned fish and seafood.* (a) The provision establishing maximum prices in each maximum price regulation listed in paragraph (b) of this section is amended by adding a new paragraph thereto, to read as follows:

The maximum price for sales to any procurement agency of the Armed Forces, the War Food Administration and any procurement agency thereof, the War Shipping Administration, and the Veterans' Administration shall be 97½ percent of the price established pursuant to this section; from the price thus computed there shall be deducted a cash discount of 1½ percent when payment is made within 10 days of delivery.

(b) The numbers of the paragraphs added and the numbers of the sections to which they are added, and the applicable maximum price regulations, are as follows:

Paragraph and section:	Regulation
1364.212 (d)-----	209
1364.252 (d)-----	247
1364.562 (d)-----	265
1364.612 (c)-----	277
1364.662 (d)-----	299
1364.763 (c)-----	311
1364.911 (c)-----	328
1 (d)-----	448

This supplementary order shall become effective October 18, 1943.

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16658; Filed, October 12, 1943; 12:14 p. m.]

PART 1307—RAW MATERIALS FOR COTTON TEXTILES

[RPS 7, Amdt. 13, Correction]

COMBED COTTON YARNS AND THE PROCESSING THEREOF

The date "October 14, 1943" appearing in § 1307.12 (d) (3) (ii) (d) is corrected to read "October 29, 1943."

*8 F.R. 12611.

(56 Stat. 23, 765, Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16660; Filed, October 12, 1943; 12:14 p. m.]

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

[MPR 477]

SALES OF RUBBER HEELS AND SOLES IN THE SHOE FACTORY TRADE

In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

In so far as this regulation uses specifications and standards which were not prior to such use, in general use in the trade or industry affected, or in so far as their use was not lawfully required by another government agency, the Price Administrator has determined, with respect to such standardization, that no practicable alternative exists for securing effective price control with respect to the commodities subject to this regulation.

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

§ 1315.1602 *Maximum prices for sales of rubber heels and soles in the shoe factory trade.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, Maximum Price Regulation 477 (Sales of Rubber Heels and Soles in the Shoe Factory Trade), which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1315.1602 issued under Pub. Laws 421 and 729, 77th Cong.; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

MAXIMUM PRICE REGULATION 477—SALES OF RUBBER HEELS AND SOLES IN THE SHOE FACTORY TRADE

ARTICLE I—SCOPE AND PROHIBITIONS OF THE REGULATION 477

Sec.

1. What this regulation does.
2. Where this regulation applies.
3. Relation to other regulations.
4. Prohibition against dealing in rubber heels and soles at prices above the maximum.
5. Less than maximum prices.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

6. Maximum prices for heels and soles listed in Appendix A.
7. Maximum manufacturers' prices for heels and soles not listed in Appendix A.

Sec.

8. Maximum prices for sales by persons, other than manufacturers, of heels and soles not listed in Appendix A.
9. Maximum prices for sales by all persons of heels and soles that can not be priced under sections 6, 7 or 8.
10. Federal and state taxes.
11. Terms and conditions of sale.
12. Fractions of a cent.
13. Transfers of business or stock in trade.

ARTICLE III—MISCELLANEOUS

14. Petitions for amendment.
 15. Adjustable pricing.
 16. Records.
 17. Reports.
 18. Notification by manufacturers.
 19. Licensing.
 20. Evasion.
 21. Enforcement.
 22. Definitions.
- Appendix A

ARTICLE I—SCOPE AND PROHIBITIONS OF THE REGULATION

SECTION 1. What this regulation does. This regulation fixes maximum prices for all sales in the shoe factory trade of heels and soles made in whole or in part of rubber. However, this regulation does not apply to heels or soles made primarily from paper, wood, rope, or whole fabrics. This regulation does apply to heels or soles made in part from cord, fabrics (other than whole fabrics), or other fibers, and in part of rubber. When used in this regulation, the term:

(a) "Heel" includes all heels, heel bases, toplifts, and toplifting sheets, strips and blocks.

(b) "Sole" includes all taps, full soles, midsoles, and outsoles and midsoleing sheets, strips and blocks.

(c) "Sale in the shoe factory trade" means a sale or offer for sale of heels or soles made in whole or in part of rubber (1) to persons who use those heels or soles in the manufacture of civilian (non-military) shoes, or (2) to persons who sell the heels or soles purchased by them to persons who use those heels or soles in the manufacture of civilian (non-military) shoes.

SEC. 2. Where this regulation applies. The provisions of this regulation shall apply to the forty-eight states of the United States and to the District of Columbia.

SEC. 3. Relation to other regulations—(a) *Regulations superseded.* Except as otherwise provided in this regulation, this regulation supersedes the General Maximum Price Regulation¹ and any other regulation issued by the Office of Price Administration with respect to sales, deliveries or transfers covered by this regulation.

(b) *Export sales.* The maximum price at which a person may make any export sales or sales to exporters in the shoe factory trade of heels and soles shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation² or

¹ 8 F.R. 3096, 3849, 4347, 4486, 4744, 4978, 4848, 6047, 6928, 8511, 9025, 9991, 11955.

² 8 F.R. 4132, 5987, 7662, 9998.

any revisions thereto. When used in this paragraph the terms "export sale" and "exporter" have the meanings given to them by section 11 of the Second Revised Maximum Export Price Regulation.

SEC. 4. Prohibition against dealing in heels and soles at prices above the maximum. On and after November 1, 1943, the date this regulation takes effect, regardless of any contract or other obligation:

(a) No person is permitted to sell or deliver in the shoe factory trade any heels or soles at a price which is higher than the maximum price fixed by this regulation.

(b) No person is permitted to buy or receive in the shoe factory trade any heels or soles at a price which is higher than the maximum price. If the purchaser receives from the seller a written statement that the price does not exceed the maximum price fixed by this regulation and the purchaser has no reason to doubt the accuracy of that statement, the purchaser shall be deemed to have complied with this paragraph.

(c) No person shall agree, offer, solicit or attempt to do any of the acts prohibited by paragraphs (a) or (b).

SEC. 5. Less than maximum prices. Lower prices than those established by this regulation may be charged, demanded, paid or offered.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 6. Maximum prices for heels and soles listed in Appendix A. This section is applicable to the sale by any person of heels and soles listed in Appendix A. The seller shall determine the maximum price of a heel or sole covered by this section by deducting from the price for the heel or sole listed in Appendix A all discounts, allowances and any other deductions from the list price that he had in effect to a purchaser of the same class during March, 1942.

SEC. 7. Maximum manufacturers' prices for heels and soles not listed in Appendix A—(a) *Maximum manufacturers' prices for heels and soles not listed in Appendix A which were dealt in by the manufacturer during the period October 1, 1941, to March 31, 1942, inclusive.* This paragraph is applicable to heels and soles which are not listed in Appendix A, but which were delivered or offered for delivery in the shoe factory trade by the manufacturer during the period October 1, 1941, to March 31, 1942, inclusive. The maximum price for a heel or sole covered by this paragraph shall be the first applicable of the prices set forth in (1) to (4) below, less the deduction required by subparagraph (6) below, wherever applicable:

(1) The highest price at which the manufacturer during March, 1942, delivered, or if no delivery was made, at which he offered to deliver during that month to a purchaser of the same class a heel or sole which is the same as the heel or sole being priced.

(2) The highest price at which the manufacturer during March, 1942, delivered, or if no delivery was made, at which he offered to deliver during that month to a purchaser of a different class a heel or sole which is the same as the heel or sole being priced, adjusted to reflect the seller's March, 1942, differential between the two classes of purchasers.

(3) The last price at which the manufacturer during the period October 1, 1941, to February 28, 1942, inclusive, delivered, or if no delivery was made, at which he offered to deliver during that period to a purchaser of the same class a heel or sole which is the same as the heel or sole being priced.

(4) The last price at which the manufacturer during the period October 1, 1941, to February 28, 1942, inclusive, delivered, or if no delivery was made, at which he offered to deliver during that period to a purchaser of a different class a heel or sole which is the same as the heel or sole being priced, adjusted to reflect the seller's March, 1942, differential between the two classes of purchasers.

(5) *Same heel or sole.* For the purposes of this section, the heel or sole being priced shall be deemed to be the same as a heel or sole delivered or offered for delivery by the manufacturer during the period October 1, 1941, to March 31, 1942, inclusive:

(i) If it is identical to a heel or sole delivered or offered for delivery by the manufacturer during that period;

(ii) If it is made in the same mold and is made for shoes of the same kind and price line as a heel or sole delivered or offered for delivery by the manufacturer during that period, and if its physical specifications are not lower than the physical specifications of that heel or sole on April 8, 1943; or

(iii) If it is the same as a heel or sole delivered or offered for delivery by the manufacturer during that period, except for the changes made necessary by the substitution of buna-S (GR-S) or butyl (GR-I) for natural rubber.

(6) *Deduction of federal excise tax.* If, during March 1942, the manufacturer did not customarily state and collect separately from the purchase price the federal excise tax on rubber commodities, he shall deduct the amount of such tax from the first applicable of the prices set forth in subparagraphs (1) to (4), inclusive.

(b) *Maximum manufacturers' prices for heels and soles not listed in Appendix A which are not the same as those dealt in by the manufacturer during October 1, 1941, to March 31, 1942, inclusive—*(1) *Maximum prices.* This paragraph is applicable to heels and soles not listed in Appendix A, which are not the same as a heel or sole delivered or offered for delivery in the shoe factory trade by the manufacturer during the period October 1, 1941, to March 31, 1942, inclusive. The phrase "the same as" is defined in subparagraph (5) of the preceding paragraph (a). The maximum manufac-

urers' price for a heel or sole covered by this paragraph shall be the maximum price established by this regulation for the sale by the nearest competitive manufacturer to the same class of purchaser of a heel or sole made in approximately the same contour, iron and size and to substantially the same physical specifications as the heel or sole being priced. For example, two men's non-fiber, eight nail reclaimed rubber half heels, size 12/13, made with a tensile strength of 800 and abrasion of 18, are heels "made in approximately the same contour, iron and size and to the same physical specifications."

(2) *Report and approval of maximum prices.* Before or at the time of the first delivery after October 31, 1943, of a heel or sole priced under this paragraph (b) the manufacturer shall file a report with the Office of Price Administration, Washington, D. C. This report shall include:

(i) Four pairs of the heel or sole priced under this paragraph (b);

(ii) The maximum price determined by the seller; and

(iii) A statement of the reasons why the manufacturer selected the particular heel or sole produced by another manufacturer as the basis for establishing the maximum price of the heel or sole being priced.

The manufacturer may sell, offer to sell, deliver, transfer and receive payment for the heel or sole at the maximum price proposed by him. However, if the Office of Price Administration determines that that maximum price is not in line with the level of maximum prices established by this regulation, it will designate a different maximum price in writing (not to apply retroactively). The manufacturer may not sell, offer to sell, deliver or transfer the heel or sole at a price in excess of that so designated.

SEC. 8. *Maximum prices for sales by persons, other than manufacturers, of heels and soles not listed in Appendix A.* This section is applicable to sales in the shoe factory trade of heels and soles that are not listed in Appendix A. The maximum price for a sale in the shoe factory trade by a person, other than a manufacturer, of such heels and soles shall be the maximum price established by section 7 for the sale of the heel or sole by the manufacturer to a purchaser of the same class. If the seller requests the manufacturer to notify him of that price, the manufacturer is required to do so in writing by paragraph (b) of section 18.

SEC. 9. *Maximum prices for sales by all persons of heels and soles that can not be priced under sections 6, 7 and 8—(a) Report.* This section is applicable to sales in the shoe factory trade by all persons of heels and soles that can not be priced under section 6, 7 or 8 of this regulation. The maximum price for such sales shall be a price in line with the level of maximum prices established by this regulation, specifically authorized by the Office of Price Administration. A seller seeking such an authorization shall file a report with the Office of Price Administration, Washington, D. C. This

report shall include 4 pairs of the heel or sole being priced and the following information:

(1) The physical specifications (abrasion index, tensile strength, hardness and rubber hydrocarbon content) of the heel or sole.

(2) The principal materials used in the production of the heel or sole.

(3) A statement of the reasons why the maximum price can not be determined under any other section of the regulation.

(4) The current estimated direct labor, direct materials, factory overhead and total costs of producing the heel or sole in the case of a manufacturer, and the current price the seller is paying for the heel or sole in the case of any other seller.

(5) The maximum price proposed by the seller.

(6) A statement of the reasons why the seller believes that this price is in line with the level of maximum prices established by this regulation.

(b) *Maximum prices.* The seller may sell, offer to sell, deliver and transfer the heel or sole at the maximum price proposed by him in the report. However, he may not receive payment for the heel or sole until the Office of Price Administration approves the proposed maximum price in writing or until twenty-one days have elapsed after the mailing of the report without the Office of Price Administration disapproving of the maximum price. If the Office of Price Administration disapproves of the proposed maximum price, it will designate a different maximum price in writing. The seller may not receive payment for the heel or sole at a price in excess of that so designated. The maximum price either approved or designated in the manner just set forth shall be the maximum price for all subsequent sales of the heel or sole to purchasers of the same class as the one for which the maximum price is established. However, the Office of Price Administration may establish in writing a different maximum price (not to apply retroactively).

SEC. 10. *Federal and state taxes.* Any tax upon or incident to, the sale, delivery or processing of heels or soles imposed by any statute of the United States or statute or ordinance of any state or subdivision thereof, shall be treated as follows in determining the seller's maximum price: If the statute or ordinance imposing such tax does not prohibit the seller from stating and collecting the tax separately from the purchase price, and the seller does separately state it, the seller may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor and separately stated and collected from the seller by the vendor from whom he purchased. The tax on the transportation of all property imposed by section 620 of the Revenue Act of 1942 shall, for purposes of determining the applicable maximum price of any heel or sole, be treated as though it were an in-

crease of 3 percent in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated as a tax for which a charge may be made in addition to the maximum price.

SEC. 11. *Terms and conditions of sale—*

(a) *Credit charges.* Charges for the extension of credit may be added to the maximum prices established by this regulation if: (1) The seller during March, 1942, required payment of a separately stated additional charge for the extension of credit by purchasers of the same class on sales of the same or similar types of heels or soles; (2) the amount charged for the extension of credit is not in excess of the charge the seller had in effect during March, 1942, for extension of credit involving the same amount and term; and (3) such charges are quoted and billed separately. No seller may require as a condition of sale that the purchaser must buy on credit.

(b) *Transportation charges.* No seller shall require any purchaser, and no purchaser shall be permitted, to pay a larger proportion of transportation costs incurred in the delivery of any heel or sole than the seller required purchasers of the same class to pay on deliveries of the same or similar types of heels or soles during March, 1942.

SEC. 12. *Fractions of a cent.* Notwithstanding any other provisions of this regulation, maximum prices established by this regulation shall be adjusted to the nearest fraction of a cent that the seller customarily used during March, 1942, in pricing heels or soles sold in the shoe factory trade.

SEC. 13. *Transfers of business or stock in trade.* If the business, assets or stock in trade are sold, or otherwise transferred after March 31, 1942, and the transferee carries on the business, or continues to deal in the same type of commodities, in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over, to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the record provisions of this regulation.

ARTICLE III—MISCELLANEOUS

SEC. 14. *Petitions for amendment.* Any person seeking a modification of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.³

SEC. 15. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by

³ 7 F.R. 8961; 8 F.R. 3313, 3533, 6173, 11806.

the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production, and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator, or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated.

SEC. 16. *Records.* Every person subject to the provisions of this regulation is required to keep certain records for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect. These records are described in three paragraphs as follows:

(a) *Records of sales.* Every person subject to this regulation shall keep accurate records of each sale of a heel or sole covered by the regulation. These records shall show:

- (1) The date thereof.
- (2) The name and address of the buyer.
- (3) The quantity of each class, type, condition and grade of heel or sole sold.
- (4) The price received per unit.

(b) *Records of the bases on which maximum prices are determined.* Every manufacturer subject to this regulation shall keep accurate records of the following:

(1) The prices charged by the manufacturer during the period October 1, 1941, to March 31, 1942, for each heel and sole covered by this regulation.

(2) Detailed cost estimate sheets and other data showing the calculation of the prices of all heels and soles for which the maximum prices must be determined under section 9 of this regulation.

(c) *Records of notifications of maximum prices given to resellers.* Every manufacturer subject to this regulation shall keep exact copies of all notifications of maximum prices given to resellers of heels and soles covered by this regulation.

SEC. 17. *Reports*—(a) *Price lists.* Every seller subject to the provisions of this regulation shall file with the Office of Price Administration, Washington, D. C., before December 1, 1943, his latest price lists for heels or soles sold in the shoe factory trade. Thereafter, whenever a seller subject to the provisions of this regulation issues a new price list, he shall file one copy with the Office of Price Administration, Washington, D. C., within 10 days after putting the new price list into effect.

(b) *Maximum prices.* In addition every seller subject to the provisions of this regulation shall file with the Office of Price Administration, Washington, D. C., before December 1, 1943, the maximum prices established by this regulation for all heels or soles sold or offered for sale in the shoe factory trade on November 1, 1943, which are not included in, or differ from, the filed price lists.

SEC. 18. *Notification by manufacturers*—(a) *Grades of heels made from HF Compound.* Every manufacturer of heels manufactured from HF Compound (as defined in War Production Board Order R-1 issued on June 18, 1943) after October 31, 1943, for sale in the shoe factory trade, shall notify the purchaser in writing of the grade of the heels in question. The grades shall be "HF-A", "HF-B", "HF-C", "HF-D", and "corded." Such notification shall appear either on the invoice or in the price list sent to the purchaser.

(1) *Meaning of "HF-A", "HF-B", "HF-C", "HF-D" and "corded."* (i) The symbols "HF-A", "HF-B", "HF-C", "HF-D", mean heels manufactured after October 31, 1943, which can meet the following physical tests:

Grade	Minimum abrasion ¹		Tensile strength ¹
	All types except whole heels	Whole heels	
HF-A.....	18	10	800
HF-B.....	13	12	700
HF-C.....	8	8	450
HF-D.....	8	8	---

¹ The methods of Federal Specifications PA-22-II-141 and ZZ-R-601a shall be applicable to these specifications. ² "HF-D" heels are all run-of-the-mill heels, not carefully trimmed or inspected, or which do not meet the minimum tensile strength requirements of "HF-C" heels.

(ii) "Corded" heels are any heels containing clearly distinguishable whole cords which at any given level lie generally parallel to each other. The minimum abrasion of such heels must be 28.

(b) *Notification of maximum prices.* Every manufacturer of heels or soles covered by this regulation shall notify every reseller to whom he sells heels or soles of the maximum prices established by this regulation for the sale of the heels or soles by the manufacturer to the class or classes of purchasers to whom the reseller intends to sell the heels or soles. This notification shall be in writing and need be given only if the reseller specifically requests it.

SEC. 19. *Licensing.* The provisions of Licensing Order No. 1,⁴ licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be

suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 20. *Evasion.* The price limitations set forth in this regulation shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase of or relating to heels and soles covered by this regulation alone, or in conjunction with any other commodity by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying agreement, or other trade understanding, or otherwise.

SEC. 21. *Enforcement.* Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 22. *Definitions.* (a) When used in this regulation, the term:

(1) "Manufacturer" means any person engaged in the production of heels or soles.

(2) "Natural rubber" means all forms and types of crude rubber, natural latex, reclaimed rubber and scrap rubber.

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

(4) "Purchaser of the same class" and "class of purchaser" refers to the practice adopted by the seller in setting different prices for sales of heels and soles to different purchasers or kinds of purchasers (for example, manufacturer, wholesaler, jobber, public institution), or for purchasers located in different areas or for different quantities or grades, or under different conditions of sale.

(5) "Rubber" means all forms and types of natural and synthetic rubber.

(6) "Synthetic rubber" means a material obtained by chemical synthesis, possessing the approximate physical properties of natural rubber, when compared in either the vulcanized or unvulcanized condition, which can be vulcanized with sulphur or other chemicals with the application of heat, and which, when vulcanized, is capable of rapid elastic recovery after being stretched to at least twice its length at temperatures ranging from 0° F. to 150° F. at any humidity.

(b) Unless the contract otherwise requires, the definitions set forth in Section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used herein.

⁴ 8 F.R. 13, 240.

APPENDIX A—PRICES FROM WHICH MARCH, 1942, DISCOUNTS MUST BE DEDUCTED

TABLE I—CERTAIN HEELS AND SOLES SOLD IN THE SHOE FACTORY TRADE¹

[Price: from which March, 1942, discounts must be deducted²]

MEN'S HALF HEELS

Standard Washer—Carbon-black type

[Prices per 100 pair]

Grade ³	Size	Thickness and price	
		7/16"	5/8"
HF-A	Sizes 13/4 and larger		\$8.15
HF-A	All sizes to 13/4	\$6.60	6.90
HF-B	All sizes to 13/4	6.15	6.45
HF-C	All sizes to 13/4	5.75	6.00
HF-D	All sizes to 13/4	5.50	5.75

MEN'S WHOLE HEELS

Standard Washer—Carbon-black type

Grade	Size	5/8"	
HF-A	Sizes 13/4 and larger	\$9.50	
HF-A	All sizes to 12 1/2	9.00	
HF-B	All sizes to 12 1/2	7.60	
HF-C	All sizes to 13/4	7.00	
HF-D	All sizes to 13/4	6.50	

BOYS' WHOLE HEELS

Grade	Size	5/8"	5/8"
HF-A	All sizes	\$6.50	\$7.50
HF-B	All sizes	6.65	7.15
HF-C	All sizes	6.00	6.50
HF-D	All sizes	5.25	5.60

MEN'S CORD HEELS

	Size	5/8" and 13/16"
	7-13	\$9.00

BOYS' CORD HEELS

	Size	9/16" and 5/8"
	1-7	\$8.00

SPORT HEELS

Grade	Size	5/8"	5/8"
HF-B	Men's	\$10.00	\$11.00
HF-O	Men's	9.00	10.00
HF-B	Boys'	9.00	
HF-O	Boys'	8.00	
HF-B	Women's	7.50	8.00
HF-O	Women's	6.50	7.00

WOMEN'S CUBAN HEELS

Grade	Size	3/8"
HF-A	All regular sizes	\$3.40
HF-B	All regular sizes	3.15
HF-O	All regular sizes	2.90
HF-D	All regular sizes	2.50

JUNIOR HEELS

Grade	Size	3/8"	5/8"
HF-A	21-22 and larger	\$7.20	
HF-A	19-20	6.40	
HF-A	17-18	5.95	
HF-A	15-16	5.75	
HF-A	12-14	4.65	
HF-A	9-11	3.80	
HF-B	19 and larger	6.05	
HF-B	17-18	5.40	
HF-B	15-16	5.40	
HF-B	12-14	4.35	
HF-B	9-11	3.55	
HF-C	21-22 and larger	6.55	
HF-C	19-20	5.85	\$6.50
HF-C	17-18	5.30	5.95
HF-C	15-16	5.05	5.45
HF-C	12-14	4.00	4.65
HF-C	9-11	3.25	
HF-D	21 and larger	6.00	
HF-D	19-20	5.35	6.00
HF-D	17-18	4.75	5.40
HF-D	15-16	4.25	4.65
HF-D	12-14	3.50	4.15
HF-D	9-11	2.90	

JUNIOR WEDGES

Grade	Size	5/16" and 3/8"
HF-A	5-6	\$4.55
HF-A	1-4	3.80
HF-B	5-6	4.30
HF-B	1-4	3.55
HF-C	5-6	4.05
HF-C	1-4	3.25
HF-D	5-6	3.50
HF-D	1-4	2.90

HEEL BASES

Grade	Size	Thickness and price				
		3/16"	3/8"	2 1/2/8"	3/8"	3 1/2/8"
HF-C	Men's	\$3.00	\$3.25	\$3.75	\$4.25	\$4.75
HF-C	Men's			3.50	3.75	4.25
HF-C	Women's				3.00	
HF-C	L G.	2.75				
HF-C	Boys'		3.00	3.25	3.50	

[Prices per strip or per slab]

TOPLIFT STRIPS

Thickness	Size and price	
	24" x 24"	
14 Iron		\$1.80
12 Iron		1.65
10 1/2 Iron		1.40
9 Iron		1.25
8 Iron		1.15
7 Iron		1.10
6 Iron		1.05
5 Iron		1.00

COMPOSITION SOLING SLABS

Thickness	Size and price		
	31" x 31"	24" x 36"	24" x 24"
14 Iron	\$2.15	\$1.94	\$1.29
12 Iron	1.95	1.75	1.17
10 1/2 Iron	1.80	1.62	1.08
9 Iron	1.65	1.49	.99
8 Iron	1.45	1.31	.87
7 Iron	1.30	1.17	.78
6 Iron	1.20	1.08	.72
5 Iron	1.15	1.04	.69

[Prices of Soles per Pair]

FULL SOLES—HM COMPOUND

Standard Carbon-black type

Men's:		
14 Iron		\$0.22 1/4
12 Iron		.20 1/2
10 1/2 Iron		.18 1/2
9 Iron		.17
Boys':		
14 Iron		.19
12 Iron		.17
10 1/2 Iron		.16
9 Iron		.15
Youths':		
12 Iron		.15
10 1/2 Iron		.13 1/2
9 Iron		.12 1/4
Little Gents':		
10 1/2 Iron		.12 1/4
9 Iron		.11 1/4
Women's:		
9 Iron		.12
7 Iron		.11
Misses':		
9 Iron		.11
7 Iron		.10
Children's:		
9 Iron		.10
7 Iron		.09

STANDARD FLAT CORD FULL SOLES

HM Compound or HL Compound

Men's:		
14 Iron		\$0.29
12 Iron		.26
Boys':		
14 Iron		.24
12 Iron		.21
Youths':		
12 Iron		.17

STANDARD CORD-ON-END FULL SOLES

HM Compound or HL Compound

Men's:		
14 Iron		\$0.34
12 Iron		.31
Boys':		
14 Iron		.29
12 Iron		.26
Youths':		
12 Iron		.22

¹ The prices given in this table are for standardized items only. The prices of specially designed or constructed heels and soles are not included. These prices also apply if buna-S (GR-S) or butyl (GR-I) is substituted for natural rubber in the standard items included in this table.

² Section 6 requires the seller to deduct from the prices listed in Appendix A all discounts, allowances and other deductions from the list price that he had in effect during March, 1942, to a purchaser of the same class.

³ When used in the table the symbols "HF-A", "HF-B", "HF-C" and "HF-D" have the meaning given to them by paragraph (a) (1) of section 19. The compounds HL Compound and HM Compound have the meaning given to them by Rubber Order R-1 issued by the War Production Board on June 19, 1943.

⁴ No minimum abrasion required.

Effective date. This regulation shall become effective November 1, 1943.

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

Issued this 12th day of October 1943.

PRENTISS M. BROWN;
Administrator.

[F. R. Doc. 43-16661; Filed, October 12, 1943; 12:15 p. m.]

PART 1340—FUEL

[MPR 120, Amdt. 68]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

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

Maximum Price Regulation No. 120 is amended in the following respect:

In § 1340.221 (b) (3) (i) (a) two new items are added to the list of mines to read as follows:

Mine	Producer	Mine Index No.
Little Oak Mine.....	Mascoutah Coal & Mining Co.	85
Bullock Mine.....	Burawell Coal Co.....	20

This amendment shall become effective October 18, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16662; Filed, October 12, 1943; 12:12 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH

[Rev. MPR 169, Amdt. 31]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

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

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. The table contained in § 1364.452 (o) (4) is amended by adding a footnote reference ² on line (xvii) as follows:

(xvii) Boneless Chuck² * * *

2. Section 1364.452 (o) (4) is amended by adding the following footnote 2 immediately after footnote 1:

² On sales to federal, state or municipal institutions only, \$0.25 per hundredweight may be added for grinding commercial or utility

*Copies may be obtained from the Office of Price Administration.

⁷ F. R. 3168, 3447, 3901, 4336, 4342, 4404, 4540, 4541, 4700, 5059, 5560, 5607, 5827, 5835, 6169, 6213, 6265, 6272, 6472, 6325, 6524, 6744, 6898, 7777, 7670, 7914, 7942, 8354, 8650, 8948, 9783, 10470, 10581, 10780, 10993, 11008, 11012; 8 F. R. 926, 1388, 1629, 1679, 1747, 1971, 2023, 2030, 2273, 2284, 2501, 2497, 2713, 2873, 2920, 2921, 2997, 3216, 3855, 4258, 4717, 4785, 5477, 6443, 7200, 8504, 9018, 10936, 11806, 11689, 11755, 11806, 11689, 11755, 12659, 12827, 12557, 12933, 12934, 13175, 13293.

⁸ F. R. 4097, 4787, 4844, 5170, 5478, 5634, 6058, 6427, 7109, 6945, 7199, 7200, 8011, 8677, 8756, 9066, 9300, 9955, 10362, 10363, 10271, 11298, 11445, 12748, 13249, 13181.

grades of boneless chuck: *Provided*, That a written request is received by the seller from the buyer for each such order specifically showing (1) that the buyer requests the seller to perform the grinding operation, (2) the weight of ground beef so requested, and (3) the grade of boneless chuck requested to be ground. In addition an F. D. A. meat inspector must be present at the time of grinding and must issue a certificate in duplicate form stating the weight and grade of boneless chuck ground. Both seller and buyer must retain such certificate and request for inspection by the O. P. A.

3. The table contained in § 1364.452 (o) (5) is amended by adding a footnote reference ² on line (xvii) as follows:

(xvii) Boneless Chuck² * * *

4. Section 1364.452 (o) (5) is amended by adding the following footnote 2 immediately after footnote 1:

² On sales to federal, state or municipal institutions only, \$0.25 per hundredweight may be added for grinding commercial or utility grades of boneless chuck: *Provided*, That a written request is received by the seller from the buyer for each such order specifically showing (1) that the buyer requests the seller to perform the grinding operation, (2) the weight of ground beef so requested, and (3) the grade of boneless chuck requested to be ground. In addition an F. D. A. meat inspector must be present at the time of grinding and must issue a certificate in duplicate form stating the weight and grade of boneless chuck ground. Both seller and buyer must retain such certificate and request for inspection by the O. P. A.

5. The items listed below column heading V in the table contained in § 1364.452 (p) (3) are amended by the addition of a new item 6 to read as follows:

V.—CORNED BEEF (ARMY, NAVY OR FEDERAL SURPLUS COMMODITIES CORPORATION SPECIFICATIONS)—LOOSE BASIS—MAY BE SOLD TO WAR PROCUREMENT AGENCIES ONLY

Zone:	6 Corned shoulder clod, Utility or C Grade ²
1.....	24.00
2.....	23.25
3.....	22.25
4.....	22.25
5.....	22.75
6.....	23.00
7.....	23.25
8.....	23.50
9.....	23.75
10.....	24.00

6. The table contained in § 1364.452 (p) (3) is amended by a new price column heading IX to read as follows:

Zone:	IX Boneless chuck: (shoulder clod out) Utility or C grade ²
1.....	18.50
2.....	17.75
3.....	16.75
4.....	16.75
5.....	17.25
6.....	17.50
7.....	17.75
8.....	18.00
9.....	18.25
10.....	18.50

7. Section 1364.452 (p) (7) is amended by the addition of subdivision (ix) to read as follows:

(ix) *Corned shoulder clod*. Corned shoulder clod means the thick meaty

portion of the regular chuck lying above the blade and rib bones.

It shall be separated from the chuck by a first cut starting at the knuckle joint and continuing in the same line along the ridge of the blade bone through to the chine bone, and by a second cut starting from the extreme corner of the brisket end of the 5th rib following the first natural muscle seam above the rib bones to a point about midway between the knuckle bone and the end of the 5th rib, then upward to the second natural muscle seam above the rib bones and following this natural muscle seam to the knuckle end of the clod. Full knuckle end of clod upward, separating in the natural muscle seam at the blade bone, then cut along edge of blade bone to enable clod to be pulled loose from the chuck. The cured weight shall not exceed the green weight by more than 10 percent.

8. Section 1364.452 (p) (7) is amended by the addition of a subdivision (x) to read as follows:

(x) *Boneless chuck (shoulder clod out)* means that part of the chuck remaining after all bones and back strap have been removed. Boneless chuck shall be made only from the regular chuck (square cut). No trimming of the boneless chuck is required and the intercostal meat may be left attached. The shoulder clod (as defined in subparagraph (ix) hereof) shall be removed.

This amendment shall become effective October 16, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 11th day of October 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-16609; Filed, October 11, 1943; 3:44 p. m.]

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

[MPR 184, Amdt. 2]

SALES BY CANNERS OF MAINE SARDINES

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

Maximum Price Regulation No. 164 is amended in the following respects:

1. In § 1364.112 (a) the designation "Sales to government purchasing agencies" and the column of prices below such designation are revoked.

2. Section 1364.112 (c) is added to read as follows:

(c) The maximum price for sales of canned Maine Sardines to any procurement agency of the Armed Forces, the War Food Administration and any procurement agency thereof, the War Shipping Administration, and the Veterans' Administration shall be 97½ percent of the price established in paragraph (a) of this section; from the price thus com-

⁷ F. R. 5715, 6348, 8958.

puted there shall be deducted a cash discount of 1½ percent when payment is made within 10 days of delivery.

This amendment shall become effective October 18, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16663; Filed, October 12, 1943; 12:14 p. m.]

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

[MPR 396,¹ Amdt. 1]

SALES BY CANNERS OF ATLANTIC SEA HERRING AND ALEWIVES

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

Maximum Price Regulation No. 396 is amended in the following respects:

1. In section 1 (a) the designation "Sales to government purchasing agencies" and the column of prices below such designation are revoked.

2. Section 1 (c) is added to read as follows:

(c) The maximum price for sales of canned Atlantic Sea Herring and Alewives to any procurement agency of the Armed Forces, the War Food Administration and any procurement agency thereof, the War Shipping Administration, and the Veterans' Administration shall be 97½ percent of the price established in paragraph (a) of this section; from the price thus computed there shall be deducted a cash discount of 1½ percent when payment is made within 10 days of delivery.

This amendment shall become effective October 18, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16664; Filed, October 12, 1943; 12:14 p. m.]

PART 1398—OFFICE AND STORE MACHINES

[RO 4A,² Amdt. 6]

TYPEWRITERS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 6955.

² 7 F.R. 10806, 8 F.R. 1065, 1588, 5172, 7384, 12748.

Ration Order 4A is amended in the following respects:

1. Section 1398.101 is amended to read as follows:

§ 1398.101 *Certificate is needed to buy special typewriters or to get rental preference.* A person who wishes to obtain a priority to rent a Class B typewriter or who wishes to buy a special typewriter must first get a certificate and give it to the person from whom he is to get the typewriter. He may then acquire a typewriter only of the class, and by the kind of transaction (rental or purchase), named on the certificate.

2. Section 1398.112 is amended by deleting paragraphs (c) and (d) and by amending paragraph (b) to read as follows:

(b) A person may, without further authorization, and through November 30, 1943, rent from a lessor who is a typewriter dealer, wholesaler, a manufacturer, one Class A typewriter for each Class A typewriter he lawfully had on rental from that lessor on June 6, 1943, and did not purchase after that date. This paragraph applies only to a person who received a certificate or authorization (under Revised Rationing Order No. 4) before December 5, 1942, for the rental or purchase of a Class A typewriter, and who was then eligible for the typewriter.

3. Section 1398.120 is revoked.

4. Section 1398.130 is amended by deleting the second sentence.

This amendment shall become effective October 16, 1943.

(Pub. Law 671, 76th Cong. as amended by Pub. Laws 89, 507, 421, and 729, 77th Cong.; W.P.B. Directive No. 1, Supplementary Directive No. 1-D, Conversion Order No. L-54a, 7 F.R. 526, 1792, 2130)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16654; Filed, October 12, 1943; 12:12 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 3,¹ Amdt. 93]

SUGAR RATIONING REGULATIONS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Rationing Order No. 3 is amended in the following respect:

Section 1407.242, Schedule B, is amended to read as follows:

§ 1407.242 Schedule B: *Allotment percentages for industrial users.*

¹ 8 F.R. 5909, 5846, 6135, 6442, 6626, 6961, 7351, 7380, 8010, 8189, 8678, 8811, 9304, 9458, 10304, 10512, 10937, 11382, 11291, 11292, 11252, 12560, 12693, 13341, 13394, 13390.

Use	Percentage of sugar base	
	For periods ending prior to Nov. 1, 1943	For periods commencing on or after Nov. 1, 1943
(a) Bread	70	80
(b) Other bakery products	70	80
(c) Cereal products, batters, mixes	70	80
(d) Confectionery, candy, chocolate, chewing gum, cocoa	70	80
(e) Ice cream, ices, sherbets, frozen custards	70	80
(f) Other dairy products, condensed milk, cheese, etc.	70	80
(g) Preserves, jams, jellies, fruit butters	70	80
(h) Production of bottled beverages, flavoring extracts and syrups	70	80
(i) Specialties: Desserts, puddings, drink mixes, pickles, table syrups, mince meat, catsup, chili sauce, salad dressing, soups, tomato sauces	70	8
(m) Non-food products, drugs, medicines, and cough drops, soaps, tobacco, insecticides, adhesives, leather	70	80
(n) Other	70	80

This amendment shall become effective October 14, 1943.

(Pub. Law 421, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. No. 1 and Supp. Dir. No. 1E, 7 F.R. 562, 2965; Food Dir. No. 3, 8 F.R. 2005)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16655; Filed, October 12, 1943; 12:12 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 3,¹ Amdt. 94]

SUGAR RATIONING REGULATIONS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Rationing Order No. 3 is amended in the following respects:

1. Sections 1407.86c, 1407.86d, and 1407.86e are amended by deleting the period at the end of each section heading and adding thereto the following: "for the September 1, 1943, period."

2. Section 1407.86f is added to read as follows:

§ 1407.86f *Increased allotments for certain bakery and other cereal products for the period commencing November 1, 1943.* (a) A registering unit may apply to the board for an increase in its allotment for the period beginning November 1, 1943, for the production (for human consumption) of each of the following two classes of products:

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 5909, 5846, 6135, 6442, 6626, 6961, 7351, 7380, 8010, 8189, 8678, 8811, 9304, 9458, 10304, 10512, 10937, 11382, 11291, 11292, 11252, 12560, 12693, 13341, 13394, 13390.

(1) Bread or other bakery products containing sugar and flour (including flour and meal of any kind) in a ratio of not more than 10 pounds of sugar for each 100 pounds of flour.

(2) Other cereal products containing sugar and processed grain in a ratio of not more than 10 pounds of sugar for each 100 pounds of processed grain; batters and mixes containing sugar and flour (including flour and meal of any kind) in a ratio of not more than 10 pounds of sugar for each 100 pounds of flour.

(b) Application shall be made by the registering unit on OPA Form R-315 and shall show separately for each class of products:

(1) The amount of the increase requested for each class of products;

(2) The higher of the two following percentages:

(i) the percentage of all sugar used by it during 1941 which it used in the production of such class of products; or

(ii) the percentage of all sugar used by it during May and June 1943 which it used in the production of such class of products (The application shall also show the figures from which the percentage was computed.);

(3) The total of all its sugar bases for the months of November and December 1943; and

(4) A statement that it has the facilities to produce an additional quantity of the products in such class.

If the board finds that the facts stated in the application are true, it shall grant the application. The increase in allotment granted to the registering unit for each class of products must not exceed 20 percent of the percentage figure shown in (2) times the total of all its sugar bases for the months of November and December 1943.

(c) A registering unit may use an increase in allotment provided by this section only in the production of the class of products for which it was granted. Moreover, it must, out of the rest of its allotment for November and December 1943 (not counting increases provided by §§ 1407.86g and 1407.86h of this order), use an amount at least equal to the percentage referred to in paragraph (b) (2) times that allotment, only in the production of that class of products.

3. Section 1407.86g is added to read as follows:

§ 1407.86g *Increased allotments for jams, jellies, preserves, and fruit butters for the period commencing November 1, 1943.* (a) A registering unit may apply to the board for an increase in allotment for the period beginning November 1, 1943, for the production of jams, jellies, preserves, and fruit butters.

(b) Application shall be made by the registering unit on OPA Form R-315 and shall show:

(1) The amount of the increase requested;

(2) The total amount of its sugar bases for the months of November and December 1943 as shown on OPA Form R-310, Schedule I, line h; and

(3) A statement that it has the facilities and has or is able to obtain the ingredients (other than sugar) to pro-

duce an additional quantity of such products.

If the board finds that the facts stated in the application are true, it shall grant the application. The increase in allotment granted to the registering unit must not exceed 40 per cent of the total amount of its sugar bases for the months of November and December 1943 as shown on OPA Form R-310, Schedule I, line h.

(c) A registering unit may use an increase in allotment provided by this section only in the production of jams, jellies, preserves, or fruit butters. Moreover, it must use at least its full allotment for jams, jellies, preserves, and fruit butters for November and December 1943, only in the production of those products.

4. Section 1407.86h is added to read as follows:

§ 1407.86h *Increased allotments for drugs, medicines, and cough drops for the period commencing November 1, 1943.* (a) A registering unit may apply to the board for an increase in allotment for the period beginning November 1, 1943, for the production of drugs, medicines, and cough drops.

(b) Application shall be made by the registering unit on OPA Form R-315 and shall show:

(1) The amount of the increase requested;

(2) The percentage of all sugar used by it during 1941 in the production of drugs, medicines, and cough drops (The application shall also show the figures from which the percentage was computed.);

(3) The total of all its sugar bases for the months of November and December 1943; and

(4) A statement that it has the facilities and has or is able to obtain the ingredients (other than sugar) to produce an additional quantity of such products.

If the board finds that the facts stated in the application are true, it shall grant the application. The increase in allotment granted to the registering unit must not exceed 20 per cent of the percentage figure shown in (2) times the total of all its sugar bases for the months of November and December 1943.

(c) A registering unit may use an increase in allotment provided by this section only in the production of drugs, medicines, or cough drops. Moreover, it must, out of the rest of its allotment for November and December 1943 (not counting increases provided by §§ 1407.86f and 1407.86g of this order), use an amount at least equal to the percentage referred to in paragraph (b) (2) times that allotment, only in the production of drugs, medicines, or cough drops.

5. Section 1407.86i is added to read as follows:

§ 1407.86i *Time of application for certain increased allotments.* Application for the increases in allotments provided by §§ 1407.86f, 1407.86g and 1407.86h shall be made at the time and under the conditions specified in § 1407.86 (b) of Rationing Order No. 3.

6. Section 1407.92 (a) is amended by amending the parenthetical statement

at the end thereof to read as follows: "(Exceptions to this paragraph are set forth in §§ 1407.86c (c), 1407.86d (c), 1407.86e (c), 1407.86f (c), 1407.86g (c), and 1407.86h (c) of this order.)"

This amendment shall become effective October 14, 1943.

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

(Pub. Law 421, 77th Cong., E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. No. 1 and Supp. Dir. No. 1E, 7 F.R. 662, 2965; Food Dir. No. 3, 8 F.R. 2005)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10656; Filed, October 12, 1943; 12:13 p. m.]

PART 1305—ADMINISTRATION

[Supp. Order 76]

PERMISSION GRANTED TO SERVICE SUPPLIERS

A statement of the reasons for this supplementary order has been issued simultaneously herewith and filed with the Division of the Federal Register.*

For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, it is hereby ordered, That:

§ 1305.79 *Permission for service supplier subject to two or more price regulations to use one regulation.*—(a) *Applicability of this supplementary order.* This supplementary order is applicable only to services which are subject to the General Maximum Price Regulation,¹ Maximum Price Regulation 134² (Construction and Road Maintenance Equipment Rental Prices and Operating or Maintenance Service Charges), Maximum Price Regulation 136, as amended³ (Machines and Parts and Machinery Services), Maximum Price Regulation 165⁴ (Services), Maximum Price Regulation 246⁵ (Manufacturers' and Wholesale Prices for Farm Equipment) or Maximum Price Regulation 251⁶ (Construction and Maintenance Services and Sales of Building and Industrial Equipment and Materials on an Installed or Erected Basis).

(b) *Permission to apply the provisions of one regulation.* Notwithstanding the provisions of any of the regulations listed in the preceding paragraph (a), the Price Administrator may in writing authorize any person to apply the provisions of one regulation listed in paragraph (a) to

* Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 3096, 3849, 4347, 4486, 4744, 4978, 4843, 6046, 6323, 8511, 8925, 9931, 11955.

² 7 F.R. 3293, 7011, 8411, 3447, 8386, 8054; 8 F.R. 1975, 3783, 8931, 9140, 10759, 12544, 13127.

³ 7 F.R. 3193, 6047.

⁴ 7 F.R. 6423, 6946, 8249, 7539, 9597, 9039, 8348; 8 F.R. 235, 546.

⁵ 8 F.R. 9597, 9039, 8348; 8 F.R. 235, 546.

⁶ 7 F.R. 8378; 8 F.R. 3523, 9344.

services supplied by him which are subject to two or more of those regulations. The authorization will be given only where it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended, or Executive Orders 9250 or 9328. Once such authorization is given the service supplier must apply the provisions of the regulation he has been authorized to apply to such services in accordance with the terms of the authorization, unless the Price Administrator subsequently provides otherwise in writing.

(c) *Application for authorization.* Any person seeking the authorization set forth in paragraph (a) shall file an application with the Office of Price Administration, Washington, D. C. This application shall set forth: (1) a description of the services supplied by the applicant; (2) the price regulations which are applicable to those services; (3) the price regulation which is applicable to the bulk of the services supplied by the applicant; and (4) the price regulation which the applicant desires to determine the maximum prices for all services supplied by him which are subject to the regulations listed in paragraph (a).

This supplementary order shall become effective October 18, 1943.

NOTE: All reporting provisions of this supplementary order have been approved by the Bureau of the Budget in accordance with the provisions of the Federal Reports Act of 1942.

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16683; Filed, October 12, 1943; 4:46 p. m.]

PART 1388—DEFENSE-RENTAL AREAS
[Designation and Rent Declaration 31,¹
Amdt. 12]

FLORIDA

Items (6) and (62) listed in the table in § 1388.1341 of Designation and Rent Declaration No. 31 are amended to read as follows:

- (6) Florida----- Florida— That portion of the State of Florida not heretofore designated by the Price Administrator as part of any defense-rental area, except the Counties of Columbia, Dade, Santa Rosa, and Wakulla and in the County of Broward the City of Hollywood and the Town of Hallandale.
- (62) Miami----- Florida— County of Dade and in the County of Broward the City of Hollywood and the Town of Hallandale.

This amendment shall become effective October 15, 1943.

(Pub. Laws 421 and 729, 77th Cong.)

Issued this 12th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16682; Filed, October 12, 1943; 4:48 p. m.]

PART 1389—APPAREL
[MPR 438, Amdt. 2]

MANUFACTURERS' PRICES FOR CERTAIN FALL AND WINTER OUTERWEAR

Correction

In F.R. Doc. 43-15746, appearing on page 13257 of the issue for Wednesday, September 29, 1943, the effective date of the amendment should read "September 25, 1943."

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES
[MPR 426, Amdt. 8]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

Correction

In F.R. Doc. 43-15432, appearing on page 12951 of the issue for Thursday, September 23, 1943, the price for Zone I under paragraph (6) in the third column should read "\$1.10 per cwt."

SUBPART B—THIRTY YARD MINIMUM BOYS' BIB OVERALLS

§ 1389.228 *Appendix L: Thirty yard minimum boys' bib overall; Definitions.*

(a) Any boys' bib overall which consumes an average of at least thirty yards of eight ounce shrunk denim per dozen in a range of sizes from 4-16 may be designated by a manufacturer as a "thirty yard minimum boys' bib overall" and may be priced under Appendix N of this regulation, provided that each purchaser is notified according to the requirements of Appendix O, that the overalls are being priced under Subpart B. Wholesalers and retailers receiving such notice must then price thirty yard minimum boys' bib overalls under Appendix M of this regulation.

(b) The definitions of paragraphs (b) and (c) of Appendix D (§ 1389.220) are hereby incorporated into Subpart B and apply to sales of thirty yard minimum boys' bib overalls.

§ 1389.229 *Appendix M: Wholesale and retail ceiling prices for thirty yard minimum boys' bib overalls.* (a) In any sale at wholesale or retail the maximum price of a thirty yard minimum boys' bib overall shall be determined as follows:

(1) Take the highest price you charged in March 1942 for a boys' bib overall and divide that price by the net invoice cost of that garment to you. If you did not sell any boys' overalls during March 1942 take the highest price charged for a men's bib overall during March 1942 and divide that price by the net invoice cost of that garment.

(2) Multiply the percentage so obtained by the net invoice cost of the garment being priced under this section. The resultant figure shall be the maximum price of the boys' overall being priced, but in no event shall the maximum price for a retailer be higher than \$1.50 a garment in the East and Central area; and \$1.53 a garment in the Mountain and Pacific area. The maximum price for a wholesaler shall in no case be higher than \$14.21 per dozen where the seller's place of business is in the East and Central area; and \$14.56 per dozen where the seller's place of business is in the Mountain and Pacific area.

(3) "Net invoice cost" means the price on the face of the invoice less all discounts available, but adding transportation or delivery charges.

§ 1389.230 *Appendix N: Manufacturers' ceiling prices for thirty yard minimum boys' bib overalls.* (a) The following table gives ceiling prices for sales of thirty yard minimum boys' bib overalls at source. All prices are per dozen garments f. o. b. seller's place of business, net 30 days:

MANUFACTURERS' CEILING PRICES—EAST AND CENTRAL (Boys' Bib Overalls)

Fabric	Weight in yards per pound and ounces per yard	Finish	Sales to Class I purchasers	Sales to Class II purchasers
Denim-----	2.00-8 oz-----	Shrunk-----	\$11.83	\$14.01

PART 1389—APPAREL
[MPR 208,² Amdt. 4]

STAPLE WORK CLOTHING

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

Maximum Price Regulation 208 is amended in the following respects:

1. In Appendix K (§ 1389.227) the headnote to paragraph (d) is amended to read as follows:

(d) *Specifications for particular men's garments (minimum requirements).*

2. In Appendix K (§ 1389.227) the headnote to paragraph (e) is amended to read as follows:

(3) *Men's garment dimensions.*

3. Subpart B—Thirty yard minimum boys' bib overalls—comprising Appendices L-P, inclusive, is added to read as follows:

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 122, 1229, 1749, 4779, 5738, 5739, 10739, 12099, 12624.

² 7 F.R. 6649, 8940, 8948, 10015; 8 F.R. 4887.

(b) *Mountain and Pacific.* In order to determine the ceiling price for a sale of a thirty yard minimum boys' bib overall, at source, where the seller's place of business is in the Mountain and Pacific area, the seller must take the ceiling price for sales in the East and Central area and add 35¢ per dozen.

§ 1389.231 *Appendix O: Notification to be furnished to purchasers for resale.* Every manufacturer, wholesaler or other person who sells or delivers to a purchaser for resale a garment for which a maximum price has been established under Subpart B of this regulation shall furnish at the time of delivery of such garment, to the purchaser thereof, a statement in the following form:

This notice is sent to you as required by Amendment 4 to MPR 208 which covers sales of certain boys' bib overalls. We have been allowed to price these overalls, Lot No. _____ under that regulation since they conform to the yardage requirements set forth in the amendment. Whether you are a wholesaler or retailer, this notice tells you how to find your maximum prices. You must be certain to follow the method set forth below in order to comply with the law.

HOW TO COMPUTE YOUR MAXIMUM PRICES

Take the highest price you charged in March 1942 for a boys' bib overall and divide that price by the net invoice cost of that garment to you. If you did not sell any boys' overalls during March 1942 take the highest price charged for a men's bib overall during March 1942 and divide that price by the net invoice cost of that garment.

Multiply the percentage so obtained by the net invoice cost of the garment being priced under this section. The resultant figure shall be the maximum price of the boys' overall being priced, but in no event shall the maximum price for a retailer be higher than \$1.50 a garment in the East and Central area (refers to sales in which the seller's place of business is in a state east of New Mexico, Colorado, Wyoming and Montana) and \$1.53 a garment in the Mountain and Pacific area (refers to sales in which the seller's place of business is in New Mexico, Colorado, Wyoming and Montana or farther west). The maximum price for a wholesaler shall in no case be higher than \$14.21 per dozen for sales in the East and Central area and \$14.56 per dozen for sales in the Mountain and Pacific area.

"Net invoice cost" means the price on the face of the invoice less all discounts available, but adding transportation or delivery charges.

Every wholesaler must furnish his retailers with the above notice either by forwarding separate printed, typewritten or mimeographed copies attached to the invoice to accompany each shipment of overalls priced under this amendment or have the notice stamped on the invoice if that is more convenient. Any manufacturer who sells either to a retailer or wholesaler is likewise obliged to furnish such a notice with each shipment.

§ 1389.232 *Appendix P: Disclosure.* Every person who buys or offers to buy thirty yard minimum boys' bib overalls for resale may be requested by the seller to furnish a signed statement showing the class of purchaser to which he belongs. Within 10 days after receiving such a request in writing, the buyer must supply the seller with this statement. If

No. 204—3

the seller has no reason to believe that the buyer's statements are erroneous, he may rely upon them in charging the buyer.

This amendment shall become effective October 19, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16709; Filed, October 13, 1943;
11:52 a. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C; Amdt. 20]

MILEAGE RATIONING; GASOLINE REGULATIONS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Ration Order 5C is amended in the following respects:

1. In § 1394.7652 the text preceding the table is amended to read as follows:

§ 1394.7652 *Basic ration books.* Class A coupon books, and Class D coupon books marked "Basic" shall be issued as basic rations. Class A books shall be issued for passenger automobiles and Class D books for motorcycles. Subject to the provisions of § 1394.7653 (d), which relates to the tailoring of coupons from books issued after the beginning of the ration period, each Class A book issued in the gasoline shortage area for use after November 8, 1943 shall con-

Class A rations outside the gasoline shortage area.	July 22, 1943 to July 21, 1944, inclusive.
Class A rations within the gasoline shortage area.	July 22, 1942 to November 8, 1943, or November 9, 1943 to December 30, 1944, inclusive.
Basic Class D rations.	July 22, 1942 to November 11, 1944, inclusive.

However, any person may apply for reissuance of a basic ration in any of the following cases:

5. In § 1394.7701 (c) is amended by substituting for the first two sentences the following sentence:

In Area A and in Area B applicants for supplemental rations are deemed to have available sixty miles per month of occupational driving by using the basic ration to which they are entitled.

6. In § 1394.7704 (b) the proviso at the end of the paragraph is amended to read as follows:

*Copies may be obtained from the Office of Price Administration.

17 F.R. 9135, 9787, 10016, 10147, 10338, 10706, 10787, 11059, 11070; 8 F.R. 179, 274, 369, 372, 555, 607, 1023, 1202, 1203, 1282, 1318, 1365, 1588, 1813, 1695, 2033, 2213, 2223, 2353, 2431, 2595, 2720, 2780, 3096, 3201, 3253, 3254, 3255, 3315, 3616, 4169, 4341, 4850, 4976, 5267, 5488, 5524, 5759, 6179, 6201, 6441, 6637, 6846, 7390, 7455, 8009, 8180, 8330, 8930, 8921, 9022, 9065, 9202, 9219, 9304, 9334, 9457, 9531, 9787, 10082, 10364, 10365, 11429, 12023, 12025, 13124, 13180, 13251, 13340, 13391.

tain forty-eight coupons, and each Class A book issued within the gasoline shortage area and each Basic Class D book shall contain, when issued for use after July 21, 1943, forty-eight coupons. Each coupon contained in a basic ration book shall have a value of one unit. Coupons contained in Class A books shall be valid for the transfer of gasoline to a consumer only during the periods indicated below.

2. In § 1394.7652 the last sentence is amended to read as follows:

Coupons in Basic Class D books issued for use after July 21, 1943 shall be valid for transfer of gasoline to a consumer at any time before November 12, 1944.

3. Section 1394.7653 (d) (3) is amended to read as follows:

(3) From a Basic Class D book issued after October 11, 1943 in Area A, one coupon for each full ten days which have elapsed between July 21, 1943 and the date of issuance.

4. In § 1394.7653 (f) the text preceding sub-paragraph (1) is amended to read as follows:

No basic ration may be issued for a vehicle while another currently valid basic ration issued for use with the same vehicle is outstanding, except as provided in §§ 1394.7654 and 1394.8007. (These sections relate respectively to certain movements into and out of the gasoline shortage area, and to replacement of lost or wrongfully withheld coupons.) No person, except as provided in these sections or as provided below in this section, shall be entitled to receive more than one basic ration for the same vehicle during any of the following periods:

July 22, 1943 to July 21, 1944, inclusive.
July 22, 1942 to November 8, 1943, or November 9, 1943 to December 30, 1944, inclusive.
July 22, 1942 to November 11, 1944, inclusive.

Provided, That except in accordance with the provisions of § 1394.7707, no Board in Area A or in Area B may allow an average of more than 480 miles per month, and no Board in the gasoline shortage area may allow an average of more than 320 miles per month, for any occupational mileage other than preferred mileage as defined in § 1394.7705.

7. In § 1394.7704 (d) the first sentence is amended to read as follows:

The Board shall deduct from the mileage it allows for a passenger automobile in Area A and Area B in accordance with paragraph (b) above, sixty miles per month for each additional passenger automobile (other than a fleet passenger automobile) owned by the applicant or by any person living in his household and related to him by blood, marriage or adoption, if the Board finds that such automobile is available to and adequate for the use of the applicant for the purpose for which the Supplemental ration is sought.

8. In § 1394.7705 (a) (1) (i) the first sentence is amended to read as follows:

In the event that the mileage allowed by the Board is 480 miles per month or less: one or two Class B books containing the number of coupons specified in Table I for the mileage allowed.

9. Section 1394.7705 (a) (1) (ii) is amended by substituting the number "480" for the number "470".

10. In § 1394.7705 (a) (4) the text preceding Table I is amended to read as follows:

(4) In the case of a motorcycle the Board shall issue one or more Class D books (to be marked "Supplemental") containing the number of coupons specified in Table IC to provide the mileage allowed by the Board. The Board shall note the date of issuance on such books as the date on which they become valid, and an earliest renewal date three months from the date of issuance.

11. In Table IC of § 1394.7705 (a) (4) the heading and text immediately following the words "Table IC" and preceding the table are amended to read "Determination of amount of supplemental ration for motorcycles in Area A, Area B and in gasoline shortage area."

To be used only for motorcycles entitled to Basic rations, and for which more than 60 miles per month are allowed. Allowed mileage in excess of 480 miles per month in Area A and Area B (320 miles per month in the gasoline shortage area) must be preferred mileage.

12. Table I and Table II of § 1394.7705 (a) (4) are amended as set forth below:

TABLE I—DETERMINATION OF AMOUNT OF SUPPLEMENTAL RATION IN AREA A

For passenger automobiles which are entitled to Basic rations, and for which more than 60 miles but not more than 480 miles per month are allowed.

(For motorcycles, use Table IC)

Miles per month:	"B" coupons for 3 months
Up to 60	0
61-75	1
76-90	2
91-105	3
106-120	4
121-135	5
136-150	6
151-165	7
166-180	8
181-195	9
196-210	10
211-225	11
226-240	12
241-255	13
256-270	14
271-285	15
286-300	16
301-315	17
316-330	18
331-345	19
346-360	20
361-375	21
376-390	22
391-405	23
406-420	24
421-435	25
436-450	26
451-465	27
466-480	28

TABLE II—DETERMINATION OF AMOUNT OF SUPPLEMENTAL RATION IN AREA A

For passenger automobiles which are entitled to Basic rations, and for which more than 480 miles per month are allowed.

(For motorcycles, use Table IC)

Miles per month:	"C" coupons for 3 months
481-495	29
496-510	30
511-525	31
526-540	32
541-555	33
556-570	34
571-585	35
586-600	36
601-615	37
616-630	38
631-645	39
646-660	40
661-675	41
676-690	42
691-705	43
706-720	44
721-735	45
736-750	46
751-765	47
766-780	48
781-795	49
796-810	50
811-825	51
826-840	52
841-855	53
856-870	54
871-885	55
886-900	56
901-915	57
916-930	58
931-945	59
946-960	60
961-975	61
976-990	62
991-1005	63
1006-1020	64
1021-1035	65
1036-1050	66
1051-1065	67
1066-1080	68
1081-1095	69
1096-1110	70

NOTE: In the event the allowed mileage exceeds 1,110 miles, one additional coupon shall be allowed for each 15 miles, or fraction thereof, of allowed mileage in excess of 1,110 miles. Additional books may be issued if necessary to provide additional coupons.

13. Section 1394.7706 (w) is revoked.

14. In § 1394.7707 (a) the text preceding subparagraph (1) is amended by substituting for the words and figures "in subparagraphs (1), (2) and (3)" the words and figures "in subparagraphs (1) and (2)", and by substituting for the words "State Director" the words "District Director".

15. Section 1394.7707 (a) (1) is amended to read as follows:

(1) Where application is made in Area A or in Area B, and the applicant or person entitled to the use of the vehicle requires more than 480 miles per month for driving between home and a fixed place or places of work, or between fixed places of work, in connection with his principal occupation.

16. Section 1394.7707 (a) (2) is revoked.

17. Section 1394.7707 (a) (3) is redesignated subparagraph (2) of paragraph (a) of this section.

18. Section 1394.7707 (c) is amended by substituting for the words "State Director" the words "District Director".

19. Section 1394.7707 (d) is amended by substituting the words "District Director" for the words "State Director" in the three places in which they appear.

20. Section 1394.7754 (b) is amended to read as follows:

(b) Subject to the provisions of paragraph (a) of this section, the Board shall allow the total average occupational mileage per month determined by it to be required for driving within the continental United States, during the three month period specified in § 1394.7753 and shall issue a ration in accordance with the provisions of § 1394.7755 to provide such mileage: However, no Board may allow an average mileage for any one vehicle or an average mileage per vehicle for any group of vehicles in excess of the maximum set forth below, unless the mileage in excess of any such maximum is defined as preferred mileage under the provisions of § 1394.7706.

(1) If the Board is in Area A or in Area B the maximum average mileage is 480 miles per month.

(2) If the Board is in the gasoline shortage area the maximum average mileage is 320 miles per month.

21. Section 1394.7755 (a) (1) (i) is amended by substituting the number "480" for the number "470".

22. Section 1394.7755 (a) (1) (ii) is amended by substituting the number "480" for the number "470".

23. Section 1394.7755 (a) (4), the text preceding Table III is amended to read as follows:

(4) In the case of a motorcycle the Board shall issue one or more Class D books (to be marked "fleet" if issued for use with a fleet motorcycle and "official" if issued for use with an official motorcycle) containing the number of coupons specified in Table IIIC to provide the mileage allowed by the Board. The Board shall note on such books the date of issuance as the date on which they become valid, and an earliest renewal date three months from the date of issuance.

24. In Table IIIC of § 1394.7755 (a) (4) the heading and text immediately following the words "Table IIIC" and preceding the table are amended to read: "Determination of Amount of Official or Fleet Ration for Motorcycles in Area A, Area B and in the Gasoline Shortage Area."

For motorcycles not entitled to basic rations. All allowed mileage in excess of 480 miles per month in Area A and Area B (320 miles in the gasoline shortage area) must be preferred mileage.

25. Table III and Table IV of § 1394.7755 (a) (4) are amended as set forth below:

TABLE III—DETERMINATION OF AMOUNT OF OFFICIAL OR FLEET RATION IN AREA A

For passenger automobiles with an allowed mileage of not more than 480 miles per month.

To be used for official or fleet passenger automobiles and other specified passenger automobiles not entitled to Basic rations.

(For motorcycles, use Table IIIC)

Miles per month:	"B" coupons for 3 months
1-15	1
16-30	2
31-45	3
46-60	4
61-75	5
76-90	6
91-105	7
106-120	8
121-135	9
136-150	10
150-165	11
166-180	12
181-195	13
196-210	14
211-225	15
226-240	16
241-255	17
256-270	18
271-285	19
286-300	20
301-315	21
316-330	22
331-345	23
346-360	24
361-375	25
376-390	26
391-405	27
406-420	28
421-435	29
436-450	30
451-465	31
466-480	32

TABLE IV—DETERMINATION OF AMOUNT OF OFFICIAL OR FLEET RATION IN AREA A

For passenger automobiles with an allowed mileage of more than 480 miles.

To be used for official or fleet passenger automobiles and other specified passenger automobiles not entitled to Basic rations.

(For motorcycles, use Table IIIC)

Miles per month:	"C" coupons for 3 months
481-495	33
496-510	34
511-525	35
526-540	36
541-555	37
556-570	38
571-585	39
586-600	40
601-615	41
616-630	42
631-645	43
646-660	44
661-675	45
676-690	46
691-705	47
706-720	48
721-735	49
736-750	50
751-765	51
766-780	52
781-795	53
796-810	54
811-825	55
826-840	56
841-855	57
856-870	58
871-885	59
886-900	60
901-915	61
916-930	62
931-945	63
946-960	64
961-975	65

TABLE IV—DETERMINATION OF AMOUNT OF OFFICIAL OR FLEET RATION IN AREA A—CON.

Miles per month:	"C" coupons for 3 months
976-990	66
991-1005	67
1006-1020	68
1021-1035	69
1036-1050	70
1051-1065	71
1066-1080	72
1081-1095	73
1096-1110	74
1111-1125	75

Note: In the event the allowed mileage exceeds 1,125 miles, one additional coupon shall be issued for each 15 miles, or fraction thereof, of allowed mileage in excess of 1,125 miles. Additional books may be issued if necessary to provide additional coupons.

26. In § 1394.7904 (a) the proviso at the end of the first sentence is amended by deleting the words "within the gasoline shortage area or within Area B".

27. In § 1394.7904 (b) the text preceding subparagraph (1) is amended by deleting the phrase "in Area B or in the gasoline shortage area".

28. Section 1394.8051 (e) is amended to read as follows:

(e) Notwithstanding any other provisions of this section, no Board shall allow mileage in respect to any renewal of a supplemental, fleet or official ration, or any ration issued pursuant to the provisions of §§ 1394.7757 or 1394.7758 which will in any way compensate for any loss in mileage due to the reduction in the unit value of Class B and C book coupons made in the Restricted Area on June 2, 1943, or in Area B on August 16, 1943, or in the gasoline shortage area and in Area B on October 1, 1943, or in Area A on October 12, 1943, or due to the reduction in the unit value of Class A book coupons made in Area A on October 12, 1943, unless such restoration has already been made pursuant to the former provisions of § 1394.8353 (j) or unless such restoration is made pursuant to the provisions of § 1394.8052.

29. § 1394.8215 (w) is added to read as follows:

(w) (1) On October 12, 1943, every dealer who has in his possession or control Class A-3 coupons or Class B or C coupons issued as parts of Form OPA R-527B, Form OPA R-527C, Form OPA R-528B or Form OPA R-528C which he acquired in exchange for lawful transfers of gasoline made by him prior to October 12, 1943 in Area A at a time when such coupons had a unit value of four gallons of gasoline per coupon shall summarize such coupons at a value of four gallons per coupon on a summary form (Form OPA R-541). On or before October 16, 1943, each dealer shall surrender such coupons and summaries either to a distributor in exchange for a transfer of gasoline, or to the Board having jurisdiction over the area in which his place of business is located. The Board shall issue to the dealer in exchange for such coupons, inventory coupons equal in gallonage value to the coupons so surrendered. From October 12, 1943 to October 16, 1943, inclusive, each distributor shall

transfer gasoline within Area A at a rate of four gallons for each coupon so surrendered. After October 16, 1943, no distributor shall accept from a dealer any such coupons so remitted, nor shall he make any transfer of gasoline in exchange for such coupons so remitted except upon a basis of three gallons of gasoline per coupon.

(2) On or before October 22, 1943, a distributor may deposit in a ration bank account at a four gallon value any Class A-3 coupon or Class B or C coupons issued as a part of Form OPA R-527B, Form OPA R-527C, Form OPA R-528B or Form OPA R-528C which he acquired in exchange for a lawful transfer of gasoline made in Area A to a consumer before October 12, 1943, or to a dealer on or before October 16, 1943, at a rate of four gallons per coupon. After October 22, 1943, every Class A-3, B or C coupon deposited by a distributor in Area A shall be deposited at a value of three gallons.

This amendment shall become effective at 12:01 a. m. October 12, 1943.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421, 507, 77th Cong.; W.P.B. Dir. No. 1, Supp. Dir. No. 1Q, 7 F.R. 562, 9121; E.O. 9125, 7 F.R. 2719)

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

Issued this 11th day of October 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-16352; Filed, October 12, 1943; 12:15 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[EO 5C; Amdt. 10 to Supp. 1]

MILEAGE RATIONING; GASOLINE REGULATIONS

Supplement 1 to Ration Order 5C is amended in the following respects:

In § 1394.8401 (a) (1) (i) the first sentence is amended to read as follows:

Three (3) gallons of gasoline with respect to Class A, B and C book coupons in Area A.

This amendment shall become effective at 12:01 a. m. October 12, 1943.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421, and 507, 77th Cong.; W.P.B. Dir. No. 1, Supp. Dir. No. 1Q, 7 F.R. 562, 9121, E.O. 9125, 7 F.R. 2719)

Issued this 11th day of October 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-16353; Filed, October 12, 1943; 12:15 p. m.]

17 F.R. 9135, 9787, 10016, 10147, 10333, 10706, 10787, 11003, 11070; 8 F.R. 179, 274, 363, 372, 565, 697, 1023, 1202, 1203, 1232, 1318, 1365, 1523, 1813, 1895, 2093, 2215, 2223, 2353, 2431, 2595, 2720, 2760, 3036, 3201, 3253, 3254, 3255, 3315, 3616, 4183, 4341, 4850, 4976, 5267, 5486, 5584, 5756, 6179, 6261, 6441, 6637, 6840, 7390, 7455, 8003, 8180, 8680, 8930, 9021, 9022, 9065, 9252, 9219, 9304, 9334, 9457, 9531, 9787, 10032, 10364, 10365, 11429, 12023, 12025, 13124, 13180, 13251, 13340, 13391.

PART 1420—BREWERY, DISTILLERY AND WINERY PRODUCTS

[MPR 445, Amdt. 5]

DISTILLED SPIRITS AND WINE

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

Maximum Price Regulation No. 445 is amended in the following respects:

1. Section 1.7 (b) (1) is amended to read as follows:

(1) *Base figures for certain imported commodities.*

Commodity	Base figure
(i) Cuban gin (as defined in section 7.12)	\$1.75
(ii) Mexican gin (as defined in section 7.12)	1.90
(iii) Cuban rum (as defined in section 7.12)	2.75
(iv) Mexican tequila (as defined in section 7.12)	2.10

² Or the importer's "direct cost," f. o. b. port of arrival, plus 15¢ per proof gallon, whichever figure is the lower. "Direct cost" means the price paid the foreign vendor (less all discounts and allowances except the discount given for prompt payment) plus charges for cooperage, Cuban export tax, freight to port of arrival, loading, war risk insurance and marine insurance, wharfage, consular fees, customs broker fees, customs entry fees, and loss of merchandise and customs duty due to leakage and evaporation in shipment to the United States.

2. Section 7.12 (a) (43) is added to read as follows:

(43) "Mexican tequila" means distilled spirits distilled from the Mezcal plant (a variety of the maguey) and produced in the Republic of Mexico.

This amendment shall become effective this 19th day of October 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16710; Filed, October 13, 1943; 11:52 a. m.]

PART 1429—POULTRY AND EGGS

[Rev. MPR 269, Amdt. 17]

POULTRY

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

Revised Maximum Price Regulation 269 is amended in the following respects:

1. The effective date provision of Amendment 16 to Revised Maximum

*Copies may be obtained from the Office of Price Administration.

⁸ 8 F.R. 11161, 11851, 13496, 13500.
⁷ 7 F.R. 10708, 10864, 11118; 8 F.R. 567, 856, 878, 2289, 3316, 3419, 3792, 6736, 9299, 10940, 11691, 13302, 13813.

Price Regulation is amended to read as follows:

Amendment 16 shall become effective October 11, 1943, except that § 1429.19 (h) (2) (ii) shall become effective November 1, 1943.

2. Section 1429.19 (h) (1) (i) (b) is added to read as follows:

(b) *Temporary maximum base prices for quick-frozen eviscerated broilers,*

fryers, roasters, capons, fowl, stags, and old roosters. Temporary Table A-2, listed immediately below, establishes temporary maximum base prices for quick-frozen eviscerated broilers, fryers, roasters, capons, fowl, stags, and old roosters. These prices may be revoked at any time.

TEMPORARY TABLE A-2

[Prices in cents per pound]

Quick-frozen eviscerated poultry item	Quick-frozen eviscerated weight	Western zone basing-point cities		
		Chicago	New York	Pacific coast cities ¹
Broilers and fryers	Under 2½	52.5	53.5	61.0
Roasters	2½ and over	49.5	50.5	61.0
Capons:				
Light	Under 4½	49.5	50.5	61.0
Heavy	4½ and over	51.0	52.0	62.5
Fowl	All weights	44.0	45.0	45.5
Stags and Old Roosters	All weights	39.0	39.0	39.5

¹ The Pacific coast cities are: Los Angeles, San Francisco, Seattle, and Portland.

3. Section 1429.19 (i) (4) (vii) is amended to read as follows:

(vii) The carcass and giblets of each bird, whether in whole, split, or dismembered form must be weighed before being packaged or frozen, and then must be individually packaged in water resistant paper or cartons, one bird to one package, with the weight of each bird marked or printed on the exterior of each package, and with a statement printed on or attached to the exterior of each package reading as follows: "Inspected and Certified by U. S. Department of Agriculture." The exterior of each package should also show either the name and address of the person processing the eviscerated bird, or the plant number assigned to the eviscerator by the United States Department of Agriculture.

4. Section 1429.19 (i) (4) (ix) is amended to read as follows:

(ix) After quick-freezing, each bird must be kept at a temperature which will preserve the bird in hard-frozen condition until it is delivered to the purchaser. Each bird must also be delivered to the purchaser in the original package in which it was packaged at the time of its evisceration.

5. Section 1429.19 (i) (4) (x) is amended to read as follows:

(x) The prices established for "quick-frozen eviscerated poultry" items in this section shall apply only when such "quick-frozen eviscerated poultry" items completely meet the requirements listed in this definition. A discount of ¾ cents per pound shall be deducted from the maximum base price for any "quick-frozen eviscerated poultry" item which is not individually weighed, packaged, and identified as provided for in subdivision (vii) of this definition, but which otherwise meets all the requirements of this definition, and is packaged in bulk for sale to institutional, industrial, com-

mercial, or governmental users, or for sale to distributors selling such users: *Provided*, That a statement is printed on or attached to the exterior of each bulk package certifying that the eviscerated poultry contained therein was eviscerated under federal inspection, and showing the identity of the eviscerator.

In all other cases purchases and sales of "quick-frozen eviscerated poultry" items shall be made at prices not exceeding those established for the corresponding "drawn" poultry items in Table A of this section.

This amendment shall become effective October 12, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of October 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-16684; Filed, October 12, 1943; 4:46 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14¹ to GMPR, Amdt. 37]

SUPERPHOSPHATE

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

Revised Supplementary Regulation 14 is amended in the following respects:

1. Section 4.4 (a) (1) (i) is amended to read as follows:

(i) For sales of run-of-pile, basis f. o. b. cars at each producing point, the

¹ 9880, 10432, 10566, 10433, 10668, 10731, 10759, 10763, 10939, 10674, 10984, 10758, 11774, 11882, 11247, 11215, 11479, 11572, 11764, 11873, 12325, 12406, 12139, 13059, 13171, 13171, 43180, 13257.

price specified for that point as listed below:

Point of production:	Maximum price per unit of available phosphoric acid
Little Rock, Ark.....	\$.70
Texarkana, Ark.....	.70
Stege, Calif.....	.84
Vernon, Calif.....	.84
East Tampa, Fla.....	.50
Jacksonville, Fla.....	.53
Nichols, Fla.....	.50
Pierce, Fla.....	.50
Calumet City, Ill.....	.68
Chicago Heights, Ill.....	.68
East Saint Louis, Ill.....	.63
Fort Wayne, Ind.....	.68
Indianapolis, Ind.....	.68
New Albany, Ind.....	.65
Baltimore, Md.....	.64
Lowell, Mass.....	.75
North Weymouth, Mass.....	.75
Woburn, Mass.....	.75
Detroit, Mich.....	.70
Lansing, Mich.....	.70
Joplin, Mo.....	.73
Carteret, N. J.....	.69
Paulsboro, N. J.....	.67
Buffalo, N. Y.....	.70
Acme, N. C.....	.62
Charlotte, N. C.....	.62
Durham, N. C.....	.62
Greensboro, N. C.....	.62
Laurinburg, N. C.....	.62
Navassa, N. C.....	.59
Selma, N. C.....	.62
Wadesboro, N. C.....	.62
Wilmington, N. C.....	.59
Wilson, N. C.....	.62
Cincinnati, Ohio.....	.65
Cleveland, Ohio.....	.63
Columbus, Ohio.....	.68
Lockland, Ohio.....	.65
Sandusky, Ohio.....	.68
Silica, Ohio.....	.68
Toledo, Ohio.....	.63
Washington Court House, Ohio.....	.68
Philadelphia, Pa.....	.67
Anderson, S. C.....	.62
Charleston, S. C.....	.55
Columbia, S. C.....	.60
Greenville, S. C.....	.62
Hartsville, S. C.....	.62
Lancaster, S. C.....	.62
Spartanburg, S. C.....	.62
Dallas, Tex.....	.70
Houston, Tex.....	.68
Alexandria, Va.....	.64
Lynchburg, Va.....	.64
Norfolk, Va.....	.63
Portsmouth, Va.....	.63
Richmond, Va.....	.64

2. Section 4.4 (b) (2) (i) is amended to read as follows:

(i) 70 cents for any producing point in Montana or Siglo, Tennessee, and 74 cents for Wales, Tennessee.

3. Section 4.4 (b) (3) is added to read as follows:

(3) *Granulated triple superphosphate.* The maximum price as established under (1) or (2) above, plus \$1.00 per ton of 2,000 pounds except for sales in bags to Government departments and agencies.

This amendment shall become effective October 19, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of October 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-16711; Filed, October 13, 1943; 11:25 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[Regulation 3]

PART 1598—GENERAL REGULATIONS

LICENSED SHIP SUPPLIERS PERMITTED TO BUY SET ASIDE AND RESTRICTED FOOD

Correction

Paragraph (a) (1) of F. R. Doc. 43-16590 appearing at page 13880 of the issue for Tuesday, October 12, 1943, should read as follows:

(1) "Ship operator" means any person conducting the business of vessels for the account of the United States under a general agency form of service agreement approved by the Administrator of the War Shipping Administration; or operating, as the owner or owner's agent, a vessel time chartered to the United States, represented by the Administrator of the War Shipping Administration; or operating a vessel, the services of which are employed by the United States, represented by the Administrator of the War Shipping Administration; or operating a vessel designated by the War Shipping Administration, which is owned, chartered, or operated by any allied or neutral country.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Subchapter Z—Withdrawals, Restorations, Classifications and Executive Orders

[Public Land Order 175]

PART 298—PUBLIC LAND ORDERS

RESERVING PUBLIC LAND WITHIN TONGASS NATIONAL FOREST, ALASKA, FOR USE OF FEDERAL COMMUNICATIONS COMMISSION

By virtue of the authority vested in the President, and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

§ 298.175 *Public Land Order 175.* Subject to valid existing rights, the tract of public land within the Tongass National Forest, Alaska, described below by metes and bounds, is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws and the mineral-leasing laws, and reserved for the use of the Federal Communications Commission as a radio-monitor station site:

Beginning at a point on the line of ordinary high tide on Favorite Channel between Point Lena and Point Louka, from which Corner No. 1 of Forest Service Special Use Permit survey shown on map of Section No. 9, Glacier Highway Development Plan, Tongass National Forest, as surveyed by Chas. W. Forward in 1935, and filed with the Forest Service, United States Department of Agriculture, Washington, D. C., bears approximately S. 32° E., 6.40 chains, latitude 58° 23' 44" N., longitude 134° 45' 56" W.

From the initial point, N. 49° 15' E., 12.80 chs., parallel to line 1-2 of said survey, to a point on line 2-3, from which Corner No. 2 bears S. 4° 45' E., 7.42 chs.;

N. 4° 15' W., 32.83 chs., to Corner No. 3; S. 76° 40' W., 12.20 chs., to Corner No. 4; S. 59° 00' W., 2.50 chs., to Corner No. 5; N. 49° 00' W., 2.20 chs., to Corner No. 6; on line of ordinary high tide, Lena Cove;

Westerly and southeasterly along line of ordinary high tide, around Point Lena, to the place of beginning.

The area described contains 105 acres.

This order shall take precedence over, but shall not modify, Proclamation No. 846 of February 16, 1909, adding the above-described land to the Tongass National Forest.

Jurisdiction over the land herein reserved shall be vested in the Department of the Interior and the Department of Agriculture, or any other department or agency of the Federal Government, according to their respective interests then of record, when the land is no longer needed for radio-monitoring purposes.

ABE FORTAS,

Acting Secretary of the Interior.

SEPTEMBER 29, 1943.

[F. R. Doc. 43-16574; Filed, October 12, 1943; 2:41 a. m.]

[Public Land Order 176]

PART 298—PUBLIC LAND ORDERS

RESERVING ADDITIONAL PUBLIC LAND WITHIN KALBAB NATIONAL FOREST, ARIZONA, FOR USE OF WAR DEPARTMENT

By virtue of the authority vested in the President and contained in the act of June 4, 1897, c. 2, 30 Stat. 11, 36 (U.S.C., title 16, sec. 473), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

§ 298.176 *Public Land Order 176.* Subject to valid existing rights, the following-described public land within the Kalbab National Forest, Arizona, is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws and the mineral-leasing laws, and reserved for the use of the War Department as access roads in connection with the lands reserved by Public Land Order No. 59 of November 12, 1942:

GILA AND SALT RIVER MERRIDIAN

T. 21 N., R. 5 E., sec. 1, that part of the NW¼ between the north line of the Atchison, Topeka, and Santa Fe Railroad right of way and the south line of the Ashfork-Flagstaff Highway right of way.

The area described contains 22.8 acres.

The jurisdiction of the Secretary of Agriculture over the land as a part of the Kaibab National Forest shall be subject to the jurisdiction of the Secretary of War to the extent necessary to effectuate the purposes of the reservation made by this order.

The jurisdiction granted by this order shall cease at the expiration of the six-months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior, and any other department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

ABE FORTAS,

Acting Secretary of the Interior.

SEPTEMBER 29, 1943.

[F. R. Doc. 43-16675; Filed, October 12, 1943; 2:41 p. m.]

[Public Land Order 184]

PART 298—PUBLIC LAND ORDERS

WITHDRAWING PUBLIC LANDS IN COLORADO FOR USE IN CONNECTION WITH THE PROSECUTION OF THE WAR

By virtue of the authority vested in the President, and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

§ 298.194 *Public Land Order 184.* Subject to valid existing rights, the public lands within the following described areas are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral leasing laws, and reserved under the jurisdiction of the Secretary of the Interior for use in connection with the prosecution of the war:

SIXTH PRINCIPAL MERIDIAN

T. 9 S., R. 79 W.,
Secs. 18, 19, 30, unsurveyed.
T. 9 S., R. 80 W.,
Secs. 12, 13, 24.

The areas described, including both public and nonpublic lands, aggregate 3,840 acres.

This order shall take precedence over but not modify Executive Orders of July 2, 1910, and August 25, 1916, creating Power Site Reserves Nos. 92 and 542, and the withdrawal for transmission line purposes made February 7, 1930, under the Federal Power Commission Project No. 1063, and the withdrawal made August 18, 1894, for Reservoir Site No. 2, so far as such withdrawals affect any of the above described lands.

ABE FORTAS,

Acting Secretary of the Interior.

OCTOBER 7, 1943.

[F. R. Doc. 43-16676; Filed, October 12, 1943; 2:41 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[Service Order 159]

PART 95—CAR SERVICE

DELIVERY OF COMBUSTIBLE LIQUIDS TO EASTERN SHORE OIL CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of October, A. D. 1943.

It appearing that the provisions of section 8 of Rule 35 of the Consolidated Freight Classification No. 15, as amended, are preventing the shipping and delivery of combustible liquids (having a flash point of 125° Fahrenheit or more) to Willard I. Donohoe and Harry D. Peters, co-partners, doing business as Eastern Shore Oil Company, Salisbury, Md.; these liquids are urgently needed by this community; in the opinion of the Commission an emergency exists requiring immediate action; *It is ordered, That:*

§ 95.33 *Partial suspension of classification rule.* (a) The operation of section 8 of Rule 35 of the Consolidated Freight Classification No. 15, as amended, is hereby suspended insofar as it applies to combustible liquids (with a flash point of 125° Fahrenheit or more) when shipped to and delivered to Willard I. Donohoe and Harry D. Peters, co-partners, doing business as Eastern Shore Oil Company, Salisbury, Md.

(b) Each of such railroads, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of any of the provisions therein. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17)).

It is further ordered, That this order shall become effective at 12:01 a. m., October 13, 1943; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 43-16696; Filed, October 13, 1943; 10:49 a. m.]

TITLE 50—WILDLIFE

Chapter IV—Office of the Coordinator of Fisheries

[Gen. Direction 3]

PART 401—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

SARDINE DELIVERY AT SAN PEDRO HARBOR, CALIF.

Pursuant to paragraph (n) of the order entitled "Coordinated Pilchard Production Plan" (8 F.R. 9233), being Order No. 1838 of the Secretary of the Interior, hereinafter called the pilchard order, and because I deem it necessary to accomplish the purposes of that order, I hereby issue the following General Direction No. 3, for the observance of which by the fishing captain of any particular vessel the permittee thereof shall be responsible:

(a) Whenever a load of sardines, after being brought into the port of San Pedro for delivery, shall be dispatched by the Port Supervisor or his assistant for delivery to a particular processing plant, it shall be delivered promptly as dispatched by such direction.

(b) The Port Supervisor in San Pedro will receive joint applications, signed by the boat owner and the processor concerned, to have a particular boat dispatched to a specified plant for a period of time in advance, and will act appropriately on all such applications; but any advance dispatch shall be subject to be modified by a direction, oral or otherwise, given pursuant to the preceding paragraph (a), whenever reasonably necessary in the opinion of the Port Supervisor or his assistant to attain the objectives of the pilchard order.

(c) Any advance dispatch issued pursuant to the preceding paragraph (b) is also subject to cancellation or modification by the issuance of another advance dispatch whenever reasonably necessary in the opinion of the Port Supervisor or his assistant to attain the objectives of the pilchard order.

(d) All sardines shall be delivered in accordance with whatever direction dispatching the fish shall be applicable, as soon as is reasonably possible after arrival in port. The port of San Pedro, for purposes of this general direction, shall be understood to include the ports of Wilmington and Long Beach, as defined in the pilchard order.

Issued September 30, 1943.

O. E. SETTE,
Area Coordinator, Area II.

[F. R. Doc. 43-16671; Filed, October 12, 1943; 2:41 p. m.]

PART 401—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

[Gen. Direction 4]

APPLICABILITY OF DEFINITIONS IN PILCHARD ORDER

Pursuant to paragraph (n) of the order entitled "Coordinated Pilchard Production Plan" (8 F.R. 9233), being Order No. 1838 of the Secretary of the Interior, hereinafter called the pilchard

order, I hereby issue the following General Direction No. 4:

In construing all General Directions, specific directions, instructions, delegations of authority, and other administrative statements and instruments based upon the pilchard order, whether heretofore or hereafter issued, the definitions in paragraph (c) of that order are applicable except where the context of the administrative statement or instrument clearly indicates otherwise. Any general direction that may be issued adding or re-grouping parts pursuant to paragraph (c) (4) of the pilchard order shall thereafter control the construction of all such administrative statements or instruments, except where the contrary is clearly indicated.

Issued October 5, 1943.

O. E. SETTE,
Area Coordinator, Area II.

[F. R. Doc. 43-16672; Filed, October 12, 1943;
2:42 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Geological Survey.

OIL AND GAS UNIT PLAN NOTICE OF HEARING

Notice is hereby given that an open public hearing will be held in the Cosmopolitan Hotel, Denver, Colorado, beginning at 10 a. m., on Wednesday, November 17, 1943, in the matter of proposed regulations for the development and operation as a unit of oil and gas areas, fields, or pools involving public land. The presiding officer will be Assistant Secretary of the Interior Oscar L. Chapman, assisted by Director W. E. Wrather of the Geological Survey, and such other departmental representatives as may be directed to be present. The scope of the hearing will be limited to a consideration of the proposed unit plan regulations. Holders of public land oil and gas leases, operators, members of the petroleum industry generally, and others who may be interested in oil and gas operations on public land will be afforded an opportunity to present their views regarding the proposed regulations.

This hearing is being held in response to requests received as a result of a notice concerning the proposed unit plan regulations published in the FEDERAL REGISTER issue of April 10, 1943,¹ and pursuant to a determination that the response to the notice so published warrants the holding of such hearing.

Following a study of the suggestions submitted in response to the notice published in the FEDERAL REGISTER, the Geological Survey has recommended substantial revision of the proposed regulations. Mimeographed copies of the revision will be made available immediately in advance of the hearing and may be obtained from Gaylord G. Frazier, District Engineer, U. S. Geological Survey,

¹ 8 F. R. 4736.

208 Customhouse Building, Denver, Colorado.

Persons who desire to be heard orally, should so inform Mr. Frazier no later than November 15, 1943, stating whom they represent and how much time they desire to have allotted to them. Such persons should make an effort to limit themselves to 30 minutes or less. Persons who plan to be present but do not wish to be heard orally, should similarly inform Mr. Frazier of their intention to be present.

OSCAR L. CHAPMAN,
Assistant Secretary.

OCTOBER 7, 1943.

[F. R. Doc. 43-16673; Filed, October 12, 1943;
2:42 p. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order 223]

COMMUNICATION, UTILITIES, ETC., INDUSTRIES

ACCEPTANCE OF RESIGNATION FROM AND APPOINTMENT TO COMMITTEE

By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor,

Do hereby accept the resignation of Caroline F. Ware of Vienna, Virginia, from Industry Committee No. 69 for the Communication, Utilities and Miscellaneous Transportation Industries, and do appoint in her stead Robert H. Wettach of Chapel Hill, North Carolina, as representative for the Public on such committee.

Signed at New York, New York, this 11th day of October 1943.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 43-16697; Filed, October 13, 1943;
11:07 a. m.]

[Administrative Order 223]

FINANCE, INSURANCE, ETC., INDUSTRIES

ACCEPTANCE OF RESIGNATION FROM AND APPOINTMENT TO COMMITTEE

By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor,

Do hereby accept the resignation of Tipton R. Snavely of Charlottesville, Virginia, from Industry Committee No. 68 for the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries, and do appoint Willard E. Atkins of New York, New York, as representative for the public on such committee.

I do hereby also designate John A. Lapp of Chicago, Illinois, as Chairman of such committee.

Signed at New York, New York, this 12th day of October 1943.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 43-16698; Filed, October 13, 1943;
11:07 a. m.]

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

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

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the Act are issued under section 14 thereof, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F. R. 2862, and as amended June 25, 1942, 7 F. R. 4725), and the determination and order or regulations listed below and published in the FEDERAL REGISTER as here stated.

Apparel Learner Regulations, September 7, 1940 (5 F. R. 3591), as amended by Administrative Order March 13, 1943 (8 F. R. 3079).

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F. R. 4724), as amended by Administrative Order March 13, 1943 (8 F. R. 3079), and Administrative Order, June 7, 1943 (8 F. R. 7830).

Artificial Flowers and Feathers Learner Regulations, October 24, 1940 (5 F. R. 4203).

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order September 20, 1940 (5 F. R. 3743) and as further amended by Administrative Order, March 13, 1943 (8 F. R. 3079).

Hosiery Learner Regulations, September 4, 1940 (5 F. R. 3530), as amended by Administrative Order March 13, 1943 (8 F. R. 3079).

Independent Telephone Learner Regulations, September 27, 1940 (5 F. R. 3823).

Knitted Wear Learner Regulations, October 10, 1940 (5 F. R. 3932), as amended by Administrative Order, March 13, 1943 (8 F. R. 3079).

Millinery Learner Regulations, Custom Made and Popular Priced, August 23, 1940 (5 F. R. 3392, 3393).

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

Woolen Learner Regulations, October 30, 1940 (5 F. R. 4302).

Notice of Amended Order for the Employment of Learners in the Cigar Manufacturing Industry, July 20, 1941 (6 F. R. 3753).

The employment of learners under these certificates is limited to the terms and conditions therein contained and to the provisions of the applicable determination and order or regulations cited above. The applicable determination and order or regulations, and the effective and expiration dates of the certificates issued to each employer is listed below. The certificates may be cancelled in the manner provided in the regulations as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates, may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EFFECTIVE DATES

SINGLE PANTS, SHIRTS, AND ALLIED GARMENTS, WOMEN'S APPAREL, SPORTSWEAR, RAINWEAR, ROBES, AND LEATHER AND SHEEP-LINED GARMENTS DIVISIONS

Aronson-Caplin Company, Incorporated, 314 Depot Street, Scranton, Pennsylvania; Ladies' rayon underwear; 25 learners (E); effective October 11, 1943, expiring April 10, 1944.

Bonita Frocks, Incorporated, 55 Public Square, Wilkes-Barre, Pennsylvania; Cotton dresses; 20 learners (E); effective October 13, 1943, expiring April 12, 1944.

Hazleton Sportswear Company, Incorporated, 313-319 West 20th Street, Hazleton, Pennsylvania; Work clothes for women, ladies' and children's sportswear; 38 learners (A.T.); effective October 12, 1943, expiring April 11, 1944.

Hollywood Maxwell Company, 306 North Main Street, Cameron, Missouri; Corsets and allied garments; 5 learners (T); effective October 13, 1943, expiring October 12, 1944.

Kramer Pants Company, 711 Main Street, Asbury Park, New Jersey; Pants; 4 learners (T); effective October 13, 1943, expiring October 12, 1944.

Lebanon Garment Company, Incorporated, Market Street, Lebanon, Tennessee; Men's and boys' trousers; 10 percent (T); effective October 13, 1943, expiring October 12, 1944.

McMullen-Leavens Company, 51 Lawrence Street, Glens Falls, New York; Men's shirts and women's dresses; 10 percent (T); effective October 13, 1943, expiring October 12, 1944.

Rogat Shirt Company, 201 Pennsylvania Avenue, Bangor, Pennsylvania; Men's dress and sport shirts; 10 percent (T); effective October 13, 1943, expiring October 12, 1944.

Boris Smoler & Sons, Crawford and Prospect Streets, Elkhart, Indiana; Cotton wash frocks, insect bars; 10 percent (T); effective October 13, 1943, expiring October 12, 1944.

Stahl-Urban Company, North Second Street, Brookhaven, Mississippi; U. S. Army trousers and mackinaws, men's jackets, mackinaws and semidress trousers; 10 percent (T); effective October 12, 1943, expiring October 11, 1944.

Jack Tobin, N. E. Cor. 3rd and Somerset Streets, Mantua, New Jersey; Children's cotton dresses; 10 percent (T); effective October 12, 1943, expiring October 11, 1944.

Elias Wexelblat & Sons, 432 Market Street, Philadelphia, Pennsylvania; Ladies' cotton dresses; 4 learners (T); effective October 13, 1943, expiring October 12, 1944.

HOSIERY INDUSTRY

Black Mountain Hosiery Mills, Incorporated, Black Mountain Avenue, Black Mountain, North Carolina; Seamless hosiery; 5 learners (T); effective October 13, 1943, expiring October 12, 1944.

Crewe Hosiery Company, Crewe, Virginia; Full-fashioned hosiery; 10 learners (A. T.); effective October 16, 1943, expiring April 15, 1944.

Damascus Hosiery Mills, Incorporated, Damascus, Virginia; Seamless hosiery; 5 learners (T); effective October 13, 1943, expiring October 12, 1944.

W. B. Davis and Son, Incorporated, Fort Payne, Alabama; Seamless hosiery—including cushion sole socks for the U. S. army; 10 percent (A. T.); effective October 11, 1943, expiring April 10, 1944.

Runnymede Mills, Incorporated, 103 First Street, Tarboro, North Carolina; Seamless crew socks and men's half hose; 5 percent (T); effective October 12, 1943, expiring October 11, 1944.

Triangle Hosiery Company, High Point, North Carolina; Seamless hosiery; 5 percent

(T); effective October 18, 1943, expiring October 12, 1944.

Unrivaled Hosiery Mill, Williamstown, Pennsylvania; Seamless hosiery; 12 learners (A. T.); effective October 13, 1943, expiring April 12, 1944.

KNITTED WEAR INDUSTRY

Hoosick Falls Undergarment Corporation, Hoosick Street, Hoosick Falls, New York; Ladies' rayon knitted underwear, women's rayon slips; 10 percent (A. T.); effective October 11, 1943, expiring April 10, 1944.

TELEPHONE INDUSTRY

Central Iowa Telephone Company, Cedar Rapids, Iowa; To employ learners as commercial switchboard operators at its Williamsburg, Iowa exchange, located at Williamsburg, Iowa; effective October 20, 1943, expiring October 19, 1944.

McLeod County Telephone Company, Glencoe, Minnesota; To employ learners as commercial switchboard operators at its Glencoe exchange, located at Glencoe, Minnesota; effective October 12, 1943, expiring October 11, 1944.

Signed at New York, N. Y., this 12 day of October 1943.

MERLE D. VINCENT,
Authorized Representative
of the Administrator.

[F. R. Doc. 43-16699; Filed, October 13, 1943; 11:07 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 573]

AMERICAN AIRLINES, INC.

NOTICE OF HEARING

In the matter of the application of American Airlines, Inc., for amendment of certificate of public convenience and necessity to include Akron, Ohio, as an intermediate point on route No. 22.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said Act, in the above-entitled proceeding, that hearing is assigned to be held on November 1, 1943, 10 a. m. (eastern war time) in Room 3237, Post Office Department, 12th Street and Pennsylvania Avenue, N. W., Washington, D. C., before Examiner Ross I. Newmann.

Dated Washington, D. C., October 12, 1943.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 43-16694; Filed, October 13, 1943; 10:07 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2246]

PATENTS OF NATIONALS OF ITALY

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

1. That each of the persons to whom reference is made in Exhibit A attached hereto and made a part hereof as inventors and grantees of the patents identified in said Exhibit A, if an individual is a resident of, or, if a corporation or other business organization, has its principal place of business in Italy and is a national of a foreign country (Italy);

2. That the patents and other property related thereto identified in subparagraph 3 hereof are property of the persons identified as the inventors and grantees thereof in said Exhibit A;

3. That the property identified as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the patents identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of a foreign country (Italy);

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

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

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

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

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

Executed at Washington, D. C. on September 21, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

RE17,093. Thermoelectric heater. Torriani Angelo (inventor). Issued 12-6-27.

RE21,217. Process for the preparation of ammonium nitrate. Montecatini Soc Generale Per L'Industria Mineraria Ed Agricola (grantees). Issued 1-8-35.

DE101,827. Design for an accordion or similar article. Soprani Mario (inventor). Issued 11-3-36.

DE103,625. Design for a cash register. S A Officine Di Villar Perosa (grantee). Issued 3-16-37.

- DE103,626. Design for a cash register. S A -Officine Di Villar Perosa (grantee). Issued 3-16-37.
- DE103,627. Design for a keyboard for cash registers. S A Officine Di Villar Perosa (grantee). Issued 3-16-37.
- DE119,257. Design for a beverage tumbler or the like. Di Montelera Theo Rossi (inventor). Issued 3-5-40.
- DE125,222. Design for a hat tress or similar article. Ascari Italo (inventor). Issued 2-11-41.
- 1,600,914. Mold for tire covers. Societa Italiano Pirelli (grantee). Issued 9-21-26.
- 1,607,577. Aeroplane. Tammeo Aldo; Caminada Eugenio; Fopplano Pietro; Scotti Carlo (grantees). Issued 11-16-26.
- 1,607,578. Aeroplane. Tammeo Aldo; Caminada Eugenio; Fopplano Pietro; Scotti Carlo (grantees). Issued 11-16-26.
- 1,607,735. Cylinder head for internal combustion engines. Finchetti Alessandro (inventor). Issued 11-23-26.
- 1,609,303. Method of manufacturing nitroglycerin nitrocellulose powders. Delfino Leopoldo Parodi (inventor). Issued 12-7-26.
- 1,609,388. Engine. Tebaldi Alessandro (inventor). Issued 12-7-26.
- 1,609,692. Primary and secondary electric cell. Cellino Attilio (inventor). Issued 12-7-26.
- 1,609,746. Sofa bed. Vittone Pietro (inventor). Issued 12-7-26.
- 1,609,951. Vehicle brake. Lancia Vincenzo (inventor). Issued 12-7-26.
- 1,610,762. Electrically ignited naphtha engine. Fiore Amedeo (inventor). Issued 12-14-26.
- 1,610,764. Device for preventing abnormal flexure of vehicles springs. Fiat Societa Anonyme (grantee). Issued 12-14-26.
- 1,611,051. Looking glass. Maggiora Carlo (inventor). Issued 12-14-26.
- 1,611,289. Cartridge feed device for automatic firearms. Soncini Cesare et al; Castelli Vittorio (inventors). Issued 12-21-26.
- 1,611,658. Driving apparatus for high speed locomotive craft. Magni Pietro (inventor). Issued 12-21-26.
- 1,612,453. Change speed gear. Matteucci Raffaele (inventor). Issued 12-28-26.
- 1,616,011. Substructure for railways and the like. Valeri Olindo (inventor). Issued 2-1-27.
- 1,623,069. Device for determining pressure in vehicle shock absorbers. Pintacuda Carlo, et al; Frilli Ugo (inventor). Issued 4-5-27.
- 1,623,606. Manufacture of nitric acid. Tonio Carlo (inventor). Issued 4-5-27.
- 1,629,194. Process for manufacturing dihydroxy perylene. Bensa Felice (inventor). Issued 5-17-27.
- 1,630,134. Flow integrator and recorder. Puccioni Corrado (inventor). Issued 5-24-27.
- 1,630,989. Electrical measuring instrument of the type employing a control motor. Instrumenti Di Misura CGSSA (grantee). Issued 5-31-27.
- 1,634,346. Process for the manufacture of artificial wood and product obtained by said process. Surdi Tommaso (inventor). Issued 7-5-27.
- 1,651,145. Self sucking silencer for motor cars generally. Mola Donato (inventor). Issued 11-29-27.
- 1,660,609. Internal combustion engine. Fiat Societa Anonyme (grantee). Issued 2-28-28.
- 1,660,610. Superfeed system for two stroke internal combustion engines. Fiat Societa Anonyme (grantee). Issued 2-28-28.
- 1,670,179. Windmill transmission drive. Andreini Corrado (inventor). Issued 5-15-28.
- 1,677,552. Valve controlling device for engines and motors. Diamant Sigismondo (inventor); Scotti Carlo (grantee). Issued 7-17-28.
- 1,632,086. Magneto electric machine. Olivetti & C Ing C Firm (grantee). Issued 8-28-28.
- 1,684,343. Ignition apparatus for internal combustion engines. Cardellino Michelangelo Maria (inventor). Issued 9-11-28.
- 1,695,394. Airship with mixed sustentation. Tallei Guido (inventor). Issued 12-18-28.
- 1,704,654. Tool for making metallic plates for supporting artificial teeth. Casullo Francesco (inventor). Issued 3-5-29.
- 1,708,185. Plate rolling mill. Mattel Diego (inventor). Issued 4-9-29.
- 1,711,084. Controlling mechanism for cocoon spinning machines. Carnovali Giovanni Battista et al; Carnovali Antonio (inventors). Issued 4-30-29.
- 1,713,362. Manufacture of highly chlorinated perylenes. Bensa Felice (grantee). Issued 5-14-29.
- 1,733,768. Process of condensing organic compounds by means of aluminum chloride. Beusa Felice (grantee). Issued 10-29-29.
- 1,738,463. Wing structure varying device for aeroplanes. Tammeo Aldo (inventor); Caminada Eugenio (grantee). Issued 12-3-29.
- 1,739,523. Device for working out calculations in connection with structures of reinforced concrete. Sabatini Washington (inventor). Issued 12-17-29.
- 1,752,153. Spraying of liquids. De Zan Enrico Pietro (inventor). Issued 3-25-30.
- 1,763,443. Electromagnetic ignition device. Trisoglio Severino; Castelli Luigi (grantees). Issued 6-10-30.
- 1,772,856. Process for the production of oxygen and nitrogen. Cicci Giovanni (inventor). Issued 8-12-30.
- 1,774,211. Apparatus for the continuous automatic discharge of mud from steam boilers and heaters of liquids. Piccardo Cesare (inventor). Issued 8-26-30.
- 1,774,213. Electromagnetically controlled hydraulic governor for electric and other arc furnaces. Tugliaferri Leone (inventor). Issued 8-26-30.
- 1,774,218. Charge forming device. Zambelli Raffaele et al; Sarchi Pietro; Magri Luigi (inventors). Issued 8-26-30.
- 1,776,700. Fin system of hydroaeroplanes and/or water aircraft. Pegna Giovanni (inventor); S. A. Piaggio & Co. (grantees). Issued 9-23-30.
- 1,780,311. Moving picture machine. Papo Armando et al; Gentilini Augusto (inventors). Issued 11-4-30.
- 1,780,624. Device to insure the bursting of all kinds of bombs in whatever position of impact or fall. Manzolini Ettore et al; Capobianco Vincenzo; Scarponi Firenze (inventors). Issued 11-4-30.
- 1,787,345. Steering gear for vehicles. Vedovelli Mario (inventor). Issued 12-30-30.
- 1,789,238. Frame for motor vehicles. Lancia Vincenzo (inventor). Issued 1-13-31.
- 1,789,271. Change speed gear. Cappa Giulio Cesare (inventor); O E M S A Soc Costruzioni; Elettromeccaniche di Saronno (grantees). Issued 1-13-31.
- 1,790,640. Driving axle suspension for motor cars. S. A. Automobile Ansaldo (grantee). Issued 2-3-31.
- 1,796,513. Shock absorber automatically controllable with speed of vehicle. Dummet Giacomo (inventor). Issued 3-17-31.
- 1,797,672. Apparatus for preparing infusions particularly for preparing coffee. Callmani Attilio; Moneta Giulio (grantees). Issued 3-24-31.
- 1,797,811. Servo brake for motor vehicles. Fiat S. A. (grantee). Issued 3-24-31.
- 1,798,299. Rotary flexible propeller. Antoni Ugo (inventor). Issued 3-31-31.
- 1,799,057. Protective arrangement for electric installations. Modigliani Umberto (inventor). Issued 3-31-31.
- 1,793,066. Reversed needle plate for feeding the silver in combing machines. Schieffer Carlo (inventor). Issued 3-31-31.
- 1,793,033. Telegraphic and wireless transmission system. Sabiesca Brevetti Italiana; Esteri (grantee). Issued 3-31-31.
- 1,793,036. Liquid elevator. Caretta Ettore (inventor). Issued 3-31-31.
- 1,793,033. Aeroplane. Caproni Gianni (inventor). Issued 3-31-31.
- 1,801,127. Skelning implement. Vedovelli Mario (inventor). Issued 4-14-31.
- 1,803,744. Transmission. Abbona Giacomo (inventor). Issued 5-5-31.
- 1,819,226. Device for milk vessels. Callmani Attilio; Moneta Giulio (grantees). Issued 8-18-31.
- 1,819,234. Former for artificial flowers. Dolia Antonio (inventor). Issued 8-18-31.
- 1,821,763. Negative electrode for electric accumulators. Fouchain Adolfo (inventor). Issued 9-1-31.
- 1,823,772. Means for advertising. Toldi Umberto (inventor). Issued 9-15-31.
- 1,823,792. Apparatus for the manufacture of cardboard and the like in continuous webs. Engel Anna (inventor). Issued 9-15-31.
- 1,825,703. Coin operated photographic apparatus. Bacino Mario (inventor). Issued 10-6-31.
- 1,825,816. Torpedo. Silurificio Whitehead Di Fiume S A (grantee). Issued 10-6-31.
- 1,825,802. Rolling parallel ruler. Gianolio Giuseppe (inventor). Issued 10-6-31.
- 1,826,190. Percussion fuse for bombs and other projectiles. Soc Italiana Ernesto Breda per Costruzioni Meccaniche (grantee). Issued 10-6-31.
- 1,827,558. Piston for internal combustion engines. Borgo Carlo et al; Manuel Elisio Rocazza (inventors). Issued 10-13-31.
- 1,828,602. Shock absorber for vehicles. Officine Meccaniche Fratelli Grosso and Tribola (grantee). Issued 10-20-31.
- 1,838,896. Arrangement of the generators on air cooled internal combustion engines. Cappa Giulio Cesare (inventor); Automobili S A Ansaldo (grantee). Issued 12-23-31.
- 1,851,033. Method for the removal of colloidal silica from mixed solutions obtained during the treatment of silicates with acids. Bianc Gian Alberto (inventor). Issued 3-23-32.
- 1,857,718. Ignition Magneto. Fabbrica Italiana Magneti Marelli S A (grantee). Issued 5-10-32.
- 1,861,292. Driving mechanism for the auxiliary apparatus of internal combustion engines. Fiat S A (grantee). Issued 10-4-32.
- 1,837,973. Luminous sign. Angeli Guglielmo (inventor). Issued 11-15-32.
- 1,833,034. Cinematographic projector camera and the like. Ranieri Luigi (inventor); Di Frasco Carlo Dentice (grantee). Issued 11-15-32.
- 1,892,719. Vulcanization of rubber. Soc Italiana Pirelli (grantee). Issued 1-3-33.
- 1,834,169. Process for soft coating metals to be submitted to cold deformations. Gianni Francesco (inventor); Salvi Alessandro (grantee). Issued 1-10-33.
- 1,837,423. Device for preventing gonorrhoea infection. Ferri Filiberto (inventor). Issued 2-14-33.
- 1,803,519. Apparatus for the commercial preparation of coffee beverages. Snider Guido (inventor). Issued 4-11-33.
- 1,803,634. Process for the simultaneous production of precipitated dicalcium phosphate and nitrates. Palazzo Francesco Carlo et al; Palazzo Fortunato (inventors). Issued 4-11-33.
- 1,803,979. Air cooled internal combustion engine. Cappa Giulio Cesare (inventor); S A Automobili Ansaldo (grantee). Issued 4-18-33.

- 1,904,407. Oil cooling arrangement for air-cooled internal combustion engines. Cappa Giulio Cesare (inventor); S A Automobili Ansaldo (grantee). Issued 4-18-33.
- 1,918,740. Hank twisting machine. Cazzadori Vittorio (inventor). Issued 7-18-33.
- 1,920,298. Manufacture of rubber substitutes and products derived therefrom. Soc Italiana Pirelli (grantee). Issued 8-1-33.
- 1,954,973. Process of producing pure liquid ammonia from ammonia liquor. Zaniboni Renato (inventor). Issued 4-17-34.
- 1,960,186. Process for manufacturing vat dyestuffs. Bensa Felice (grantee). Issued 5-22-34.
- 1,960,355. Transportable bridge. Tamini Mario (inventor). Issued 5-29-34.
- 1,960,386. Apparatus for ammonia manufacture. S A Industria Ammoniacca (grantee). Issued 5-29-34.
- 1,960,481. Regulation of brakes. Fabbrica Italiana Magneti Marelli S A (grantee). Issued 5-29-34.
- 1,960,500. Washing fluid. Longo Luigi (inventor). Issued 5-29-34.
- 1,972,928. Searchlight for exploring the sky. Ferrero Mario et al; Salani Ettore (inventors). Issued 9-11-34.
- 1,992,090. Process for mixing gases and solids. Pestalozza Paolo (inventor). Issued 2-19-35.
- 1,994,111. Apparatus for manufacturing tubes from steel. Rocchi Vittorio (inventor). Issued 3-12-35.
- 2,012,240. Manufacture of waterproof textile materials. Cagno Giuseppe (inventor). Issued 8-20-35.
- 2,012,399. Sluing mechanism for portable cranes. Molinelli Mario (inventor). Issued 8-27-35.
- 2,019,531. Process for varnishing fabrics, leather and the like. Galimberti Giacomo et al; Peverelli Giuseppe (inventors). Issued 11-5-35.
- 2,022,860. Stabilized hydrogen peroxide composition. Kunz Albert (inventor). Issued 12-3-35.
- 2,022,950. Reinforcing structure in buildings. S. A. Commercio Industria Edili (grantee). Issued 12-3-35.
- 2,023,313. Telemeter or like instrument. Di Carlo Vincenzo et al; Aquilecchia Vincenzo (inventors). Issued 12-3-35.
- 2,023,938. Percussion fuse for bombs and similar projectiles. Soc Italiana Ernesto Breda per Costruzioni Meccaniche (grantees). Issued 12-10-35.
- 2,047,521. Projecting apparatus. Sassoli Mario (inventor). Issued 7-14-36.
- 2,047,614. Production of alkali metal silicates. Cavezzale Candido et al; Curreli Giuseppe (inventors). Issued 7-14-36.
- 2,048,134. Rotary Valve gear for internal combustion engines. Montalto Ludovico (inventor). Issued 7-21-36.
- 2,048,278. Air circulation valve in the supporting surfaces of aeroplanes. Mazzini Franco (inventor). Issued 7-21-36.
- 2,048,413. Rug and pile fabric manufacture. Spesso Basilia (inventor). Issued 7-21-36.
- 2,048,771. Hydraulic transmission. Baldwin Philip Sidney (inventor). Issued 7-28-36.
- 2,052,846. Electromagnetic band brake or clutch. Ryba Anton (inventor); Reimisch Josef Vinatzer Ernst (grantees). Issued 9-1-36.
- 2,064,107. Front wheel suspension for motor cars. Gerardi Aldo (inventor). Issued 12-15-36.
- 2,071,449. All metal coachwork for automobiles. Fiat S A (grantee). Issued 2-23-37.
- 2,073,416. Fire extinguishing grenade. Finzi Gino (inventor). Issued 3-9-37.
- 2,073,587. Automatic machine for the manufacture of alimentary paste. Sciarra Giustino (inventor). Issued 3-9-37.
- 2,073,605. Construction of internal combustion turbines. Belluzzo Giuseppe (inventor). Issued 3-16-37.
- 2,073,902. Noiseless typewriter. Olivetti Camillo (inventor). Issued 3-16-37.
- 2,079,052. Cover for refuse receptacles. Fiat S A (grantee). Issued 5-4-37.
- 2,079,792. Explosive mixture containing tetraacetate of pentaerythrite. Parodi Delfino Paolo (inventor). Issued 5-11-37.
- 2,082,439. Means for congealing liquids. Bazzi Federico (inventor). Issued 6-1-37.
- 2,094,305. Portable firearm for firing bombs. Soc Italiana Ernesto Breda per Costruzioni Meccaniche (grantees). Issued 9-28-37.
- 2,094,310. Urinal with intermittent flushing set in action by the user's weight. Travagliati Giuseppe Ugo (inventor). Issued 9-28-37.
- 2,098,719. Railway signaling system and apparatus. Citterio Siro et al; Vacchina Palmiro (inventors). Issued 11-9-37.
- 2,100,835. Flexible tube. Ciamberlini Ugo (inventor). Issued 11-30-37.
- 2,102,603. Percussion apparatus. Pinazza Giosue (inventor). Issued 12-21-37.
- 2,103,184. Levelling and squaring device. Roggero Carlo (inventor). Issued 12-21-37.
- 2,103,436. Wharve for spindles for spinning, twisting, winding and similar machines. Schleifer Carlo (inventor). Issued 12-28-37.
- 2,110,261. Device for preventing refilling of bottles. Vallani Ariodante; Vallani Leopoldo; Ciucci Ottavio (grantees). Issued 3-8-38.
- 2,114,559. Coin computing and delivering apparatus. Errera Attilio (inventor). Issued 4-19-38.
- 2,124,249. Locking washer for nuts. Guiducci Igino (inventor). Issued 7-19-38.
- 2,127,779. Tool for cutting curved tooth bevel gears. Soc Ingranaggi Mammano (grantee). Issued 8-23-38.
- 2,128,425. Transmission gearing for vehicles and the like. Martelli Ivo (inventor). Issued 8-30-38.
- 2,128,770. Rail joint. Forcella Pietro (inventor). Issued 8-30-38.
- 2,130,218. Quick acting wrench or other clamping device. Agudio Paolo (inventor). Issued 9-13-38.
- 2,137,918. Connecting means for rails. Lodetti Angelo (inventor); Negrini Bruno, Sbarberi Angelo (grantees). Issued 11-22-38.
- 2,145,365. Reflecting apparatus for the observation of radiographic diascopic images. Morelli Eugenio (inventor). Issued 1-31-39.
- 2,145,622. Spring action hub for vehicle wheels. Soc Italiana Brevetti Invenzioni (grantee). Issued 1-31-39.
- 2,145,695. Process for manufacturing water soluble artificial resins for treating textiles. Mattiotto Paolo (inventor). Issued 1-31-39.
- 2,156,584. Roll mill. De Benedetti Francesco (inventor). Issued 5-2-39.
- 2,169,562. Drawer of a vertical type for indexing and classifying. Lombardini Luigi (inventor). Issued 8-15-39.
- 2,171,076. Multiple clamp. S A Rolla Travverso & Storace (grantee). Issued 8-29-39.
- 2,196,986. Treatment of silk and product. Gandini Alessandro (inventor). Issued 4-16-40.
- 2,197,291. Totalizer for calculating machines and cash registers with carrying mechanism. S A Officine di Villar Perosa (grantee). Issued 4-16-40.
- 2,198,520. Type bar actuating mechanism in standard and portable typewriters. Tombolini Alfredo (inventor). Issued 4-23-40.
- 2,207,502. Apparatus for testing hardness. Zamboni Cesare (inventor). Issued 7-9-40.
- 2,209,481. Melting, converting, and refining metals. Sterental Volf (inventor); Jona Davide; Jona Giulio; Jona Raffaele (grantees). Issued 7-30-40.
- 2,219,610. Fluid pressure transmission. Baldwin Philip Sidney (inventor). Issued 10-29-40.
- 2,223,061. Arrangement of noninductive terminals for variable condensers. Ducati Adriano Cavalleri (inventor). Issued 11-26-40.
- 2,225,442. Advertising device. Ello Eugen (inventor); Lowenstein Carl (grantee). Issued 12-17-40.
- 2,228,183. Photograph studio apparatus. Rosenhaft Walter (inventor). Issued 1-7-41.
- 2,234,103. Apparatus for changing the tools in metalworking lathes. Antonelli Leonida (inventor). Issued 3-4-41.
- 2,247,989. Motor speed governor. Cita Alberto (inventor). Issued 7-1-41.
- 2,255,819. Projector. Salani Ettore (inventor); Passardi Vitaliano (grantee). Issued 9-16-41.
- 2,263,679. Means for toughening glass. Ferro Ferdinando (inventor). Issued 11-25-41.

[F. R. Doc. 43-16595; Filed, October 11, 1943; 11:07 a. m.]

OFFICE OF PRICE ADMINISTRATION.

LIST OF INDIVIDUAL ORDERS GRANTING ADJUSTMENTS, ETC., UNDER PRICE REGULATIONS

The following orders were filed with the Division of the Federal Register on October 9, 1943.

Order Number and Name

MPR 188, Order 775, A. T. Rydell, Incorp.
MPR 188, Order 776, Dora Miles Co.
MPR 208, Order 7, Union Mfg. Co.

The following orders were filed with the Division of the Federal Register on October 11, 1943.

Order Number and Name

MPR 221, Order 4, William Carter Co.
Supp. Order 9, Order 15, Amendment 1, Publicker Commercial Alcohol Co.

Copies of these orders may be obtained from the Printing and Distribution Branch of the Office of Price Administration.

ERVIN H. POLLACK,
Head, Editorial and Reference Section.

[F. R. Doc. 43-16665; Filed, October 12, 1943; 12:16 p. m.]

[Order 22 Under MPR 63 1]

REFINED PEANUT AND SOYBEAN OILS ORDER GRANTING ADJUSTMENT

Requests for a change in the applicable maximum prices governing sales of refined peanut oils and refined soybean oils (Maximum Price Regulation No. 53, sections 4.1(b) and 5.1(b)) having been made, and it appearing that it is necessary, in order to promote distribution and production of these refined oils, that authorization be granted to use adjustable pricing pending action on these requests, and it further appearing that the granting of such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

Now therefore under the authority vested in the Price Administrator by the

18 F.R. 11150, 11508, 11296, 11739, 12022, 12542, 12559, 12873.

Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, and in accordance with section 1.7 of Maximum Price Regulation No. 53: *It is hereby ordered:*

(a) All persons may sell, deliver, or agree to sell or deliver, and may buy, purchase, accept, and pay for, or agree to buy, purchase or accept, and pay for, refined peanut oils and refined soybean oils, maximum prices for which are established by sections 4.1(b) and 5.1(b) of Maximum Price Regulation No. 53, at prices that may be adjusted to the maximum prices to be established by the Office of Price Administration.

(b) This order shall be revoked, and shall be of no further force and effect, upon final action by the Office of Price Administration establishing or denying the establishment of such changed maximum prices for refined peanut oils and refined soybean oils.

This order shall become effective October 13, 1943.

Issued this 12th day of October 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-16685; Filed, October 12, 1943; 4:47 p. m.]

[Order 17 Under MPR 134]

DUMP TRUCKS IN ARKANSAS

ORDER AUTHORIZING INCREASED MAXIMUM RENTAL RATES

Order No. 17 under Maximum Price Regulation 134, Construction and Road Maintenance Equipment Rental Prices and Charges for Operating and Maintenance, Repair and Rebuilding Services.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Orders 9250 and 9328, and § 1399.16 (a) (9) of Maximum Price Regulation 134, *It is hereby ordered:*

(a) Any owner or lessor of dump trucks of 1½-2 cubic yard capacity may lease or furnish for use any such truck, on a fully operated basis, to the U. S. Engineers for the purpose of repairing river wash damage to levees in the "White River backwater area" in the State of Arkansas; as that area is defined by the U. S. Engineers, at a maximum rental price not exceeding \$3.25 per hour for such truck and all operating services in connection therewith.

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

This order shall become effective October 12, 1943.

Issued this 12th day of October 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-16686; Filed, October 12, 1943; 4:46 p. m.]

Regional and District Office Orders.

[Region III Order G-9 Under MPR 329, Correction]

MILK IN OHIO

Correction to Order No. G-9 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk.

Order No. G-9 under Maximum Price Regulation No. 329 is corrected in the following respect:

(1) The text of section (a) is corrected to read as follows:

(a) Any milk distributor in the County of Franklin in the State of Ohio may pay producers an amount not in excess of \$3.30 per cwt. for "milk" of 4% butterfat content, plus or minus 5¢ for each ¼ of 1% butterfat variation over or under 4%.

This correction shall become effective September 21, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued, September 21, 1943.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 43-16660; Filed, October 12, 1943; 12:10 p. m.]

[Region III Order G-10 Under MPR 329]

MILK IN MUSKEGON COUNTY, MICH.

Order No. G-10 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 (c) of Maximum Price Regulation No. 329, *It is hereby ordered:*

(a) Any milk distributor in Muskegon County in the State of Michigan may pay producers an amount not in excess of \$3.30 per cwt. for "milk" of 3.5% butterfat content, plus or minus 5¢ for each ¼ of 1% butterfat variation over or under 3.5%.

(b) Each milk distributor increasing his price to producers for "milk" pursuant to the provisions of this order shall, within five days of such action, notify the Regional Office of the Office of Price Administration, Union Commerce Building, Cleveland, Ohio, by letter or postcard, of his price established pursuant to the provisions of this order, together with a statement of his previous price.

(c) *Definitions.* (1) "Milk distributor" is defined to mean any individual, corporation, partnership, association, or any other organized group of persons or successors of the foregoing who purchases "milk" in a raw and unprocessed state for the purpose of resale as fluid milk in glass, paper or other containers.

(2) "Producer" means a farmer, or other person or representative, who owns, superintends, manages, or otherwise controls the operations of a farm on

which "milk" is produced. For the purposes of this order, farmers' cooperatives are producers when (1) they do not own or lease physical facilities for receiving, processing, or distributing milk, and (2) they do own or lease physical facilities for receiving, processing or distributing milk, but they act as selling agents for producers, whether members of such cooperative or not.

(3) "Milk" means liquid cow's milk in a raw, unprocessed state, which is purchased for resale for human consumption as fluid milk. "In a raw, unprocessed state" means unpasteurized and not sold and delivered in glass or paper containers.

(d) This order may be modified, amended or revoked at any time.

This order shall be effective as of September 1, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E. O. 9328, 8 F.R. 4681)

Issued October 5, 1943.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 43-16669; Filed, October 12, 1943; 12:16 p. m.]

[Region III Order G-23 Under 18 (c) of GMPR, Amdt. 2, Correction]

MILK IN THE STATE OF WEST VIRGINIA

Correction to Amendment No. 2 to Order No. G-23 under § 1499.18 (c) of the General Maximum Price Regulation. General order adjusting the maximum prices of approved fluid milk and special milk in the State of West Virginia.

Amendment No. 2 to Order No. G-23 under § 1499.18 (c) of the General Maximum Price Regulation is corrected in the following respect:

(1) The text of section (d) is corrected to read as follows:

(d) This Amendment shall become effective August 16, 1943.

This correction shall become effective September 21, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued September 21, 1943.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 43-16667; Filed, October 12, 1943; 12:16 p. m.]

[Region VII Order G-9 Under MPR 329, Amdt. 1]

MILK IN THE STATE OF UTAH

Order No. G-9 under Maximum Price Regulation No. 329. Purchases of milk from producers in the State of Utah.

Pursuant to the Emergency Price Control Act of 1942, as Amended, § 1351.408 (d) of Maximum Price Regulation No. 329, and for the reasons set forth in an opinion issued simultaneously herewith, this Amendment No. 1 is issued.

1. The proviso contained in the last sentence of paragraph (b) is hereby amended to read as follows:

Provided, however, That any distributor of fluid milk in District No. 1 may purchase milk from any producer in the counties of Wasatch and Cache and pay therefor 85¢ per pound of butterfat content delivered at such distributor's customary receiving point in said District No. 1: *And provided further,* That any distributor of fluid milk who sells his milk for consumption within District No. 1 may purchase milk from any producer in the State of Utah at the price of 85¢ per pound of butterfat content delivered to the distributor's customary receiving point in District No. 1 provided and only if that producer did customarily during the period April 1 to July 15, 1943 sell only in fluid milk markets located in District No. 1.

2. Paragraph (f) (3) of said Order No. G-9 is hereby amended by adding to the area covered thereby the county of Davis.

3. This Amendment No. 1 shall become effective retroactively as of August 1, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 2d day of October 1943.

CLEM W. COLLINS,
Regional Administrator.

[F. R. Doc. 43-16668; Filed, October 12, 1943; 12:17 p. m.]

[Region VIII, Order G-1 Under MPR 376]

CARROTS IN DESIGNATED WESTERN STATES

Order No. G-1 under Maximum Price Regulation No. 376, as amended. Certain fresh fruits and vegetables.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section 4 (c) of Maximum Price Regulation No. 376, as amended, *It is hereby ordered:*

(a) The adjusted maximum prices for sales of carrots by country shippers, f. o. b. Salinas, shall be the prices specified below:

(1) For sales of bunch carrots with full tops, packed in Los Angeles crates containing six to eight dozen bunches per crate, with minimum net weight of 90 pounds: \$3.50 per crate.

(2) For sales of bunch carrots with full tops, packed in any container other than a Los Angeles crate, or sold loose not in containers, \$.45 per dozen bunches (minimum net weight per dozen bunches not less than 15 pounds).

(3) For sales of carrots without tops or trimmed carrots with a maximum leaf stem of 4 inches, packed in any container, including bags, \$2.00 per 100 pounds.

(b) The adjusted maximum prices for sales of carrots by a country shipper delivered to any wholesale receiving point shall be the applicable price set forth in paragraph (a) above, plus "freight" from Salinas, California to the wholesale receiving point.

(c) The adjusted maximum prices for sale of carrots, f. o. b. any point in Region VIII other than Salinas, California, shall be the applicable price set forth in paragraph (b) above for the wholesale receiving point nearest the country shipping point, less "freight" to such place from the country shipping point.

(d) *Definitions.* (1) Region VIII means the states of California, Arizona except those portions of Coconino and Mohave Counties lying north of the Colorado River, Nevada, Oregon, Washington, and the Counties of Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone in the state of Idaho.

(2) "Freight" shall include actual charges for top icing and refrigeration and shall mean freight by common or contract carrier. In the event carrots are transported by any other means, freight shall be computed at lowest available common or contract carrier rate, and shall not include any charge for local hauling or unloading.

(3) All other terms used in this order have the same meaning as in Maximum Price Regulation No. 376, as amended, unless the context clearly requires otherwise.

(e) This order may be revoked, amended or corrected at any time.

This order shall become effective October 4, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 4th day of October 1943.

LEO F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-16689; Filed, October 12, 1943; 4:48 p. m.]

[Region VIII Order G-63 Under 18 (c) of GMPR]

FIREWOOD IN CHELAN AND OKANOGAN COUNTIES, WASH.

Order No. G-63 under § 1499.18 (c) as amended of the General Maximum Price Regulation. Certain firewood in Chelan County, Washington and Okanogan County, Washington.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum prices for certain sales and deliveries of specified kinds of firewood in Chelan County, Washington, and Okanogan County, Washington as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation or to any supplementary regulation thereto, are hereby modified so that the maximum prices therefor shall be the prices set forth in paragraphs (b) and (c).

(b) The maximum price for the sale of the specified kinds of firewood delivered to the premises of the consumer in the counties of Chelan and Okanogan shall be:

- Per cord*
1. Forest body wood, fir, pine, or tamarack, green or dry 4' lengths..... \$12.75
 2. Forest body wood, fir, pine, or tamarack, green or dry 24' lengths..... 13.50
 3. Forest body wood, fir, pine, or tamarack, green or dry 16" and less.... 14.25

(c) The maximum prices established in paragraph (b) are applicable only to firewood delivered to the premises of the consumer.

(d) No seller shall evade any of the provisions of this Order No. G-63 by changing his customary allowances, discounts, or other price differentials.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective October 6, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued October 6, 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-16692; Filed, October 12, 1943; 4:47 p. m.]

[Region VIII Order G-64 Under 18 (c) of GMPR]

FIREWOOD IN LINCOLN COUNTY, WASH.

Order No. G-64 under § 1499.18 (c) as amended of the General Maximum Price Regulation. Certain firewood in Lincoln County, Washington.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum prices for certain sales and deliveries of the specified kinds of firewood in the specified areas of Lincoln County, Washington, as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation or to any supplementary regulation thereto, are hereby adjusted so that the maximum prices therefor shall be the prices set forth in paragraph (b).

(b) The maximum prices for sales of fir, tamarack, and pine forest wood, green or dry, delivered to the premises of the consumer shall be as specified in the schedule set forth below:

Length of wood	Unit of sale	Maximum price
4 ft.....	Cord.....	\$12.00
16 inches or shorter.....	Cord.....	14.00

THE CITIES OF EDWALL AND HARRINGTON

Length of wood	Unit of sale	Maximum price
4 feet.....	Cord.....	\$13.00
16 inches or shorter.....	Cord.....	15.00

(c) For the purpose of this order, the name of any city includes the area within a radius of five miles from the corporate limits of said city.

(d) If in March, 1942, the seller had an established practice of giving allowances, discounts, or other price differentials to certain classes of purchasers, he must continue such practice, and the maximum prices fixed by this order must be reduced to reflect such allowances, discounts, and other price differentials.

(e) Violations of this order shall subject the violator to all of the criminal and civil penalties provided by the Emergency Price Control Act of 1942, as amended.

(f) This order may be revoked, amended, or corrected at any time. This order shall become effective upon its issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 6th day of October 1943.

L. F. GENTNER,

Acting Regional Administrator.

[F. R. Doc. 43-16691; Filed, October 12, 1943; 4:47 p. m.]

[Region I Order G-14 Under RMPR 122]

SOLID FUELS IN THE LOWELL, MASS., AREA

Order No. G-14 under Revised Maximum Price Regulation No. 122—Solid fuels sold and delivered by dealers. Specified solid fuels, Lowell, Massachusetts, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *Maximum prices established by this order.* The maximum prices established by §§ 1340.252, 1340.254, 1340.256, 1340.257 and 1340.265 of Revised Maximum Price Regulation No. 122 for sales of specified kinds of solid fuels in the Lowell, Massachusetts, area by dealers, and for specified services rendered by dealers in connection with the sale or handling of said specified solid fuels, are hereby modified, so that the maximum prices therefor shall be the prices hereinafter set forth. Maximum prices are established for (1) sales of various quantities of the specified solid fuels to various classes of purchasers under various conditions of delivery; and (2) charges which may be made, in addition to such maximum prices for the specified solid fuels, for specified services. The geographical applicability of this order G-14 is explained in paragraph (f), and the terms used herein are defined in paragraph (g).

Except as otherwise specifically provided herein, the provisions of Revised Maximum Price Regulation No. 122 apply to all transactions which are the subject of this Order G-14. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G-14 provides uniform allowances, discounts, price differentials, service charges, and so forth.

Nothing contained in this order shall be so construed as to permit non-compliance with any statutes of the Commonwealth of Massachusetts or the State of New Hampshire, or any rules or regulations promulgated under any such statutes, concerning sales or deliveries of solid fuels.

(b) *Price Schedule I—Sales on a delivered basis—*(1) *Price Schedule I* sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered to consumers at any point in the Lowell, Massachusetts, area.

Kind and size	Per net ton	¼ ton	½ ton	100 lbs.
<i>Pennsylvania anthracite (except Jeddo highland and red ash in sizes specified below)</i>				
Broken, egg, stove, chestnut.....	16.65	\$3.50	\$4.15	\$0.90
Pea.....	14.20	7.75	3.85	.80
Buckwheat.....	12.45	6.60	3.25	.70
Rice.....	11.45	6.00	3.00	.65
Yard screenings.....	4.50			
<i>Red ash</i>				
Stove.....	17.25	8.00	4.45	.85
Chestnut.....	16.85	8.70	4.35	.85
<i>Jeddo highland</i>				
Egg, stove, chestnut.....	16.55	8.55	4.30	.80
Pea.....	14.75	7.65	3.85	.80
Buckwheat.....	12.70	6.60	3.35	.70
<i>Coke</i>				
Egg, stove, chestnut.....	15.20	7.85	3.95	.85
Ambriical.....	14.80	7.65	3.85	.80

(2) *Quantity discounts.* The foregoing per net ton prices are subject to the following quantity discounts:

Consumers whose annual purchases exceed 20 net tons, but do not exceed 50 net tons—50 cents per ton.

Consumers whose annual purchases exceed 50 net tons—\$1.00 per ton.

A consumer's annual purchases determine his classification whether or not he purchases all of his requirements from a single dealer. If the consumer's proper classification cannot be determined at the time of delivery (as, for example, in the case of a consumer who converts from oil to coal), an estimate shall be made of his probable consumption, he shall be tentatively classified upon the basis of that estimate, and the dealer or dealers supplying him shall make an appropriate refund and may require that the consumer agree to pay an appropriate additional amount if, when his actual classification is determined, it appears that he was entitled to a lower price or could properly have been charged a higher one.

(3) *Terms of sale.* If payment is made by the buyer within 10 days after receipt of the fuel, the maximum prices set forth above shall be reduced by 50 cents per ton, or by 25 cents per half-ton, or by 15 cents per quarter-ton, which reductions are "cash discounts". No further discount is required for cash on delivery, and no "cash discount" is required on sales of less than a quarter-ton. If payment is not required or made at the time of delivery or (except in the case of

less than quarter-ton lots) within 10 days thereafter, terms shall be net 30 days.

(4) *Maximum authorized service and deposit charges.* (a) No additional charge shall be made for any carrying or wheeling which may be necessary to effect delivery into consumer's bin or storage space, except for carries up or down flights of stairs.

(b) If the buyer requests such services of him, the dealer may make the following charges for any carry up or down flights of stairs:

	1 ton	½ ton	¼ ton	100 lbs.
Maximum charge per flight.....	Cents 50	Cents 25	Cents 15	Cents 10

If delivery cannot be made into consumer's bin or storage space without a carry up or down one or more flights of stairs, and the buyer does not request such carry service, the prices established hereby shall apply when the fuel is delivered to the available point nearest and most accessible to the flight of stairs which must be used to gain access to the bin or storage space.

(c) If the buyer requests that fuel delivered in burlap bags or canvas carrying bags furnished by the dealer be left in the bags, the maximum amounts which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, the bags shall be as follows:

Per burlap bag..... 25¢
Per canvas carrying bag..... \$1.50

(c) *Price Schedule II—Yard sales to consumers.* (1) *Price Schedule II* sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Lowell, Massachusetts, area to consumers.

Kind and size	Per net ton	¼ ton	½ ton	100 lbs.
<i>Pennsylvania anthracite (except Jeddo highland and red ash in sizes specified below)</i>				
Broken, egg, stove, chestnut.....	\$15.65	\$7.80	\$3.90	\$0.80
Pea.....	13.50	7.00	3.55	.75
Buckwheat.....	11.45	6.00	3.00	.65
Rice.....	10.45	5.50	2.75	.60
<i>Red ash</i>				
Stove.....	16.25	8.40	4.20	.85
Chestnut.....	15.85	8.20	4.10	.85
<i>Jeddo highland</i>				
Egg, stove, chestnut.....	15.55	8.05	4.05	.85
Pea.....	13.75	7.15	3.60	.75
Buckwheat.....	11.70	6.10	3.10	.65
<i>Coke</i>				
Egg, stove, and chestnut.....	14.20	7.35	3.70	.75
Ambriical.....	13.80	7.15	3.60	.75

(2) *Terms of sale.* If payment is made by the buyer within 10 days after receipt of the fuel, the maximum prices set forth above shall be reduced by 50 cents per ton, or by 25 cents per half-ton, or by 15 cents per quarter-ton, which reductions are "cash discounts". No further

discount is required for cash on delivery, and no "cash discount" is required on sales of less than a quarter-ton. If payment is not required or made at the time of delivery or (except in the case of less than quarter-ton lots) within 10 days thereafter, terms shall be net 30 days.

(3) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging tons, one-half tons and one-quarter tons:

	Cents
Per ton.....	50
Per half-ton.....	25
Per quarter-ton.....	15

(b) The maximum amounts which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags or canvas carrying bags furnished by the dealer shall be as follows:

Per burlap bag.....	\$0.25
Per canvas carrying bag.....	1.50

(d) *Price Schedule III—Yard sales to dealers*—(1) *Price Schedule III* sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Lowell, Massachusetts, area to dealers in fuels who resell them.

Kind and size

Pennsylvania anthracite:	Per net ton
Broken, egg, stove and chestnut.....	\$11.75
Pea.....	10.20
Buckwheat.....	8.65
Rice.....	7.80
Yard screenings.....	2.95
Coke:	
Egg, stove and chestnut.....	12.00

(2) *Fractions of net tons.* For a sale of less than one net ton, or for a sale of a quantity greater than one net ton which is not exactly divisible by one, the applicable maximum price for the fraction of a net ton shall be the same fraction of the per net ton price, adjusted to the nearest cent.

(3) *Terms of sale.* Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days or net 10 days E. O. M.

(e) *Transportation tax.* Any dealer subject to this order may collect, in addition to the specified maximum prices established herein, provided he states it separately, the amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by him, or an amount equal to the amount of such tax paid by any of his prior suppliers and separately stated and collected from the dealer by his supplier: *Provided, however,* That no part of that tax may be collected in addition to the maximum price on sales of lesser quantities than one-quarter ton, except that in the case of yard sales to dealers all fractions of tons delivered during a particular billing period may be added together and treated as a unit for the purposes hereof.

(f) *Geographical applicability.* The maximum prices established by this order for "yard sales" shall apply to all

such sales of the specified solid fuels at a yard located in the Lowell, Massachusetts, area, regardless of the ultimate destination of the fuel. The maximum prices established by this order for sales on a delivered basis shall apply to all such sales of the specified solid fuels to purchasers who receive delivery of the fuel within the Lowell, Massachusetts, area, regardless of whether the dealer is located within said area.

(g) *Definitions.* When used in Order G-14, the term:

(1) "Lowell, Massachusetts, area" shall include the cities and towns of Billerica, Chelmsford, Dracut, Dunstable, Lowell, Tewksbury, Tyngsboro and Westford in the Commonwealth of Massachusetts, and the city of Pelham in the State of New Hampshire.

(2) "Specified solid fuels" shall include all Pennsylvania anthracite (including Jeddo Highland and red ash), ambricoal and coke.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo Highland" is that Pennsylvania Anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania and marketed by said company under the trade names "Jeddo Coal", "Highland Coal" or "Hazle Brook Coal".

(5) "Red ash" is that Pennsylvania Anthracite which is mined in the Lykens seam in Schuylkill County in the Commonwealth of Pennsylvania.

(6) "Broken", "egg", "stove", "chestnut" and "pea" sizes of Pennsylvania Anthracite refer to the legal standard sizes for anthracite offered for sale in the Commonwealth of Massachusetts, effective December 1, 1941, as established by the Director of Standards of the Division of Standards of the Department of Labor and Industries of the Commonwealth of Massachusetts pursuant to General Laws (Ter. Ed.) Chapter 94, section 239A (Chapter 382, Acts of 1926). "Buckwheat" and "rice" sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.

(7) "Ambricoal" means anthracite briquettes manufactured by American Briquet Company at its plant at Lykens, Pennsylvania, and marketed under that trade name.

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

(9) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, bag, sack or otherwise from the dealer's truck or wagon, or from the point of discharge therefrom, to buyer's bin or storage space.

(10) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(11) Except as otherwise specifically provided, and unless the context otherwise requires, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to the terms used herein.

(h) *Lower prices permitted.* Lower prices than those set forth herein may be charged, paid or offered.

(i) *Posting of maximum prices: Sales slips and receipts.* (1) Every dealer subject to this Order No. G-14 shall post all of the maximum prices established hereby which apply to the types of sales made by him in his place of business in a manner plainly visible to and understandable by the purchasing public, and shall keep a copy of this order No. G-14 available for examination by any person during ordinary business hours. In the case of a dealer who sells directly to consumers from a truck or wagon, the posting shall be done on the truck or wagon. The prices established hereby need not be reported under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this Order G-14 shall give to each purchaser an invoice or similar document showing (a) the date of the sale or delivery, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, and the price charged; and (b) separately stating any special services rendered and deposit charges made and the amount charged therefor. This paragraph (b) (2) shall not apply to sales of quantities of less than one-quarter ton unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December, 1941 customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size and quantity of the solid fuel sold to him or the price charged, the dealer shall comply with the buyer's request as made by him.

(j) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed in the Boston Regional Office of the Office of Price Administration. No appeal from a denial in whole or in part of such petition by the Regional Administrator may be made to the Price Administrator.

(k) This order may be revoked, amended or corrected at any time.

This Order No. G-14 shall become effective October 18, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 12th day of October 1943.

K. B. BACKLIAN,
Regional Administrator

[F. R. Doc. 43-16687; Filed, October 12, 1943; 4:47 p. m.]

[Jacksonville Order G-1 Under MPR 426]

UNPROCESSED AGRICULTURAL COMMODITIES

Order No. G-1 under section 2 (b) of Maximum Price Regulation No. 426. Adjustment of maximum prices for fresh fruits and vegetables for table use, sales except at retail.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Jacksonville District Office, Region 4, by section 2 (b) of Maximum Price Regulations No. 426, and by Regional Delegation Order No. 18, issued by the Administrator of Region 4 of the Office of Price Administrator, *It is hereby ordered:*

SECTION 1. *What this order does.* Any intermediate seller of commodities for which maximum prices now are or hereafter may be established by said Maximum Price Regulation No. 426, who makes sales of any of said commodities to any branch of the armed forces of the United States, in less than carload or truck lots, at Tampa, Miami or Jacksonville, Florida, or at any other wholesale carlot receiving point in the State of Florida for delivery to the armed forces outside such wholesale carlot receiving points, is authorized, permitted and allowed to add to his maximum prices established for such commodities under Maximum Price Regulation No. 426 at his wholesale carlot receiving point, the actual cartage from that wholesale carlot receiving point to the point of delivery outside of the free delivery zone of such intermediate seller, providing that the cartage permitted by this adjustment shall not exceed the actual cartage from such wholesale carlot receiving point to the point of delivery to the armed forces at the lowest rates for available transportation.

SEC. 2. The term "intermediate seller" has the same meaning in this order that it has in the definition thereof in Maximum Price Regulation No. 426.

SEC. 3. The term "wholesale carlot receiving point" means the wholesale carlot receiving points of Jacksonville, Tampa, Miami and such other wholesale carlot receiving points in the State of Florida where the commodities for which maximum prices are established by Maximum Price Regulation 426 are actually received in carlot quantities.

SEC. 4. All sales made pursuant to this adjustment and for which an addition to the maximum price established under Maximum Price Regulation No. 426 is granted hereby, shall remain subject to all the other applicable provisions of Maximum Price Regulation No. 426 as the same may be amended from time to time.

SEC. 5. This order may be revoked, amended or corrected at any time.

SEC. 6. This order shall become effective as of the 20th day of September 1943.

(56 Stat. 23, 765; Pub. Law 151, 76th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9323, 8 F.R. 4681)

Issued this 7th day of October 1943.

W. F. KEEHAN,
Acting District Director.

[F. R. Doc. 43-16688; Filed, October 12, 1943; 4:48 p. m.]

[Region VIII Order G-48 Under 18 (c) of GMPR, Revocation]

PLASTER BOARD LATH AND SHEETING IN WEST COAST AREA

Revocation of Order No. G-48 as amended, under § 1499.18 (c) as amended, of the General Maximum Price Regulation. Order adjusting maximum prices for resale of gypsum wallboard, lath and sheeting.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended, of the General Maximum Price Regulation and paragraph (c) of Order No. G-48 as amended, under § 1499.18 (c) as amended, of the General Maximum Price Regulation, *It is hereby ordered, As follows:*

Order No. G-48 as amended, under § 1499.18 (c) as amended, of the General Maximum Price Regulation is hereby revoked.

This revocation is effective as of September 18, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 6th day of October 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-16690; Filed, October 12, 1943; 4:47 p. m.]

[Region VI Order G-9 Under MPR 165]

LAUNDRY SERVICES IN DESIGNATED COUNTIES IN ILLINOIS

Correction

In F.R. Doc. 43-16230, appearing on page 13774 of the issue for Thursday, October 7, 1943, the designations of the paragraph headed *Posting and reporting requirements* in the second column of page 13775 now reading "(V), (a), (b) and (c)" should read "(1), (1), (2) and (3)."

[Region VIII Order G-3 Under 18 (c) of GMPR]

FLUID MILK IN OKANOGAN COUNTY, WASH.

Correction

The last paragraph of F.R. Doc. 43-15758, appearing in the third column of page 13275 of the issue for Wednesday, September 29, 1943, should read as follows:

Amendment No. 27 to Order No. G-3 issued under § 1499.18 (c) of the General

Maximum Price Regulation, as amended, issued August 16, 1943, and effective upon issuance, setting adjusted maximum prices for the County of Okanogan, in the State of Washington, is redesignated as Amendment No. 28.

[Region VIII Order G-7 Under MPR 333]

EGGS IN SAN FRANCISCO AREA, CALIF.

Order No. G-7 under Maximum Price Regulation No. 333, as amended. Eggs and egg products.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1429.63 of Maximum Price Regulation No. 333, as amended, *It is hereby ordered:*

(a) The adjusted maximum delivered price for sales of consumer and procurement grades of shell eggs in the counties of Los Angeles, Santa Barbara, Ventura, Orange, Riverside, San Bernardino, Imperial, and San Diego in the state of California shall be the maximum price for shell eggs as specified in §§ 1429.67, 1429.68 and 1429.69 of Maximum Price Regulation No. 333, as amended, for the city of Los Angeles and the city of San Diego in the state of California, minus one-half cent (\$.005) per dozen.

(b) The adjusted maximum prices for sales of shell eggs f. o. b. seller's shipping point in the counties of Los Angeles, Santa Barbara, Ventura, Orange, Riverside, San Bernardino, Imperial and San Diego in the state of California, to commercial, industrial, institutional or non-federal governmental users purchasing such eggs, where the purchaser accepts such eggs at the place of business of the seller, shall be ten cents (10¢) per case less than the applicable prices listed in Table A, § 1429.67 of Maximum Price Regulation No. 333, as amended.

(c) The adjusted maximum delivered price for sales of consumer and procurement grades of shell eggs in the counties of Fresno, Madera, Mariposa, Kings, Tulare, Inyo, Mono, Kern, and San Luis Obispo shall be the maximum price for shell eggs as specified in §§ 1429.67, 1429.68 and 1429.69 of Maximum Price Regulation No. 333, as amended, for the city of Los Angeles and the city of San Diego, in the state of California, minus one cent (\$.01) per dozen.

(d) Order No. G-5 under Maximum Price Regulation No. 333 as amended, is hereby revoked.

(e) This order may be revoked, amended or corrected at any time.

This order shall become effective October 8, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 8th day of October 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-16716; Filed, October 13, 1943; 11:54 a. m.]

[Region VIII Order G-8 Under MPR 333]

EGGS IN NEVADA

Order No. G-8 under Maximum Price Regulation No. 333, as amended. Eggs and egg products.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1429.63 of Maximum Price Regulation No. 333, as amended, *It is hereby ordered:*

(a) The adjusted maximum price for consumer and procurement grade shell eggs in the state of Nevada shall be the maximum price for shell eggs as specified in §§ 1429.67, 1429.68 and 1429.69 of Maximum Price Regulation No. 333, as amended, minus one-half cent (\$.005) per dozen.

(b) Order No. G-2 under Maximum Price Regulation No. 333, as amended, is hereby revoked.

(c) This order may be revoked, amended or corrected at any time.

This order shall become effective on October 8, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 8th day of October 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-16715; Filed, October 13, 1943;
11:54 a. m.]

[Region VIII Order G-9 Under MPR 333]

EGGS IN DESIGNATED CALIFORNIA COUNTIES

Order No. G-9 under Maximum Price Regulation No. 333, as amended. Eggs and egg products.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1429.63 of Maximum Price Regulation No. 333, as amended, *It is hereby ordered:*

(a) The adjusted maximum prices for sales of consumer and procurement grade shell eggs in the Counties of Humboldt, Trinity, Del Norte, Siskiyou, Mendocino and Lake in the State of California shall be the maximum prices for shell eggs as specified in §§ 1429.67, 1429.68 and 1429.69 of Maximum Price Regulation No. 333, as amended, for the City of San Francisco in the State of California, minus ½¢ per dozen.

(b) This order may be revoked, amended or corrected at any time.

(c) This order shall become effective upon its issuance.

This order shall become effective October 8, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 8th day of October 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-16712; Filed, October 13, 1943;
11:53 a. m.]

[Roanoke Order G-1 Under MPR 426]

ICEBERG LETTUCE IN DESIGNATED ZONES IN VIRGINIA

Order No. G-1 under Maximum Price Regulation No. 426 as amended, fresh fruits and vegetables for table use, sales except at retail. Adjustment of maximum prices for certain sales of iceberg lettuce in less than carlot or less than trucklot quantities.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Roanoke District Office of the Office of Price Administration by section 2 (b) of Maximum Price Regulation No. 426, as amended, and Regional Delegation Order No. 16, *It is hereby ordered:*

(A) On and after the effective date of this order, no person shall make a sale of Iceberg Lettuce in less than carlot or less than trucklot quantities at a price higher than the maximum prices hereinafter established.

(1) The maximum price for a sale of Iceberg Lettuce in L. A. or Salinas crates containing not less than 48 heads with a minimum weight of 60 pounds shall be:

(i) On a sale by an intermediate seller whose selling establishment is located in the free delivery zones of Roanoke, Lynchburg, Bristol or Staunton, Virginia, to another intermediate seller:

(a) When sold f. o. b. seller's platform or delivered to the purchaser's establishment when it is located within one of the named cities or free delivery zones thereof, \$5.28 per crate.

(b) When delivered to the premises of the purchaser not located in one of the named cities or free delivery zones thereof, (1) \$5.58 per crate; or (2) \$5.28 per crate plus "freight" from the nearest city within the territory covered by this order at which lettuce is customarily received in carlot quantities and which has a carlot freight rate from Salinas, California (for example, Roanoke, Lynchburg, Bristol or Staunton, Virginia), located in the free delivery zone, to the purchaser's receiving point.

(ii) On a sale by any seller delivered to a "retailer" or institutional user or procurement agency of the United States or of any state within the free delivery zones of Roanoke, Lynchburg, Bristol and Staunton, Virginia, \$5.58 per crate.

(iii) On a sale by any seller delivered to a "retailer" or institutional user or procurement agency of the United States or of any state, outside of the free delivery zone, the higher of the following:

(a) \$5.88 per crate; or

(b) \$5.58 per crate plus "freight" from the nearest city within the territory covered by this order at which lettuce is customarily received in carlot quantities and which has a carlot freight rate from Salinas, California (for example, Roanoke, Lynchburg, Bristol or Staunton, Virginia), located in the free delivery zone, to the purchaser's receiving point; or

(c) The maximum price established for such sale by Maximum Price Regulation No. 426, as amended.

(2) The maximum price per pound for sale of a type covered in paragraph (1) above, of Iceberg Lettuce in any container except L. A. or Salinas crates, or, if sold in a L. A. crate or Salinas crate containing less than 48 heads or with a net weight of less than 60 pounds, shall be the price per crate established in paragraph (1) above for the particular type of sale involved divided by 60.

(B) *Definitions.* (1) "Free delivery" zone means all of the territory embraced in the cities of Roanoke, Lynchburg, Bristol and Staunton, Virginia, and all of the territory embraced in this Order which is 25 miles or less from any one of the named cities.

(a) For the purpose of establishing the 25 mile "free delivery" area from either of the cities named above, the mileage as shown on the Rand McNally road map of the State of Virginia as the most direct route over either a State or Federal Highway shall be considered as the official mileage in establishing the "free delivery" area; except that in case the 25 mile distance reaches the corporate limits of an incorporated town or city, or the official boundary lines of an unincorporated town or village, then all of that city, town or village shall be considered as being within the "free delivery" zone of the above named city which is in the 25 mile area.

(2) "Retailer" means a person other than an intermediate seller who makes sales and deliveries to ultimate consumers.

(3) "Freight" as used in this order means "freight" as defined in section 8 (a) (7) of Maximum Price Regulation No. 426, as amended.

(4) "Intermediate seller" means any person who purchases fresh fruits and vegetables and who resells them in less than carlot or trucklot quantities to any person who is not an ultimate consumer.

(5) Unless the context otherwise requires, the definitions set forth in section 8 of Maximum Price Regulations No. 426, as amended, shall apply to the words and terms used herein.

(C) *Geographical applicability.* This order applies only to sales made either f. o. b. or delivered within the territory located in the counties of Halifax, Charlotte, Appomattox, Nelson, Augusta, Rockingham or any county west or southwest thereof in the State of Virginia.

(D) *Exempt sales.* Sales to chain store warehouses or to any person acting as a purchasing agent for chain stores shall not be subject to this order, but shall remain subject to the provisions of Maximum Price Regulation No. 426, as amended, or any other applicable regulation heretofore or hereafter issued by the Office of Price Administration.

(E) *Applicability of Maximum Price Regulation No. 426, as amended.* All sales for which maximum prices are adjusted by this order shall remain subject to all the provisions of Maximum Price Regulation No. 426, as amended, or as it may hereafter be amended, which are not inconsistent with the provisions of this adjustment order. All sales for which the maximum prices are not ad-

justed by this order shall be subjected to Maximum Price Regulation No. 426, as amended.

(F) This order may be revoked, amended, or corrected at any time by the District Director.

(G) This order shall become effective on the 11th day of October, 1943.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 8th day of October 1943.

BERNARD C. GOODWIN,
District Director.

[F. R. Doc. 43-16713; Filed, October 13, 1943; 11:53 a. m.]

[Lubbock, Tex., Order G-1 Under MPR 426]
ICEBERG LETTUCE IN DESIGNATED COUNTIES
IN TEXAS

Lubbock, Texas, District Order No. G-1 Under Maximum Price Regulation No. 426. Adjustment of prices of iceberg lettuce in less than carlot and trucklot sales.

SECTION 1. For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the District Director of the Lubbock, Texas, District Office, Office of Price Administration, by Maximum Price Regulation No. 426 and Order No. 27 issued thereunder by the Dallas Regional Office, Region V, *It is hereby ordered*, That the maximum price of Iceberg lettuce in LA or Salinas crates containing not less than forty-eight heads with a minimum weight of 60 pounds in less than carlot or trucklot sales to any person except an ultimate consumer in the following counties in the Lubbock District, State of Texas, to-wit: Andrews, Armstrong, Bailey, Borden, Briscoe, Carson, Castro, Childress, Cochran, Collingsworth, Cottle, Crane, Crosby, Dallam, Dawson, Deaf Smith, Dickens, Donley, Ector, Floyd, Gaines, Garza, Glasscock, Gray, Hale, Hall, Hansford, Hartley, Hemphill, Hockley, Howard, Hutchinson, Irion, Kent, King, Lamb, Lipscomb, Loving, Lubbock, Lynn, Martin, Midland, Mitchell, Moore, Motley, Oldham, Ochiltree, Parmer, Potter, Randall, Reagan, Roberts, Scurry, Sherman, Sterling, Stonewall, Swisher, Terry, Upton, Ward, Wheeler, Winkler, and Yoakum shall be \$3.25 plus freight from Salinas, California, to the wholesale receiving point, plus 90¢ per crate.

SEC. 2. The words and terms used herein which are defined in Maximum Price Regulation No. 426 shall have the same meaning as defined in said regulation.

SEC. 3. Except as specifically provided in this order and for the types of sale for which specific provisions are made, the provisions of Maximum Price Regulation No. 426 are in no way affected and shall continue to remain in full force and effect.

SEC. 4. This order may be revoked, amended, or corrected at any time.

SEC. 5. This order shall become effective on the 5th day of October, 1943, and
No. 204—5

unless sooner terminated shall terminate upon the termination of Maximum Price Regulation No. 426.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 4th day of October 1943.

HOWARD R. GHOLSON,
District Director.

[F. R. Doc. 43-16717; Filed, October 13, 1943; 11:55 a. m.]

[Denver Order G-2 under MPR 426]

FRUITS AND VEGETABLES IN DENVER AREA,
COLO.

Order No. G-2 under Maximum Price Regulation No. 426. Fresh fruits and vegetables for table use. Adjustment of prices to include charges for transportation outside of free delivery zone.

Pursuant to the Emergency Price Control Act of 1942, as Amended, Article I, section 2 (b) of Maximum Price Regulation No. 426, and Region VII Delegation Order No. 16, and for the reasons set forth in an opinion issued simultaneously herewith, *It is hereby ordered*:

(a) *Additional charge of intermediate seller for transportation outside of free delivery zone.* In instances where there is additional handling outside of the free delivery zone of any intermediate seller at any wholesale receiving point for which a ceiling price is established under the provisions of Maximum Price Regulation No. 426 and such additional handling consists of the transportation by the intermediate seller from such wholesale receiving point to a point which is more than five (5) miles from the city limits of the city in which is located such wholesale receiving point, the intermediate seller may add to the maximum price for such fresh fruits or vegetables, as otherwise determined under the provisions of Maximum Price Regulation No. 426, a charge for transportation from the wholesale receiving point, from which they are transported, to the buyer's place of business; such transportation charge shall be not more than the amount which a motor vehicle common carrier is permitted to charge for the transportation of such fresh fruits or vegetables from the wholesale receiving point, from which they are transported, to the buyer's place of business, according to the rates established by the Public Utilities Commission of Colorado, and the rules and regulations of said Public Utilities Commission of Colorado.

(b) *Limitation where community is customarily served by more than one wholesale receiving point.* Where the city or town or community in which is located the buyer's place of business is customarily served by competing intermediate sellers located in different wholesale receiving points for which ceiling prices are established under Maximum Price Regulation No. 426, the transportation charge which may be added to the ceiling price of any intermediate seller for the transportation of

the fresh fruits or vegetables from any wholesale receiving point shall not be greater than the transportation charge which, under the provisions of this order, could be added for the transportation of such fresh fruits or vegetables from that one of such wholesale receiving points which is nearest to the city or town or other community in which is located the buyer's place of business.

(c) *Weights and invoices.* The transportation charge shall be based on the actual weight of the fresh fruits or vegetables sold and transported and of the containers in which they are transported. Where the buyer is a retailer or an institutional, industrial or commercial user, the intermediate seller shall furnish to the buyer an invoice on which is stated the total weight of the fresh fruits and vegetables and their containers constituting the shipment for which the transportation charge is made.

(d) *Applicability of other regulations.* Except as the same are inconsistent with or contradictory of the terms and provisions of this order, all of the terms and provisions of Maximum Price Regulation No. 426, as amended to date, shall remain in full force and effect and be applicable to and continue to govern sales of the fresh fruits and vegetables covered thereby.

(e) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator or the District Director.

(f) *Effective date.* This order shall become effective as of October 1, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 29th day of September 1943.

GEO. M. BULL,
District Director.

[F. R. Doc. 43-16714; Filed, October 13, 1943; 11:54 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1-512]

HOLLY OIL COMPANY

ORDER GRANTING APPLICATION TO WITHDRAW FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 9th day of October, A. D. 1943.

The Holly Oil Company, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to withdraw its Capital Stock, \$1 Par Value, from listing and registration on the Los Angeles Stock Exchange;

After appropriate notice, a hearing having been held in this matter; and

The Commission having considered said application together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors;

It is ordered, That said application be and the same is hereby granted, effective at the close of the trading session on October 19, 1943.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-16677; Filed, October 12, 1943;
2:42 p. m.]

SAMUEL SEGEL

FINDINGS AND ORDER REVOKING REGISTRATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania on the 7th day of October 1943.

In the matter of Samuel Segel, 2204 Dirleton Road, Utica, New York.

1. Samuel Segel (the "registrant") is registered as a broker and dealer pursuant to section 15 (b) of the Securities Exchange Act of 1934. We instituted this proceeding under section 15 (b) to determine whether the registration of the above registrant should be revoked.

2. Our order of August 17, 1943, instituting proceedings, stated that the registrant is permanently enjoined by decree of the Supreme Court of New York State, in and for the County of Oneida, entered on or about November 23, 1942, from engaging in or continuing certain conduct and practices in connection with the sale of securities and that said registrant was convicted on or about June 29, 1943 in the Oneida County Court at Utica, New York, of a felony involving the purchase and sale of securities and arising out of the conduct of his business as a broker and dealer.

3. At the hearing held before the Trial Examiner on August 30, 1943, the registrant did not appear, but in an "Answer and Consent to Revocation", which he filed, registrant acknowledged receipt and service of adequate notice of said proceedings, waived his opportunity to be heard, admitted and acknowledged the existence of the facts as set forth in the Commission's order of August 17, 1943 and consented to the entry of an order by the Commission revoking his registration as a broker and dealer pursuant to section 15 (b) of the Securities Exchange Act of 1934. The record shows, and we find, that by judgment of the Supreme Court of the State of New York, held in and for the County of Oneida, entered on or about November 23, 1942, that the registrant is permanently enjoined from engaging in or continuing certain conduct and practices in connection with the sale of securities and, further, that the registrant was convicted on or about June 29, 1943 in the Oneida County Court at Utica, New York, of a felony involving the purchase and sale of securities and arising out of the conduct of his business as a broker and dealer.

4. We find that revocation of registrant's registration as a broker and dealer is in the public interest.

Accordingly, *It is ordered*, Pursuant to section 15 (b) of the Securities Ex-

change Act of 1943, that the registration of Samuel Segel be, and the same hereby is, revoked effective October 11, 1943.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-16678; Filed, October 12, 1943;
2:42 p. m.]

[File Nos. 812-333, 811-329]

SETAY COMPANY, INC., ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of October, A. D. 1943.

In the matter of Setay Company, Incorporated, Metropolitan Royalty Corporation, Associated Motion Picture Industries, Inc., Consolidated Film Industries, Inc., Cajo Company, Inc., Frederick R. Ryan, Herbert J. Yates, Jr., Walter W. Vincent and Morris Goodman.

Setay Company, Incorporated ("Setay"), a registered investment company, has filed an application pursuant to sections 6 (c) and 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said Act the proposed transactions hereinafter set forth and for an order pursuant to section 8 (f), after consummation of certain of the proposed transactions, declaring that Setay has ceased to be an investment company within the meaning of said Act.

The transactions for which Setay seeks exemption are: (1) The purchase by Setay and the sale by Metropolitan Royalty Corporation, a registered investment company and an affiliated person of Setay, of 6,000 shares of Republic Pictures Corporation ("Republic") for \$30,000;

(2) The transfer by Setay to Associated Motion Picture Industries, Inc. ("Associated"), an affiliated person of affiliated persons of Setay, of all assets, property and rights of Setay, except 90,085 shares of Republic, 150 shares of Cajo Company, Inc. ("Cajo"), some secured notes receivable in the amount of \$200,000 and the 6,000 shares of Republic to be acquired from Metropolitan Royalty Corporation, in consideration of Associated issuing to Setay 94,735.8 shares of the total authorized and unissued capital stock of Associated and assuming all obligations and liabilities of Setay except some notes payable in the amount of \$200,000. As of September 11, 1943, Associated has no assets or liabilities and none of its stock was outstanding. Setay proposes to distribute the 94,735.8 shares of Associated to be received in this transaction to its stockholders on a share for share basis;

(3) The issuance by Setay to Consolidated Film Industries, Inc., an affiliated person of Setay, of 195,442 shares of its authorized and unissued stock in exchange for 317,800 shares of Republic and 150 shares of Cajo (the latter shares are the equivalent of a one-half interest in 225,000 shares of Republic);

(4) The purchase by Setay of an aggregate of 750 shares of Republic from Frederick R. Ryan, Herbert J. Yates, Jr., Walter W. Vincent and Morris Goodman at either \$5 per share or at the election of Setay on the basis of an exchange of .4542 share of the authorized and unissued stock of Setay for each share of Republic. The foregoing individuals are either affiliated persons or affiliated persons of affiliated persons of Setay; and

(5) Upon consummation of the transaction in (3) above, Setay, as the sole stockholder of Cajo, proposes to acquire all of the assets of Cajo which consist of 225,000 shares of Republic. Setay and Cajo are affiliated persons of each other.

Setay plans to consummate the proposed transactions in the order in which they are set forth above.

It is ordered, Pursuant to section 40 (a) of said Act, that a hearing on the aforesaid application be held on October 21, 1943, at 10:00 A. M., Eastern War Time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

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

Notice of such hearing is hereby given to Setay Company, Incorporated, Metropolitan Royalty Corporation, Associated Motion Picture Industries, Inc., Consolidated Film Industries, Inc., Cajo Company, Inc., Frederick R. Ryan, Herbert J. Yates, Jr., Walter W. Vincent, Morris Goodman, and to any other person whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-16679; Filed, October 12, 1943;
2:42 p. m.]

TRANSATLANTICA EXCHANGE & SECURITIES
Co.

FINDINGS AND ORDER SUSPENDING
REGISTRATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania on the 7th day of October 1943.

In the matter of William J. Adams, doing business as Transatlantica Exchange & Securities Co., 29 Broadway, New York, New York.

1. William J. Adams, doing business as Transatlantica Exchange & Securities Co., a sole proprietorship, is registered as a broker and dealer pursuant to section 15 of the Securities Exchange Act of 1934.

2. The Commission, on the basis of facts reported to it, ordered a hearing pursuant to section 15 (b) of the Secur-

ties Exchange Act to determine whether or not the allegations of fact set out in its order for proceedings are true and whether or not said registration should be revoked or, pending final determination, suspended. The facts alleged, if true, tend to show that the registrant was convicted, on or about May 26, 1942, in the Court of Quarter Sessions of the Peace for the County of Allegheny in the State of Pennsylvania, of a felony arising out of the conduct of the business of a broker and dealer.

3. Notice of the proceeding was sent by registered mail to the registrant at the address designated by him in his application for registration. The notice was returned unclaimed. The registrant did not appear and was not represented at the hearing.

4. The Trial Examiner filed an advisory report, a copy of which was mailed to the registrant and returned unclaimed.

5. On an independent review of the record, we find that the registrant was convicted, on or about May 26, 1942 in the Court of Quarter Sessions of the Peace for the County of Allegheny in the State of Pennsylvania, of a felony arising out of the conduct of the business of a broker and dealer.

Since the notice of our proceeding was not received by the registrant, we do not decide at this time whether or not his registration should be revoked. However, in view of the conviction described above, we find that it is necessary in the public interest and for the protection of investors that Adams' registration be suspended pending final determination of whether or not his registration should be revoked, which matter will be determined when he comes in to be heard or notice is received by him. *It is, therefore, ordered*, Pursuant to section 15 (b) of the Securities Exchange Act of 1934, that the registration of William J. Adams, doing business as Transatlantica Exchange & Securities Co., be, and it hereby is, suspended effective October 11, 1943, until further order.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 43-16680; Filed, October 12, 1943;
2:42 p. m.]

[File Nos. 54-83, 70-586]

STANDARD OIL Co. (N. J.) AND CONSOLIDATED NATURAL GAS Co.

ORDER APPROVING PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of October 1943.

Standard Oil Company (New Jersey) and Consolidated Natural Gas Company, both registered holding companies, having filed applications and declarations, and amendments thereto, pursuant to section 11 (e) and other sections of the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder, requesting an order approving a plan designed to bring

Standard Oil Company (New Jersey) into compliance with the requirements of section 11 (b) (1) of said Act; and requesting that said order of the Commission conform to the pertinent requirements of the Internal Revenue Code, as amended, including sections 371 (a), (c) and (f), 373 (a) and (e) (4) and 1808 (f) thereof, and contain the specifications therein set forth; and

A public hearing having been held after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein; and

The Commission having found that said plan is necessary to effectuate the provisions of section 11 (b) (1) of said Act and is fair and equitable to the persons affected thereby;

It is ordered, That said plan, as amended, be, and the same hereby is, approved, and that the said applications and declarations, as amended, be, and the same hereby are, granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24; and Standard Oil Company (New Jersey) and Consolidated Natural Gas Company are authorized and directed to carry out and consummate the transactions proposed in said plan in accordance with its terms and provisions.

It is further ordered, That, in accordance with the requirements of the Internal Revenue Code, as amended, including sections 371 (a), (c) and (f), 373 (a) and (e) (4) and 1808 (f) thereof, the following steps included in the transactions proposed in said plan are specified as being necessary to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

(a) The issuance by Consolidated Natural Gas Company of all its common stock, to wit, 2,728,359 shares of a par value of \$15 per share, to Standard Oil Company (New Jersey) in exchange for all of the outstanding capital stocks of the five natural gas subsidiaries of Standard Oil Company (New Jersey), as follows:

Hope Natural Gas Company—279,693 shares of common stock—par value \$100.

The East Ohio Gas Company—100,000 shares of 7% preferred stock—par value \$100. 285,000 shares of common stock—par value \$100.

The Peoples Natural Gas Company—170,000 shares of common stock—par value \$100.

The River Gas Company—5,000 shares of common stock—par value \$100.

New York State Natural Gas Corporation—20,900 shares of common stock—par value \$100.

(b) The transfer by Standard Oil Company (New Jersey) of all of the stocks of said natural gas subsidiaries (itemized in subparagraph (a) above) to Consolidated Natural Gas Company in exchange for 2,728,359 shares of the \$15 par value common stock of Consolidated Natural Gas Company;

(c) The distribution by Standard Oil Company (New Jersey) pro rata to its own stockholders of all of the 2,728,359 shares of common stock of Consolidated Natural Gas Company, at the rate of one share of Consolidated Natural Gas Com-

pany for each ten shares of Standard Oil Company (New Jersey) stock owned of record by each stockholder at the close of business on November 15, 1943, excluding, however, any shares remaining in the hands of Standard Oil Company (New Jersey) by reason of the distribution of cash in lieu of fractional shares of Consolidated Natural Gas Company;

(d) The disposition by Standard Oil Company (New Jersey) of all the shares of Consolidated Natural Gas Company remaining in the possession of Standard Oil Company (New Jersey), after the distribution referred to in subparagraph (c) above, by reason of the payment of cash by Standard Oil Company (New Jersey) to its stockholders in lieu of the distribution of fractional shares of Consolidated Natural Gas Company.

It is further ordered, That within six months from the date of this order, unless additional time is granted by the Commission, Standard Oil Company (New Jersey) shall dispose of all shares of the \$15 par value common stock of Consolidated Natural Gas Company remaining in the hands of Standard Oil Company (New Jersey), after the distribution described above in subparagraph (c).

It is further ordered, That jurisdiction be and hereby is reserved with respect to the status of the holding company system of Consolidated Natural Gas Company under section 11 (b) of said Act, including the right to order Consolidated Natural Gas Company in any appropriate proceeding to take such action as may be required under that section.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 43-16681; Filed, October 12, 1943;
2:43 p. m.]

[File Nos. 54-42, 54-69, 59-65]

CENTRAL STATES UTILITIES CORP., ET AL.

NOTICE OF FILING AND ORDER RECONVENING HEARING AND DIRECTING CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 12th day of October, A. D. 1943.

In the matters of Central States Utilities Corporation, Central States Power & Light Corporation, Missouri Electric Power Company, and Ogden Corporation, File No. 54-42; Ogden Corporation and subsidiary companies, File No. 54-69; Ogden Corporation and subsidiary companies, File No. 59-65.

Ogden Corporation ("Ogden"), a registered holding company, together with its subsidiary holding company, Central States Utilities Corporation ("Central Utilities"), Central States Power & Light Corporation ("Central States"), a holding-operating company which is in turn a subsidiary of Central Utilities, and Missouri Electric Power Company ("Missouri Electric"), a wholly-owned subsidiary utility company of Central States, having heretofore filed an application and amendments thereto, pursuant to

section 11 (e) and other applicable sections of the Public Utility Holding Company Act of 1935 and the Rules promulgated thereunder, relating to a plan of liquidation of Central Utilities and Central States (File No. 54-42);

Hearings having been held with respect to such amended application and having been continued subject to call of the Trial Examiner;

The Commission, having entered an interim order dated December 1, 1942, approving, subject to certain terms and conditions, the sale of the assets of Missouri Electric to Sho-Me Power Cooperative, and conditional waiver by Ogden of interest on its holdings of the 5% Debentures of Central States, the dissolution of Missouri Electric, and the utilization of the proceeds of the sale of Missouri Electric's assets and certain other funds of Central States to retire a portion of, or make pro rata payments upon, Central States' First Mortgage and First Lien Gold Bonds, 5½% Series, due 1953, or both; and

The Commission, having entered an order dated May 20, 1943 approving a plan filed by Ogden Corporation and subsidiaries pursuant to section 11 (e) of the Act designed to enable that company and certain of its subsidiary companies to comply with the provisions of section 11 (b) of the Act, said plan providing for, among other things, the liquidation and dissolution of Central Utilities, Central States, and Missouri Electric, and ordering that the said companies take certain action to comply with the provisions of section 11 (b) (File Nos. 54-69 and 59-65);

Notice is hereby given that amendments to the aforesaid amended application (File No. 54-42) have been filed by Central Utilities, Central States, Missouri Electric, and Ogden pursuant to the applicable sections of the Act and the Rules promulgated thereunder requesting the Commission to enter an interim order approving the transactions proposed in said amendments.

All interested persons are referred to said amendments which are on file in the office of the Commission for a statement of the transactions proposed therein, which may be summarized as follows:

It is proposed to extend the maturity date of the 5% Debentures of Central States from January 1, 1944 to January 1, 1945. Such debentures are to continue to bear a 5% rate of interest and are to continue to be subject to the same terms and conditions of such Debentures and of the Debenture Agreement dated January 1, 1934 under which they were issued except for the extension in the maturity date of such issue.

Upon disposition of the remaining assets of Central States, consisting principally of the properties of Missouri Electric and the so-called "Iowa-Minnesota properties" owned directly by Central States, it is proposed to employ the proceeds therefrom to the payment of the principal of the outstanding First Mortgage and First Lien Gold Bonds, 5½% Series, due 1953, of Central States; the balance of such proceeds are to be distributed, together with any additional

assets of Central States, to the holders of the securities junior to the aforesaid 5½% Bonds in accordance with an amendment to be hereafter submitted for approval of this Commission.

The applicants request the Commission, if and when it enters an interim order approving the said amendments to its plan (File No. 54-42) to apply to a District Court of the United States in accordance with the provisions of section 18 (f) of the Act to enforce and carry out the terms and provisions of its plan, as amended, insofar as such amended plan provides for (1) the extension of the maturity date of Central States' 5% Debentures and (2) the use of the proceeds of the proposed sale of assets of Missouri Electric together with any other funds on deposit with the Trustee under the Trust Indenture of Central States' First Mortgage and First Lien Gold Bonds, 5½% Series, due 1953, to make pro rata payments on said 5½% Bonds.

The applicants state that Central States will be unable to consummate prior to the maturity date of said Debentures on January 1, 1944, the arrangements for the sale of its remaining assets; that although the proposed sale of the assets of Missouri Electric to Sho-Me Power Cooperative has been approved by the Missouri Public Service Commission by order dated October 4, 1943, said order containing a provision that it shall not become effective until thirty days after the date thereof, and has also been approved by this Commission, anticipated litigation by persons opposed to the said order of approval of the Missouri Public Service Commission may delay consummation of said sale; and that there is little expectation that Interstate Power Company, which intends to purchase Central States' "Iowa-Minnesota properties," will be in a position to acquire said properties prior to January 1, 1944, the maturity date of Central States' 5% Debentures.

The applicants further state that it is not believed that Central States will be able to pay or refund its outstanding 5% Debentures when they mature on January 1, 1944, and consequently, an extension of the maturity date of such Debentures will be necessary in order to enable Central States to liquidate in an orderly manner in accordance with the aforesaid plan of liquidation; that in the opinion of the applicants it will be in the best interests of all of the security holders of Central States to carry through such liquidation under the jurisdiction of this Commission and of the appropriate Federal Court as provided by the Act; and that the alternative would appear to be a forced liquidation in a bankruptcy court, which would result, in the opinion of the applicants, in sacrificing values to the detriment of investors' interests.

It appearing to the Commission that the hearing herein previously continued should be reconvened for the purpose of taking additional testimony necessitated by said amendments.

It further appearing to the Commission that the proceeding in respect to the Plan filed by Central Utilities, Cen-

tral States, Missouri Electric, and Ogden (File No. 54-42), and proceedings in respect to the Plan filed by Ogden Corporation and subsidiary companies pursuant to section 11 (e) of the Act (File No. 54-69), and the proceedings instituted by the Commission directed to Ogden Corporation and subsidiary companies, respondents, pursuant to sections 11 (b) (1), 11 (b) (2), 15 (f) and 20 (a) of the Act (File No. 59-65), involve common questions of law and fact and should be consolidated;

It is ordered, That such proceedings be and the same hereby are consolidated.

It is further ordered, That a hearing in respect to such consolidated proceedings under the applicable provisions of said Act and the rules promulgated thereunder be held on October 25, 1943 at 10:00 a. m., e. w. t., at the Offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as the hearing room clerk in Room 318 may designate.

It is further ordered, That any person desiring to be heard in connection with these proceedings, or proposing to intervene herein shall file with the Secretary of the Commission on or before October 21, 1943, his request or application therefor, as provided by Rule XVII of the Rules of Practice of the Commission.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the Act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That, without limiting the scope of the issues presented by said amendments, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether an extension of the maturity date of the 5% Debentures of Central States is necessary in order to effectuate the provisions of section 11 (b) of the Act and whether such extension in the manner proposed is fair and equitable to the persons affected thereby;

(2) Whether Central States has exercised due diligence in its efforts to arrange for, and consummate, the sale of its remaining assets;

(3) Whether it is necessary or appropriate in the public interest or for the protection of investors and consumers to impose any terms and conditions and, if so, what terms and conditions should be imposed.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to Central States Utilities Corporation, Central States Power & Light Corporation, Missouri Electric Power Company, Ogden Corporation, and Continental Illinois National Bank and Trust Company of Chicago, Trustee under the Trust Indenture of the aforesaid 5% Debentures, by registered mail; that notice of said hearing be given to

all other persons by publication of this order in the FEDERAL REGISTER; and that Central States Power & Light Corporation mail a copy of this notice of filing and order reconvening hearing to all known holders of its 5% Debentures.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 43-16693; Filed, October 13, 1943;
9:44 a. m.]

WAR FOOD ADMINISTRATION.

[P. and S. Docket No. 1586]

McKINLEY-WINTER LIVESTOCK COMMISSION CO. AND WINTER LIVESTOCK COMMISSION CO.

ORDER OF INQUIRY AND NOTICE OF HEARING

In re T. R. McKinley and K. M. Winter, partners, doing business as McKinley-Winter Livestock Commission Co., and Winter Livestock Commission Co., respondents.

This proceeding is instituted pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 1940 ed. 181 *et seq.*), hereinafter referred to as the act, and the following allegations are made:

1. T. R. McKinley and K. M. Winter (hereinafter referred to as respondents) are partners engaged in the business of operating a stockyard at Dodge City, Kansas, known as the Winter Livestock

Commission Co., which has been found by the Secretary of Agriculture to be a "stockyard" within the meaning of that term as it is defined in the act, and notice of such finding has been given to the owner and to the public, as required by the act.

2. The respondents are partners doing business as McKinley-Winter Livestock Commission Co. and are registered under the act as a market agency. The respondents, as such market agency, are engaged in the business of furnishing stockyard services, in commerce, within the meaning of that term as it is defined in the act, at the stockyards known as the Winter Livestock Commission Co., located at Dodge City, Kansas.

3. Pursuant to the provisions of the act, the respondents have heretofore filed and put into effect schedules of rates and charges for facilities furnished and services rendered by them as owners of the stockyard and operators of the market agency referred to above.

4. Upon the basis of information in the possession of the War Food Administration, there is reason to believe that the tariff schedules now in effect contain rates and charges which are unreasonable and otherwise unlawful.

It is concluded that a proceeding should be instituted, under the provisions of the act, for the purpose of determining the reasonableness and lawfulness of all rates and charges of the respondents and of any rule, regulation or practice affecting said rates and charges, and

whether any stockyard service is rendered by the respondents without making a lawful charge therefor.

It is, therefore, ordered, That notice to the respondents shall be and it is hereby given that a hearing covering the matters and things alleged herein shall be held before an examiner at a time and place of which the respondents shall have at least ten days' notice. At such hearing the respondents and all other interested persons shall have a right to appear and to present such evidence with respect to the matters and things alleged as may be relevant and material.

It is further ordered, That any and all interested persons who may wish to appear and present evidence relative to the issues in this proceeding shall give notice thereof by filing a statement to that effect with the Hearing Clerk, Office of the Solicitor, Department of Agriculture, Washington 25, D. C., within twenty days from the date of the publication of this order.

It is further ordered, That a copy hereof shall be served upon the respondents by registered mail, and that this order shall be filed in the office of the Director of the Division of the Federal Register of the National Archives.

Done at Washington, D. C., this 11th day of October 1943.

C. W. KITCHEN,
Deputy Director
of Food Distribution.

[F. R. Doc. 43-16703; Filed, October 13, 1943;
11:20 a. m.]

