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Washington, Tuesday, March 20, 1945

The President

PROCLAMATION 2643

"I AM AN AMERICAN DAY", 1945

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS within the last twelve months we have granted citizenship with its many privileges to thousands of foreign-born men and women through naturalization, and have received into full citizenship the great numbers of native-born youth who have come of age; and

WHEREAS these citizens are giving strength to our democracy in its struggle against tyranny and in its striving to make secure through international organization the rights and opportunities of citizens in our own and in other sovereign nations; and

WHEREAS the Congress, by Public Resolution 67, approved May 3, 1940, has recognized the third Sunday in May of each year as "I Am An American Day" and has requested that the President issue a proclamation setting aside that day for the special recognition of those who have been naturalized or have attained their majority during the past year:

NOW THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, in order that we may honor those who have recently become members of our body politic and at the same time reaffirm our allegiance to the principles of American citizenship, do hereby proclaim Sunday, May 20, 1945, as "I Am An American Day."

And I call upon Federal, State, and local officials, and patriotic, civic, and educational organizations to hold, on or about May 20, exercises designed to impress upon our citizens, both native-born and naturalized, the privileges of their new status in our democracy and their responsibilities for building this Nation's security and advancing its welfare.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 14th day of March in the year of our Lord nineteen hundred and forty-
[SEAL] five, and of the Independence of the United States of America the one hundred and sixty-ninth.

FRANKLIN D ROOSEVELT

By the President:

E. R. STETTINIUS, Jr.,
Secretary of State.

[F. R. Doc. 45-4236; Filed, Mar. 16, 1945; 3:56 p. m.]

EXECUTIVE ORDER 9531

MAKING CERTAIN CHANGES IN THE CUSTOMS FIELD ORGANIZATION

By virtue of the authority vested in me by section 1 of the Act of August 1, 1914, 38 Stat. 609, 623 (U.S.C. title 19, sec. 2), it is ordered that the following changes be, and they are hereby, made in the customs field organization:

1. Customs Collection District Number 46 (Omaha) is abolished.

2. The designation of Omaha, Nebraska, as a customs port of entry in Customs Collection District Number 46 (Omaha), is revoked.

3. The limits of Customs Collection District Number 39 (Chicago), are extended to include the territory embracing the State of Nebraska and the municipality of Council Bluffs, Iowa.

4. The city of Omaha, Nebraska, is designated as a customs port of entry in Customs Collection District Number 39 (Chicago) and Executive Order No. 9297, dated February 1, 1943, extending the limits of the port of entry of Omaha to include certain adjoining and adjacent areas, shall remain in force and effect.

5. The limits of Customs Collection District Number 47 (Colorado), are extended to include the territory embracing the State of Wyoming.

This order shall become effective April 1, 1945.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
March 15, 1945.

[F. R. Doc. 45-4237; Filed, Mar. 16, 1945; 4:02 p. m.]

CONTENTS

THE PRESIDENT

	Page
PROCLAMATION:	
"I Am An American Day" 1945	2951
EXECUTIVE ORDER:	
Customs field organization, certain changes	2951

REGULATIONS AND NOTICES

ALIEN PROPERTY CUSTODIAN:	
Notices of claim under vesting orders, extension of time for filing	2957
Vesting orders:	
Hamilton, Henrietta	2979
Hanzlick, Julia	2979
Harder, Max	2979
Heisler, Oscar	2980
Holz, Richard E	2980
Oels, Gustav	2980
Roslosnick, James S	2981
Smithers, George Fisher	2981
Steutz, Frank	2981
Von Deylen, Mathilde	2982
COAST GUARD:	
Approval of equipment	3002
Inspection and certification; electrical installations	2976
COMMODITY CREDIT CORPORATION:	
American cheddar cheese payments	2953
FEDERAL COMMUNICATIONS COMMISSION:	
Hearings:	
Brockway Co	2978
Imes, Birney, Jr	2978
FEDERAL TRADE COMMISSION:	
Cease and desist orders:	
Happy Hostess Candy Co., Inc., et al	2960
Woelfel Studio, et al	2957
Printwell Co., et al., hearing	3002
GENERAL LAND OFFICE:	
Alaska, withdrawal of public lands for military purposes	2975
INTERSTATE COMMERCE COMMISSION:	
Bunker and retop icing, restriction	2976
Coal, Harlem Station, N. Y., unloading	3002
LABOR DEPARTMENT:	
Emanuel Hospital, Portland, Oreg., finding	2977

(Continued on next page)

FEDERAL REGISTER

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NOTICE

Book 1 of the 1943 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3.00 per copy. This book contains the material in Titles 1-31, including Presidential documents, issued during the period from June 2, 1943, through December 31, 1943.

CONTENTS—Continued

NATIONAL WAR LABOR BOARD: Page
Wholesale produce establishments, Salt Lake City, Utah; exception to exemption 2961
OFFICE OF DEFENSE TRANSPORTATION:
Certain carriers, coordinated operations:
Alabama (2 documents) 2983, 2985
Chambersburg, Pa 2987
Dyersburg, Tenn 2986
East St. Louis, Ill., St. Louis and Missouri 2985
Georgia 2984
McCook and Kearney and Hastings, Nebr 2983
Milan, Tenn 2986
Nampa, Idaho 2987
New York, N. Y., Baltimore, Md., and Washington, D. C 2982
OFFICE OF ECONOMIC STABILIZATION:
Meats, grading and grade labeling 2975

CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION: Page
Adjustment applications and petitions for amendment based on wage or salary increase requiring approval of National War Labor Board (Supp. Order 28, Am. 3) 2965
Adjustments and pricing orders:
Abel, Alvin P 2996
Alan Furniture Co 2992
Alles & Fisher, Inc 2996
American Refrigerator and Machine, Inc 2989
Berger Machine Co 2990
Commonwealth Co 2992
D. and D. Millwork Co., Inc 2992
Dunhill, Alfred, of London, Inc 2994
Fidelity Trading Co 2994
Fredick Couch Co 2997
Gross Co 2989
Heyder Woodcraft Co 2993
Hopkinsville Cigar Co 2997
Levin, Benjamin E 2991
Lipman, Henry 2988
M. & L. Cigar Factory 2995
McMillan, S. F., and Co 2993
New York Silicate Book Slate Co., Inc 2991
Oakes and Burger Co., Inc 2990
Ralmac Corp 2988
Sensenbrenner, A., Sons 2995
Sharp, C. R 2993
Sheer Silk Fluid Co 2990
Treisman Bros., Inc 2995
Bituminous coal (MPR 120, Am. 127) 2967
Adjustments for District 2 mines (MPR 120, Corr. to Order 1306) 2997
Carbon black, channel (Order 49 under 19a) 2998
Consumer goods, modifications (SR 14J, Am. 1) 2975
Containers, Eastern and Central wooden agricultural (RMPR 320, Am. 3) 2967
Defense rental areas; housing (Am. 50) 2973
Durable goods (MPR 188, Am. 25 to Order A-2) 2990
Fruits, berries and vegetables, frozen (FPR 1, Am. 3 to Supp. 6, Corr.) 2968
Fruits and vegetables, fresh (MPR 426, Am. 93) 2965
Garments produced with War Production Board priorities assistance (MPR 578, Corr.) 2969
Hawaii, tires and tubes (MPR 373, Am. 135) 2973
Honey (RMPR 275) 2969
Logs, West coast (RMPR 161, Am. 20) 2973
Nail kegs, staves and heading (RMPR 342, Am. 3) 2968
Navy Department spectacle program (MPR 188, Order 3446) 2990
Oils, essential (MPR 472, Am. 5) 2968
Petroleum, crude and natural, and petroleum gas (RMPR 436, Am. 11) 2967
Potatoes and onions (RMPR 271, Am. 30, 31) (2 documents) 2969

CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued. Page
Puerto Rico, shortening in (Restriction Order 12, Am. 3) 2973
Rayon yarn and staple fibre (MPR 167, Am. 7) 2967
Seed potatoes (RMPR 492, Am. 3) 2975
Soaps and cleansers, household (MPR 391, Am. 4) 2968
Steel castings and railroad specialties (RPS 41, Am. 14) 2965
Tires and tubes, original equipment (RMPR 119, Order 3) 2997
Tires, tubes, recapping and camelback (RO 1A, Am. 95) 2968
Virgin Islands, imported cigarettes (MPR 395, Am. 39) 2974
PUBLIC CONTRACTS DIVISION:
Uniform and clothing industry, proposed amendments to determination of prevailing minimum wages 2976
RURAL ELECTRIFICATION ADMINISTRATION:
Allocation of funds for loans 2976
SECURITIES AND EXCHANGE COMMISSION:
Forms, annual reports; amendment to instruction books 2960
Hearings, etc.:
Chicago Great Western Railway Co., et al 2999
Consolidated Electric and Gas Co. and Mobile Gas Service Corp 2999
Delaware Power & Light Co. and The Eastern Shore Public Service Co. of Maryland 2999
Majestic Radio & Television Corp., et al 3001
Midland United Co. and Midland Utilities Co 3000
North American Co., et al 3000
Pacific Gas and Electric Co 2998
United Light and Power Co., et al 2998
Virginia Electric & Power Co 3001
SELECTIVE SERVICE SYSTEM:
Registration, duty and responsibility 2962
Volunteers 2962
SOLID FUELS ADMINISTRATION FOR WAR:
Coal, distribution via Great Lakes:
Bituminous coal, shipment 2961
Cancellation of statement 2961
TREASURY DEPARTMENT:
Payments from accounts of U. S. citizens 2961
Powers of attorney, exportation 2962
WAGE AND HOUR DIVISION:
Leaf tobacco industry, Puerto Rico; minimum wage rate 2960
Learner employment certificates (2 documents) 2977
WAR FOOD ADMINISTRATION. *See also* Commodity Credit Corporation.
Beef required to be set aside (WFO 75-2, Am. 20) 2955

(Continued on next page)

CONTENTS—Continued

	Page
WAR FOOD ADMINISTRATION—Con.	
Poultry (WFO 125.1, 125, Am. 2) (2 documents)	2953, 2955
Revision of schedules (WFO 73-3)	2956
Sugar beets, 1945 crop; determination of wage rates	2956
WAR MANPOWER COMMISSION:	
Employment stabilization program, Williamsport, Pa., area	3002
WAR PRODUCTION BOARD:	
Bandage cloth (L-99, Dir. 4)	2962
Batteries, replacement, for certain motor vehicles (L-180, Dir. 1)	2963
Camelback, restrictions on production (L-345)	2965
Carbon tetrachloride (M-300, Sch. 78)	2964
Combed cotton yarn fabrics for armed services (M-317, Dir. 11)	2963
Tin (M-43)	2965

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—War Food Administration (Commodity Credit)

PART 258—AMERICAN CHEDDAR CHEESE PAYMENTS

OFFER IN CONNECTION WITH PURCHASE AND SALE OF AMERICAN CHEDDAR CHEESE IN UNITED STATES

The "Offer In Connection With Purchase and Sale of American Cheddar Cheese in U. S." dated January 27, 1945 (10 F.R. 1313), is hereby made applicable to cheese produced during the months of April and May 1945.

Dated: March 16, 1945.

RALPH W OLMSTEAD,
Vice President.

[F. R. Doc. 45-4244; Filed, Mar. 16, 1945; 4:50 p. m.]

TITLE 7—AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[WFO 125, Amdt. 2]

PART 1414—POULTRY

POULTRY

War Food Order No. 125 (10 F.R. 1662) as amended (10 F.R. 1854), is hereby further amended so as to read as follows:

§ 1414.8 *Restrictions with respect to eviscerated, frozen, and canned poultry*—(a) *Definitions.* (1) "Processed poultry" means turkeys and chickens, without regard to age, weight, or sex, which have been killed and bled.

(2) "Eviscerated poultry" means processed poultry from which the head, shanks, entrails, or viscera have been removed, and the term "eviscerated poultry" also includes processed poultry carcasses or any edible parts thereof which have been dismembered or otherwise cut up.

(3) "Frozen poultry" means any processed poultry in cold storage or any eviscerated poultry in cold storage.

(4) "Canned poultry" means eviscerated poultry which has been preserved by heat, refrigeration, dehydration, smoking, pickling, or by any other method or combination of methods of preserving, and also includes eviscerated poultry or any parts thereof preserved in combination with other foods.

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

(6) "Authorized poultry eviscerator" means any person whose total production of eviscerated poultry in any calendar week exceeds 10,000 pounds and who holds a letter of authority issued to him by the Order Administrator to receive processed poultry for evisceration or to eviscerate processed poultry.

(7) "Limited poultry eviscerator" means any person whose total production of eviscerated poultry in each calendar week is not in excess of 10,000 pounds.

(8) "Authorized poultry canner" means any person holding a letter of authority issued to him by the Order Administrator to preserve eviscerated poultry and put it in containers.

(9) "Cold storage" means space equipped to be artificially cooled to a temperature of 10 degrees above zero "Fahrenheit," or below, and in which food commodities are customarily stored (but not operated as a part of an established retail food business, hotel, or other establishment where persons are housed or fed, and not including a refrigerator storage compartment, usually called a locker, having a capacity of not more than 15 cubic feet)

(10) "Director" means the Director of Marketing Services, War Food Administration.

(11) "Order Administrator" means the person designated by the Director to serve as Order Administrator pursuant to the provisions hereof.

(12) "Set aside" means set aside and hold for disposition in accordance with the provisions hereof.

(13) "Governmental agency" means (i) the armed forces of the United States (excluding, for the purpose of this order, United States Army post exchanges, sales commissaries, United States Navy ships' service departments, and the United States Marine Corps post exchanges), (ii) the War Food Administration (including, but not being restricted to, any corporate agency thereof), (iii) the War Shipping Administration; (iv) the Veterans' Administration; and (v) any other instrumentality or agency designated by the War Food Administrator.

(14) "United States Army Quartermaster Market Center" means Field Headquarters, Office of Quartermaster General, 222 South Adams Street, Chicago, Illinois, or any other U. S. Army Quartermaster Market Center or U. S. Army Quartermaster Depot which said Field Headquarters may designate.

(b) *Restrictions.* (1) No person shall eviscerate processed poultry except as provided herein or as authorized by the Director. No person shall sell, purchase, contract to sell, contract to purchase, use, give, or deliver any eviscerated poultry, or accept delivery of any eviscerated poultry, except as provided herein or as authorized by the Director. Any authorization, as aforesaid, by the Director shall be issued only if he determines that such authorization is necessary or appropriate in the public interest and to promote the national defense.

(2) Only an authorized poultry eviscerator may produce more than 10,000 pounds of eviscerated poultry in any calendar week. Only an authorized poultry eviscerator or a limited poultry eviscerator may eviscerate processed poultry.

(3) Each authorized poultry eviscerator shall, out of his production of eviscerated poultry during each calendar week, set aside a quantity of eviscerated poultry equal to the quantity determined by applying such percentage as may be specified by the Director to all eviscerated poultry produced by such authorized poultry eviscerator during the respective calendar week. Any authorized poultry eviscerator is, however, permitted to withhold at least 10,000 pounds of the eviscerated poultry produced during the respective calendar week, by such authorized poultry eviscerator, from the set-aside obligations hereunder, and such 10,000 pounds of eviscerated poultry may be disposed of and used without restriction by (b) (1) hereof. In applying the aforesaid percentage specified by the Director, in order to determine the quantity of eviscerated poultry to be set aside by an authorized poultry eviscerator, the said 10,000 pounds of eviscerated poultry released, as aforesaid, from the set-aside obligations shall nonetheless be considered as a part of the total production of eviscerated poultry, during the respective calendar week, by the authorized poultry eviscerator.

(4) All eviscerated poultry set aside or required to be set aside pursuant to (b) (3) hereof shall be processed and packed in accordance with the specifications of, and be acceptable to, the U. S. Army. Set-aside eviscerated poultry must be held by the owner thereof until it is (i) purchased or rejected by the U. S. Army Quartermaster Market Center, (ii) released by the U. S. Army Quartermaster Market Center for sale to another governmental agency, (iii) sold to or used by an authorized poultry canner, or (iv) released by the Director. Each shipment or delivery of set-aside eviscerated poultry to an authorized poultry canner or cold storage shall be accompanied by a certificate, in triplicate, filled out by the authorized poultry eviscerator in substantially the following language (with appropriate information inserted in the blank spaces):

This is to certify that _____ pounds of eviscerated poultry hereby delivered is eviscerated poultry set aside pursuant to the provisions of War Food Order No. 125, issued by the War Food Administrator on February 8, 1945, as amended, and such eviscerated poultry must continue to be set aside and held

until disposed of in accordance with the provisions of said order.

(Signature of authorized poultry eviscerator)

"This will acknowledge receipt of the above indicated quantity of eviscerated poultry set aside pursuant to War Food Order No. 125, as amended.

(Signature of authorized poultry canner or cold storage owner or operator)

The aforesaid certificate shall be signed in triplicate by the person who accepts delivery, as aforesaid, of the eviscerated poultry, and such person shall return the original to the authorized poultry eviscerator, one copy to the U. S. Army Quartermaster Market Center, and shall retain the third copy for two years.

(5) Each owner or operator of cold storage shall, upon the request of the U. S. Army Quartermaster Market Center or the U. S. Army Veterinary Corps, make all eviscerated poultry in such cold storage, set aside or required to be set aside hereunder, available for inspection.

(6) A limited poultry eviscerator may during each calendar week eviscerate a quantity of poultry equal to but not in excess of his weekly quota computed by dividing his total production of eviscerated poultry in the calendar year 1944 by 52, but any limited poultry eviscerator may produce up to 3,000 pounds of eviscerated poultry in each calendar week.

(7) No person shall preserve any eviscerated poultry except as specified herein or as authorized by the Director.

(8) Eviscerated poultry produced by a limited poultry eviscerator shall be free from the restrictions of (b) (1) hereof except that it may be preserved only by refrigeration.

(9) Eviscerated poultry produced by an authorized poultry eviscerator shall be preserved only by refrigeration unless and until it is sold to or used by an authorized poultry canner.

(10) An authorized poultry canner shall use set-aside eviscerated poultry only in the production of canned poultry in accordance with the specifications of the U. S. Army. The production of canned poultry and the evisceration of poultry by an authorized poultry eviscerator shall be under the supervision of the inspectors of the Poultry Inspection Service of the Dairy and Poultry Branch, Office of Marketing Services, War Food Administration, or, if such service is not available, under the supervision of the U. S. Army Veterinary Corps.

(11) All canned poultry must be set aside and held by the owner thereof until it is (i) purchased or rejected by the U. S. Army Quartermaster Market Center, (ii) released by the U. S. Army Quartermaster Market Center for sale to another governmental agency, or (iii) released by the Director.

(12) No person who canned poultry in glass or tin containers during the period of two years immediately preceding February 14, 1945, owning any frozen poultry on February 14, 1945, shall sell, contract to sell, use, give, or deliver any of such frozen poultry, but shall set aside and hold all of the aforesaid frozen poultry pursuant to the provisions hereof or as may be authorized by the Director.

(13) All frozen poultry set aside persuant hereto must be retained by the owner thereof and held until it is (i) purchased or rejected by the U. S. Army Quartermaster Market Center, (ii) released by the U. S. Army Quartermaster Market Center for sale to another governmental agency, (iii) sold to or eviscerated by an authorized poultry eviscerator, (iv) sold to or used by an authorized poultry canner, or (v) released by the Director. Each shipment or delivery of frozen poultry to an authorized poultry canner shall be accompanied by a certificate, in triplicate, filled out by the owner of the frozen poultry in substantially the following language (with appropriate information inserted in the blank spaces)

This is to certify that _____ pounds of frozen poultry hereby delivered is frozen poultry set aside pursuant to the provisions of War Food Order No. 125 issued by the War Food Administrator on February 8, 1945, as amended, and such frozen poultry must continue to be set aside and held until it is disposed of in accordance with the provisions of said order.

(Signature of owner of frozen poultry)

"This will acknowledge receipt of the above indicated quantity of frozen poultry set aside pursuant to War Food Order No. 125, as amended.

(Signature of authorized poultry canner or authorized poultry eviscerator)

The aforesaid certificate shall be signed in triplicate by the person who accepts delivery, as aforesaid, of the frozen poultry, and such person shall return the original to the authorized poultry eviscerator, one copy to the U. S. Army Quartermaster Market Center, and shall retain the third copy for two years.

(14) In the event of the suspension or the termination of the provisions of (b) (1) to (b) (13) hereof, all canned poultry frozen poultry, and eviscerated poultry set aside pursuant to said provisions at the time of suspension or termination of said provisions, shall continue to be set aside and may be sold or disposed of only in accordance with (b) (4) (b) (11) and (b) (13) hereof.

(c) *Authorizations.* (1) Any person who desires to produce in excess of 10,000 pounds of eviscerated poultry in any calendar week may apply to the Order Administrator for a letter of authorization as an authorized poultry eviscerator. Such application may be by letter, or by telegram followed by a letter of confirmation, with respect to each plant in which the applicant desires to eviscerate poultry. The application should contain (i) a statement that the applicant has read War Food Order No. 125, as amended, (ii) a statement of the location of the plant where poultry is to be eviscerated, (iii) a representation that all eviscerated poultry will be handled in accordance with the provisions of War Food Order No. 125, as amended, and (iv) a statement that the plant is on the approved list of the U. S. Army Veterinary Corps, and thereupon the Order Administrator may issue a letter of authorization to the applicant, for such period of time as the Order Administrator may specify therein, to eviscerate poultry if the Order Administrator determines that the issuance of said authorization is appropriate to effectuate the provisions hereof.

(2) Any person who wishes to become an authorized poultry canner may file with the Order Administrator an application to become an authorized poultry canner. Such application may be by letter, or by telegram followed by a letter of confirmation, with respect to each plant in which the applicant desires to produce canned poultry. The application should contain (i) a statement that the applicant has read War Food Order No. 125, as amended, (ii) the location of the plant for which authorization is requested, (iii) a representation that all poultry canned by the applicant will be handled in accordance with the provision of War Food Order No. 125, as amended, and (iv) a statement that the plant for which authorization is requested is on the approved list of the U. S. Army Veterinary Corps; and thereupon the Order Administrator may issue a letter of authorization to the applicant for such period of time as the Order Administrator may specify therein, to produce canned poultry, if he determines that the issuance of such authorization is appropriate to effectuate the provisions hereof.

(d) *Exemptions.* (1) The provisions of this order shall not be applicable to (i) canned poultry preserved at home for home use; (ii) canned poultry, eviscerated poultry, or frozen poultry which has been offered to, and rejected by, the U. S. Army Quartermaster Market Center; (iii) canned poultry produced prior to February 14, 1945; and (iv) edible viscera, and skin and fat in excess of the amounts permitted under the specifications of the U. S. Army for canned poultry. Nothing exempted under this paragraph may be used to produce canned poultry or may be preserved thereafter by any method except refrigeration.

(2) The provisions of this order shall not be applicable to an operator of cold storage with respect to the sale and delivery of eviscerated or frozen poultry stored in his cold storage facilities if such poultry is owned by, and stored for, the account of any other person.

(3) The Director may notwithstanding any provisions of this order, release any eviscerated poultry, frozen poultry or canned poultry from the restrictions of this order whenever he determines that such release is necessary or appropriate in the public interest and to promote the national defense.

(e) *Contracts.* The restrictions of this order shall be observed without regard to contracts, oral or written, heretofore or hereafter entered into, or any rights accrued or payments made thereunder except that the provisions hereof shall not be regarded as interfering with or prohibiting the fulfillment of any contract heretofore made with respect to the sale, shipment, or delivery of processed poultry, eviscerated poultry, or frozen poultry to an authorized poultry eviscerator or an authorized poultry canner.

(f) *Records and reports.* (1) Each authorized poultry eviscerator and each authorized poultry canner shall keep

accurate records with respect to the quantities of processed poultry used by the respective person. Each person shall also keep accurate records with respect to the quantities of eviscerated poultry and canned poultry, respectively, produced and the disposition thereof.

(2) Any person who wishes to produce a quantity of eviscerated poultry in excess of 3,000 pounds in any calendar week but not in excess of 10,000 pounds in any calendar week shall, on or before April 1, 1943, submit the following statement in writing, to the Order Administrator in substantially the following language with appropriate information inserted in the blank spaces and duly signed by the applicant:

(Name and address of applicant)

desires to operate as a limited poultry eviscerator pursuant to the provisions of War Food Order No. 125, as amended, with a quota in excess of 3,000 pounds for each calendar week. Applicant's plant is located at--------

---

Applicant's total production of eviscerated poultry in the calendar year of 1944 was ---------- pounds. Accordingly, under the terms of War Food Order 125, as amended, which specifies that applicant's weekly quota shall be the aforesaid total production of eviscerated poultry in 1944 divided by 52, I hereby certify that my quota is ---------- pounds per week.

(3) Each authorized poultry eviscerator and each authorized poultry canner shall, within 10 days after the end of each calendar month, mail to the Order Administrator, WFO 125, War Food Administration, Washington 25, D. C., a correctly completed report on Form FDO-125-1.

(4) The Director shall be entitled to obtain such additional information from, and require such additional reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(5) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate) maintain an accurate record of his transactions in eviscerated poultry and canned poultry, respectively.

(g) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises or stocks of processed poultry, frozen poultry, eviscerated poultry, and canned poultry of any person, and to make such investigations, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of this order.

(h) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the order administrator. Such petition shall be addressed to Order Administrator, War Food Order No. 125, as amended, Dairy and Poultry Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The order administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the order administrator on the petition, he shall obtain, by requesting the order administrator therefor, a review of such action by the Director. The Director may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (h) shall not be construed to deprive the Director of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Director may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

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

(j) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order; and one such employee shall be designated by the Director to serve as order administrator, and such other employees as may be necessary shall be designated to serve as deputy order administrators.

(k) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided herein or in instructions issued by the Director, be addressed to the Order Administrator, War Food Order No. 125, as amended, Dairy and Poultry Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C.

(l) *Provisions of certain orders not applicable.* The provisions hereof shall not be construed or interpreted as a modification or termination of War Food Order No. 119 (9 F.R. 14269), as amended. All persons shall comply with the provisions of War Food Order No. 119, as amended, and also comply with the provisions hereof.

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

(n) *Effective date.* This amendment shall become effective at 12:01 a. m., e. w. t., March 18, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 125, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 125, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

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

(E. O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 16th day of March 1945.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 45-4243; Filed, Mar. 16, 1945; 4:59 p. m.]

[WFO 125-1]

PART 1414—POULTRY

POULTRY

Pursuant to the authority vested in me by War Food Order No. 125 (10 F.R. 1662) issued on February 8, 1945 (10 F.R. 1854) as amended, and to effectuate the purposes of such order, as amended, it is hereby ordered as follows:

§ 1414.9 *Set-aside percentage*—(a) *Definitions.* Each term defined in War Food Order No. 125, as amended, shall, when used herein, have the same meaning as is set forth for the respective term in War Food Order No. 125, as amended.

(b) *Percentage.* Each authorized poultry eviscerator shall, out of his production of eviscerated poultry during each calendar week, set aside a quantity of eviscerated poultry equal to the quantity determined by applying 100 percent to all eviscerated poultry produced by such authorized poultry eviscerator during the respective calendar week.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., March 18, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 125, 10 F.R. 1662, 1854)

Issued this 16th day of March 1945.

C. W. KITCHEN,
Director of Marketing Services.

[F. R. Doc. 45-4303; Filed, Mar. 17, 1945; 11:26 a. m.]

[WFO 75-2, Amdt. 20]

PART 1410—LIVESTOCK AND MEATS

BEEF REQUIRED TO BE SET ASIDE

War Food Order No. 75-2, as amended (10 F.R. 182, 1823) is further amended by deleting paragraph (c) and substituting in lieu thereof the following:

(c) *Class 1 slaughterers; utility grade and cutter and canner beef.* No Class 1 slaughterer shall deliver meat unless he

shall set aside, reserve, and hold for delivery to governmental agencies, contract schools, marine hospitals, maritime academies, and ship suppliers, 70 percent of the conversion weight of each week's production of beef derived from steers, heifers, and cows graded "U. S. Utility" (Grade C beef) and 80 percent of the conversion weight of each week's production of beef derived from cutter and canner grade steers, heifers, and cows (Grade D beef)

This amendment shall become effective at 12:01 a. m., e. w. t., March 18, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 75, 8 F.R. 11119, 9 F.R. 4319)

Issued this 16th day of March 1945.

C. W KITCHEN,
Director of Marketing Services.

[F R. Doc. 45-4307; Filed, Mar. 17, 1945; 11:26 a. m.]

[WFO 73-3]

PART 1598—GENERAL REGULATIONS

REVISION OF SCHEDULES

Pursuant to the authority vested in us by the provisions of War Food Order 73, as amended (9 F.R. 10036, 13741, 10 F.R. 103) Schedules A and C to that order are revised to add the following items thereto:

SCHEDULE A

Set-aside foods:	*Applicable War Food Order*
Lard	75.8

SCHEDULE C

MARINE HOSPITALS, U. S. PUBLIC HEALTH SERVICE

U. S. Public Health Service Hospital, Fort Worth, Texas.

This revision shall be effective on March 23, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 73, 9 F.R. 10036, 13741, 10 F.R. 103)

Issued this 16th day of March 1945.

RALPH W OLMSTEAD,
Director of Supply.

[F. R. Doc. 45-4235; Filed, Mar. 16, 1945; 3:13 p. m.]

Chapter VIII—War Food Administration (Sugar Regulations)

PART 802—SUGAR DETERMINATIONS

DETERMINATION OF FAIR AND REASONABLE WAGE RATES FOR 1945 CROP OF SUGAR BEETS

Pursuant to the provisions of subsection (b) of section 301 of the Sugar Act of 1937, as amended, and Executive Order No. 9322, issued March 26, 1943, as amended by Executive Order No. 9334, issued April 19, 1943, and Executive Order No. 9392, issued October 28, 1943, the following determination is hereby issued:

§ 802.14k *Fair and reasonable wage rates for the 1945 crop of sugar beets.* The requirements of subsection (b) of section 301 of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production, cultivation, or harvesting of the 1945 crop of sugar beets if all persons employed on a farm, or part of a farm covered by a separate labor agreement, in the production, cultivation, or harvesting of the 1945 crop of sugar beets shall have been paid in full for all such work and shall have been paid wages at rates as follows:

(a) The wage rate agreed upon between the producer and the laborer but in no case less than the following:

(1) *Basic rates by wage districts:*

Operation	The basic rates applicable to a farm are those for the wage district in which the factory where the beets are contracted to be delivered is located [1]											
	I Ohio, Michigan, Indiana, and Wisconsin	II Minnesota, and Iowa	III Nebraska, Colorado, Kansas, and southern Wyoming	IV South Dakota	V Southern and eastern Montana, and northern Wyoming	VI Western Montana	VII Northern Montana	VIII Utah, and southern and eastern Idaho	IX Western Idaho and Oregon	X Washington	XI California (other than Imperial Valley)	XII California (Imperial Valley)
(i) For work performed on a time basis (rate per hour):												
Blocking and thinning, and hoeing	$0.50	$0.50	$0.50	$0.55	$0.55	$0.55	$0.55	$0.50	$0.50	$0.55	$0.55	$0.50
Harvesting	.60	.60	.60	.65	.65	.65	.65	.60	.60	.65	.65	.60
(ii) For work performed on a piece rate basis (rate per acre):												
Blocking and thinning:												
Fields planted with whole seed	12.00	12.00	12.00	13.00	13.00	12.00	13.00	11.00	12.00	12.00	12.00	11.00
Fields planted with segmented seed	10.00	10.00	10.00	11.00	11.00	10.00	11.00	9.00	10.00	10.00	10.00	9.00
First hoeing	3.00	3.50	3.50	3.50	4.00	4.50	4.00	3.50	4.00	3.50	3.50	3.50
Second and subsequent hoeings or weedings	2.00	2.50	2.50	2.50	3.00	3.50	3.00	2.50	3.00	2.50	2.50	2.50
Blocking and thinning, hoeing and weeding as a combined operation: [2]												
Fields planted with whole seed	17.00	[3] 18.00	18.00	19.00	20.00	20.00	20.00	17.00	19.00	18.00	18.00	17.00
Fields planted with segmented seed	15.00	[3] 16.00	16.00	17.00	18.00	18.00	18.00	15.00	17.00	16.00	16.00	15.00
Harvesting:	*Pull and top*	*Pull and top*	*Pull and top*	*Pull and top*	*Pull and top*	*Pull and top*	*Pull, top, and load* [4]	*Pull, top, and load* [5]	*Pull, top, and load* [5]	*Pull, top, and windrow* [6]	*Pull, top, and load*	*Pull, top, and load*
Minimum rate per acre	7.00	8.00	7.50	7.50	7.50	8.50	11.00	11.00	11.00	7.00	14.50	14.00
Rate per ton	(7)					(7)	(7)	(7)	(7)		(7)	(7)
4	1.81											
5	1.63											
6	1.53	1.35	1.25	1.25	1.25	1.48	1.89	1.89	1.89	1.20	2.44	2.31
7	1.46	1.35	1.25	1.25	1.25	1.41	1.80	1.80	1.80	1.20	2.21	2.11
8	1.41	1.35	1.25	1.25	1.25	1.36	1.72	1.72	1.72	1.20	2.05	1.95
9	1.38	1.35	1.25	1.25	1.25	1.33	1.64	1.64	1.64	1.20	1.93	1.83
10	1.35	1.35	1.25	1.25	1.25	1.30	1.58	1.58	1.58	1.20	1.83	1.73
11	1.32	1.35	1.25	1.25	1.25	1.27	1.53	1.53	1.53	1.20	1.74	1.64
12	1.30	1.35	1.25	1.25	1.25	1.25	1.50	1.49	1.49	1.20	1.67	1.57
13	1.28	1.35	1.25	1.25	1.25	1.25	1.50	1.45	1.45	1.20	1.61	1.51
14	1.26	1.35	1.25	1.25	1.25	1.25	1.50	1.41	1.41	1.20	1.55	1.45
15	1.24	1.35	1.25	1.25	1.25	1.25	1.50	1.39	1.39	1.20	1.50	1.40
16	1.22	1.35	1.25	1.25	1.25	1.25	1.50	1.37	1.37	1.20	1.45	1.35
17	1.22	1.35	1.25	1.25	1.25	1.25	1.50	1.35	1.35	1.20	1.41	[8] 1.31
18	1.22	1.35	1.25	1.25	1.25	1.25	1.50	1.34	1.34	1.20	1.38	1.28
19	1.22	1.35	1.25	1.25	1.25	1.25	1.50	1.33	1.33	1.20	1.35	1.25
20 and over	1.22	1.35	1.25	1.25	1.25	1.25	1.50	1.32	1.32	1.20	1.34	1.24

[1] Except that wage rates prescribed for District XII shall apply to all farms located in the Imperial Valley.

[2] The combined rate is applicable in an instance where a written agreement includes all work of blocking and thinning, hoeings, and weedings, regardless of the number of hoeings and weedings required.

[3] In District II where special machine methods are used the combined rates for thinning and hoeing shall be: Cross-blocked fields planted with whole seed, $16.00; planted with segmented seed, $14.50; cross-cultivated fields planted with whole seed, $14.50; planted with segmented seed, $13.00.

[4] In those instances where pulling, topping and piling is performed as a separate hand labor operation because of mechanical loading, the applicable rates for pulling, topping and piling shall be 83.3 percent of the rates shown herein.

[5] In those instances where pulling and topping is performed as a separate operation the applicable rates shall be 70 percent of the rates shown herein.

[6] In those instances where pulling, topping and loading is performed as a combined operation the minimum rate per acre and the rate per ton (for 6 tons or more per acre) as shown herein shall be increased by 21 percent.

[7] The rate for all fractional tonnages rounded to the nearest tenth of a ton shall be in proportion within each interval.

(2) *Inexperienced workers.* For inexperienced workers during a reasonable training period when employed on a time basis, three-fourths of the applicable hourly rate specified under (1) above.

(3) *Workers 14 to 16 years of age.* For workers between 14 and 16 years of age when employed on a time basis, two-thirds of the applicable hourly rate specified under (1) above. (Employment of such workers not to exceed 8 hours per day)

(4) *Reduction for special machine methods.* In instances in which the use of a special machine method of planting, cultivating, or harvesting (other than those for which rates are specified under (1) above) reduces the amount of labor required as compared with the method previously used, the piece rate for the operation involved may be reduced below the rate prescribed under (1) above by agreement between the producer and the laborer, provided such reduced rate is determined by the State Committee as equivalent to the piece rate specified under (1) above for the amount of work involved.

(5) *Work not covered by specified rates.* For any work in the production, cultivation or harvesting of sugar beets for which a rate is not specified under (1) above the rate shall be as agreed upon between the producer and the laborer.

(b) *General provisions.* (1) In addition to the foregoing, the producer shall furnish to the laborer, without charge, the perquisites customarily furnished by him, such as a house, garden plot, and similar incidentals.

(2) The producer shall not, through any subterfuge or device whatsoever, reduce the wage rates to laborers below those determined herein.

(Sec. 301, 50 Stat. 909; 7 U.S.C. 1131, E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 16th day of March 1945.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 45-4234; Filed, Mar. 16, 1945; 3:13 p. m.]

TITLE 8—ALIEN AND NATIONALITY

Chapter II—Office of Alien Property Custodian

PART 503—GENERAL ORDERS

EXTENSION OF TIME FOR FILING NOTICES OF CLAIM UNDER VESTING ORDERS

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, determining that it is in the national interest to extend the time for filing notices of claim under vesting orders as hereinafter set forth, and that adherence to a period of limitation expiring prior to August 1, 1945, may cause undue hardship or inequity to claimants, hereby further amends General Order No. 21, as follows:

§ 503.21 *Extension of time for filing notices of claim under vesting orders.* * * *

(a) Without limitation by reason of any provision as to a specified claim period in any vesting order heretofore issued, any person, except a national of a designated enemy country, asserting any claim arising as a result of a vesting order, may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, Form APC-16 or Form APC-17, as may be appropriate, at any time up to and including August 1, 1945, or within such further time as may be provided in any such order or on application or otherwise.

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

(40 Stat. 411, 50 U.S.C. App., 55 Stat. 839, 50 U.S.C. App. (Supp.), E.O. 9193, 7 F.R. 5205)

Executed at Washington, D. C., on March 14, 1945.

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

[F. R. Doc. 45-4253; Filed, Mar. 17, 1945; 10:39 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4649]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

WOELFEL STUDIO, ET AL

§ 3.7 *Aiding, assisting and abetting unfair or unlawful act or practice:* § 3.69 (b) *Misrepresenting oneself and goods—Goods—Nature.* In connection with the offering for sale, sale, and distribution in commerce of tinted or colored photographs, or enlargements or miniatures of photographs or snapshots, and of frames therefor, and on the part of respondent Woelfel, engaged, among other things, as producer and seller in the production of such enlargements or miniatures, and in the sale and distribution thereof, and of frames therefor; respondent Willis engaged at former's offices, and as his employee, as office manager, bookkeeper, accountant, etc., and in the conduct of a collection agency; five individuals, "operators", engaged in the sale and distribution to the consuming public of aforesaid products purchased from said producer; some twenty individuals, employees of said "operators", who aided, assisted and cooperated with them in sale and distribution of the products involved to members of the consuming public; and on the part of the respective representatives, etc., of aforesaid various individuals; and among other things, as in order set forth; (1) representing in any manner, directly or by implication, that colored or tinted photographs, photographic enlargements, or reductions are paintings; or (2) using the terms "oil painting", "portrait painting", "hand painted", or "hand painted portrait" or the word "painting" either alone or in conjunction with any other words or terms, to designate, describe, or refer to colored or tinted photographs, photographic enlargements or reductions, or other pictures produced from a photographic base or impression; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., Sec. 45b) [Cease and desist order, Woelfel Studio, et al., Docket 4649, Feb. 7, 1945]

§ 3.7 *Aiding, assisting and abetting unfair or unlawful act or practice:* § 3.69 (b) *Misrepresenting oneself and goods—Goods—Sample, offer, or order conformance:* § 3.69 (b) *Misrepresenting oneself and goods—Goods—Terms and conditions:* § 3.69 (c) *Misrepresenting oneself and goods—Prices—Usual as reduced or to be increased:* § 3.72 (n) *Offering deceptive inducements to purchase or deal—Special offers, savings and discounts:* § 3.72 (n10) *Offering deceptive inducements to purchase or deal—Terms and conditions.* In connection with the offering for sale, sale, and distribution in commerce of tinted or colored photographs, or enlargements or miniatures of photographs or snapshots, and of frames therefor, and on the part of respondent Woelfel, engaged, among other things, as producer and seller in the production of such enlargements or miniatures, and in the sale and distribution thereof, and of frames therefor; respondent Willis engaged at former's offices, and as his employee, as office manager, bookkeeper, accountant, etc., and in the conduct of a collection agency; five individuals, "operators" engaged in the sale and distribution to the consuming public of aforesaid products purchased from said producer; some twenty individuals, employees of said "operators" who aided, assisted and cooperated with them in sale and distribution of the products involved to members of the consuming public; and on the part of the respective representatives, etc., of aforesaid various individuals; and among other things, as in order set forth; (1) using a "draw" or "draw contest" or so-called "lucky coupons" or "lucky certificates", or any similar device, plan or scheme, so as to represent, indicate, or imply that any customer will obtain any substantial discount or reduction in the price of any picture or pictures; (2) representing, in connection with pictures being offered or sold in the regular course of business at the usual and customary prices therefor, that such pictures are being offered or sold at a reduced price as an advertising offer or introductory offer, or representing in any manner that a purchaser is receiving an advantage in price not available to all purchasers; or (3) representing that a picture to be made and delivered will be equal in quality and appearance to any sample displayed to the customer unless in fact the picture thereafter delivered is of the same quality, design and workmanship as said sample; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Woelfel Studio, et al., Docket 4649, Feb. 7, 1945]

§ 3.7 *Aiding, assisting and abetting unfair or unlawful act or practice:* § 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Connections and arrangements with others:* § 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Identity:* § 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Individual or private business as professional person or association.* § 3.69 (a) *Misrepresenting oneself and goods—Business status, advantages or connections—Success or standing:* § 3.96 (b) *Using misleading name—Vendor—Connections and arrangements with others:* § 3.96 (b) *Using misleading name—Vendor—Identity:* § 3.96 (b) *Using misleading name—Vendor—Individual or private business as professional person or association.* In connection with the offering for sale, sale, and distribution in commerce of tinted or colored photographs, or enlargements or miniatures of photographs or snapshots, and of frames therefor, and on the part of respondent Woelfel, engaged, among other things, as producer and seller in the production of such enlargements or miniatures, and in the sale and distribution thereof, and of frames therefor; respondent Willis engaged at former's offices, and as his employee, as office manager, bookkeeper, accountant, etc., and in the conduct of a collection agency; five individuals, "operators" engaged in the sale and distribution to the consuming public of aforesaid products purchased from said producer; some twenty individuals, employees of said "operators", who aided, assisted and cooperated with them in sale and distribution of the products involved to members of the consuming public; and on the part of the respective representatives, etc., of aforesaid various individuals; and among other things, as in order set forth; (1) using trade names consisting of or including terms such as "Art Studios", "Art Institute" "Art Association", or any other fictitious name of similar import, unless the respondent using such name or names actually owns, operates, conducts, or controls an organization or establishment of the character indicated and comprehended by the trade name so used; or (2) misrepresenting or authorizing, permitting, or cooperating in the misrepresentation of the financial responsibility, prestige, or standing of respondents, or any of them, or of the character or extent of such business, by falsely claiming to be connected with an operating established house or by deceptively using the business address of such established house as and for a business allegedly operated by respondents, or any of them, and from misrepresenting through the use of fictitious trade names and misleading State and post office addresses the place, character, and extent of the business actually conducted; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Woelfel Studio, et al., Docket 4649, Feb. 7, 1945]

§ 3.7 *Aiding, assisting and abetting unfair or unlawful act or practice:* § 3.69 (b) *Misrepresenting oneself and goods—Goods—Non-standard character* § 3.69 (b) *Misrepresenting oneself and goods—Goods—Qualities or properties:* § 3.71 (b7) *Neglecting, unfairly or deceptively, to make material disclosure—Non-standard character of product:* § 3.71 (c5) *Neglecting, unfairly or deceptively, to make material disclosure—Qualities or properties of product.* In connection with the offering for sale, sale, and distribution in commerce of tinted or colored photographs, or enlargements or miniatures of photographs or snapshots, and of frames therefor, and on the part of respondent Woelfel, engaged, among other things, as producer and seller in the production of such enlargements or miniatures, and in the sale and distribution thereof, and of frames therefor; respondent Willis engaged at former's offices, and as his employee, as office manager, bookkeeper, accountant, etc., and in the conduct of a collection agency five individuals, "operators" engaged in the sale and distribution to the consuming public of aforesaid products purchased from said producer; some twenty individuals, employees of said "operators" who aided, assisted and cooperated with them in sale and distribution of the products involved to members of the consuming public; and on the part of the respective representatives, etc., of aforesaid various individuals; and among other things, as in order set forth; concealing from or failing to disclose to customers at the time pictures are ordered that the finished picture when delivered will be so shaped and designed that it can be used only in specially designed, odd-style frame that cannot ordinarily be obtained in stores accessible to the consuming public, and that it will be difficult or impossible to obtain a frame to fit the picture from any source other than respondents; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Woelfel Studio, et al., Docket 4649, Feb. 7, 1945]

§ 3.7 *Aiding, assisting and abetting unfair or unlawful act or practice:* § 3.51 *Enforcing dealings or payments wrongfully.* In connection with the offering for sale, sale, and distribution in commerce of tinted or colored photographs, or enlargements or miniatures of photographs or snapshots, and of frames therefor, and on the part of respondent Woelfel, engaged, among other things, as producer and seller in the production of such enlargements or miniatures, and in the sale and distribution thereof, and of frames therefor; respondent Willis engaged at former's offices, and as his employee, as office manager, bookkeeper, accountant, etc., and in the conduct of a collection agency; five individuals, "operators", engaged in the sale and distribution to the consuming public of aforesaid products purchased from said producer; some twenty individuals, employees of said "operators" who aided, assisted and cooperated with them in sale and distribution of the products involved to members of the consuming public; and on the part of the respective representatives, etc., of aforesaid various individuals; and among other things, as in order set forth; representing that States Finance Company, or any similar collection agency operated by or for respondents, is an innocent purchaser for value without notice of notes for unpaid balances due on pictures or frames sold to the consuming public by respondents, or has in good faith discounted such notes or paid out any money or given anything of value in connection with the alleged purchase of such notes; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Woelfel Studio, et al., Docket 4649, Feb. 7, 1945]

§ 3.7 *Aiding, assisting and abetting unfair or unlawful act or practice:* § 3.24 (b) *Coercing and intimidating—Customers or prosepective customers—To purchase or support product or service—By withholding customer's property or rights.* In connection with the offering for sale, sale, and distribution in commerce of tinted or colored photographs, or enlargements or miniatures of photographs or snapshots, and of frames therefor, and on the part of respondent Woelfel, engaged, among other things, as producer and seller in the production of such enlargements or miniatures, and in the sale and distribution thereof, and of frames therefor; respondent Willis engaged at former's offices, and as his employee, as office manager, bookkeeper, accountant, etc., and in the conduct of a collection agency five individuals, "operators" engaged in the sale and distribution to the consuming public of aforesaid products purchased from said producer; and on the part of the respective representatives, etc., of aforesaid various individuals; and among other things, as in order set forth; failing or refusing, in cases, where pictures have been ordered, completed, and paid for, to deliver to the customer the completed picture or return the photograph or snapshot previously loaned by the customer for use in producing the picture; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Woelfel Studio, et al., Docket 4649, Feb. 7, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 7th day of February, A. D. 1945.

In the Matter of Frank F Woelfel, Individually and Trading as Woelfel Studio; Frank F Woelfel and Fred E. Willis, Individually and Trading as States Finance Company; R. E. Hardy, Individually and Trading as Aetna Portrait Company; H. L. Fellers, Individually and Trading as United Art Company; F E. Findlay, Individually and Trading as Royal Art Distributor and Formerly Trading as Royal Art Studios; L. R. Grim and C. W Short, Individually and Trading as Modernistic Art Company; Orville A. Hime, Individually and Trading as Windsor Studio; William R. Klaus, Individually and Trading as Atlas Portrait Company; Alfred F McCants, Individually and Trading as Real Art Studio; R. D. Minyard, Individually and Trading as Central Art Company; C. S. Orr, Individually and Trading as Windsor Studio and Formerly Trading as Paris Portrait Company; Ray Pietz, Individually and Trading as National Arts

Association; O. D. Redd, Individually and Trading as Modern Art Company and Also Trading as Central Art Company; J. H. Robinson, Individually and Trading as American Art Association, and Formerly Trading as Buckeye Art Studio; Arthur G. Russell, Individually and Trading as Continental Arts Association; Otto F. Schneider, Individually and Trading as Royal Art Studios; A. M. Thompson, Individually and Trading as Advance Portrait Company; Hal Thompson, Individually and Trading as Continental Arts Association; R. Ware, Individually and Trading as Superior Art Association and Also Trading as Standard Art Studio; C. Belgard; Bob Bergin; Clayton G. Brown; B. F Cobb; E. B. Cook; Mrs. E. B. Cook; J. P Conrad; L. E. Cox; Leo Crowder; H. F Dindinger; C. G. Frye; J. Alene Fry; James F Gautney; J. L. Gilmore; George E. Grabow; Mary Granata; Troy Gravette; H. Guteman; G. B. Harshbarger; C. E. Heard; F H. Herd; M. Hollingsworth; Rufus Hudson; E. W Hunsucker; S. B. Hunsucker; Ellen Lanning; Morris A. Lee; J. E. Liles; Bertie Mae Long; Jennell Long; Jewel Long; W B. Lorkup; W B. Lovings; J. L. Maciborski; Kathryn Maciborski; George McCullough; Delmer McLaughlin; Mrs. Delmer McLaughlin; J. L. McLean; F H. Munger; R. E. Murphey; Paul F Nelson; Dorothy Notzen; Frank Parker; Gladys E. Powell; Leslie E. Powell; Bill Reed, F Y Robinson; Mrs. J. H. Robinson; Al C. Sachs; J. C. Rosser; R. T. Sherrod; Belle Short; Mrs. C. W Short; E. D. Short; H. B. Short; Reba Stone; W G. Wagner; George Westphal; Harold Wolcott; Alonzo Williams; R. M. Ziebell; Respondents

This proceeding having been heard by the Federal Trade Commission upon the amended complaint of the Commission, a stipulation as to the facts entered into between certain respondents herein and Richard P. Whiteley, Assistant Chief Counsel for the Commission, providing, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon said respondents its findings as to the facts and its conclusion based thereon and an order disposing of the proceeding, and the answers of certain other of respondents admitting various allegations of fact set forth in the amended complaint and waiving further hearings as to said facts and all intervening procedure, and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondents Frank F. Woelfel, Fred E. Willis, R. D. Minyard, Ray Pietz, O. D. Redd, Frank H. Munger, and Clayton G. Brown, individuals, their respective representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of tinted or colored photographs, or enlargements or miniatures of photographs or snapshots, and of frames therefor, do forthwith cease and desist from:

1. Representing in any manner, directly or by implication, that colored or tinted photographs, photographic enlargements, or reductions are paintings.

2. Using the terms "oil painting", "portrait painting" "hand painted", or "hand painted portrait" or the word "painting", either alone or in conjunction with any other words or terms, to designate, describe, or refer to colored or tinted photographs, photographic enlargements or reductions, or other pictures produced from a photographic base or impression.

3. Using a "draw" or "draw contest" or so-called "lucky coupons" or "lucky certificates", or any similar device, plan, or scheme, so as to represent, indicate, or imply that any customer will obtain any substantial discount or reduction in the price of any picture or pictures.

4. Representing, in connection with pictures being offered or sold in the regular course of business at the usual and customary prices therefor, that such pictures are being offered or sold at a reduced price as an advertising offer or introductory offer, or representing in any manner that a purchaser is receiving an advantage in price not available to all purchasers.

5. Representing that a picture to be made and delivered will be equal in quality and appearance to any sample displayed to the customer unless in fact the picture thereafter delivered is of the same quality, design, and workmanship as said sample.

6. Using trade names consisting of or including terms such as "Art Studios", "Art Institute", "Art Association", or any other fictitious name of similar import, unless the respondent using such name or names actually owns, operates, conducts, or controls an organization or establishment of the character indicated and comprehended by the trade name so used.

7. Misrepresenting or authorizing, permitting, or cooperating in the misrepresentation of the financial responsibility, prestige, or standing of respondents, or any of them, or of the character or extent of such business, by falsely claiming to be connected with an operating established house or by deceptively using the business address of such established house as and for a business allegedly operated by respondents, or any of them, and from misrepresenting through the use of fictitious trade names and misleading State and post office addresses the place, character, and extent of the business actually conducted.

8. Concealing from or failing to disclose to customers at the time pictures are ordered that the finished picture when delivered will be so shaped and designed that it can be used only in a specially designed, odd-style frame that cannot ordinarily be obtained in stores accessible to the consuming public, and that it will be difficult or impossible to obtain a frame to fit the picture from any source other than respondents.

9. Representing that States Finance Company, or any similar collection agency operated by or for respondents, is an innocent purchaser for value without notice of notes for unpaid balances due on pictures or frames sold to the consuming public by respondents, or has in good faith discounted such notes or paid out any money or given anything of value in connection with the alleged purchase of such notes.

10. Failing or refusing, in cases where pictures have been ordered, completed, and paid for, to deliver to the customer the completed picture or return the photograph or snapshot previously loaned by the customer for use in producing the picture.

It is further ordered, That respondents C. W Short, E. B. Cook, L. E. Cox, E. W. Hunsucker, S. B. Hunsucker, J. E. Liles, Bertie Mae Long, Jewell Long, W. B. Lovings, J. L. Maciborski, also known as J. L. McLean, Kathryn Maciborski, M. E. Slusser, also known as R. E. Murphey, Paul F. Nelson, Gladys E. Powell, Leslie E. Powell, Al C. Sachs, Belle Short, Mrs. C. W Short, E. D. Short, and H. B. Short, individuals, their respective representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of tinted or colored photographs, photographic enlargements or miniatures of photographs or snapshots, and of frames therefor, do forthwith cease and desist from the acts and practices forbidden in paragraphs numbered 1 to 9, inclusive, set out above.

It is further ordered, That for reasons appearing in the findings as to the facts herein this proceeding be, and hereby is, closed as to respondents R. E. Hardy, H. L. Fellers, F. E. Findlay, L. R. Grim, Orville A. Hime, William R. Klaus, Alfred F. McCants, C. S. Orr, J. H. Robinson, Arthur G. Russell, Otto F. Schneider, A. M. Thompson, Hal Thompson, R. Ware, C. Belgard, Bob Bergin, B. F. Cobb, Mrs. E. B. Cook, J. P. Conrad, Leo Crowder, H. F. Dindinger, C. G. Frye, J. Alene Frye, James F. Gautney, J. L. Gilmore, George E. Grabow, Mary Granata, Troy Gravette, H. Guteman, G. B. Harshbarger, C. E. Heard, F. H. Herd, M. Hollingsworth, Rufus Hudson, Ellen Lanning, Morris A. Lee, Jennell Long, W. B. Lorkup, George McCullough, Delmer McLaughlin, Mrs. Delmer McLaughlin, Dorothy Notzen, Frank Parker, Bill Reed, F. Y. Robinson, Mrs. J. H. Robinson, J. C. Rosser, R. T. Sherrod, Reba Stone, W. G. Wagner, George Westphal, Harold Wolcott, Alonzo Williams, and R. M. Ziebell without prejudice to the right of the Commission, should the facts so warrant, to reopen the same and resume trial thereof in accordance with its regular procedure.

It is further ordered, That respondents shall, within sixty (60) days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 45-4283; Filed, Mar. 17, 1945; 10:53 a. m.]

[Docket No. 4842]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

HAPPY HOSTESS CANDY COMPANY, INC., ET AL.

§ 3.99 (b) *Using or selling lottery devices—In merchandising.* In connection with the offering for sale, sale, and distribution of candy or other merchandise in commerce, (1) selling, etc. candy or other merchandise so packed and assembled that sales of said candy or other merchandise to the public are to be made or, due to the manner in which such candy or other merchandise is packed and assembled at the time it is sold by respondents, may be made by means of a game of chance, gift enterprise, or lottery scheme; (2) supplying to or placing in the hands of others punchboards, push or pull cards, or other lottery devices, either with assortments of candy or other merchandise or separately, which said punchboards, push or pull cards, or other lottery devices are to be used, or may be used, in selling or distributing said candy or other merchandise to the public; or (3) selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C. sec. 45b) [Cease and desist order, Happy Hostess Candy Company, Inc., et al., Docket 4842, February 8, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of February, A. D. 1945.

In the Matter of Happy Hostess Candy Company, Inc., a Corporation, and Harry Rachlin, an Individual, and President of Happy Hostess Candy Company, Inc.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answers of respondents, testimony and other evidence taken before an examiner of the Commission theretofore duly designated by it, report of the trial examiner and exceptions thereto, briefs filed herein, and the oral arguments of counsel, and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondent Happy Hostess Candy Company, Inc., its officers, representatives, agents, and employees, and respondent Harry Rachlin, an individual, his representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of candy or other merchandise in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Selling or distributing candy or other merchandise so packed and assembled that sales of said candy or other merchandise to the public are to be made or, due to the manner in which such candy or other merchandise is packed and assembled at the time it is sold by respondents, may be made by means of a game of chance, gift enterprise, or lottery scheme.

2. Supplying to or placing in the hands of others punchboards, push or pull cards, or other lottery devices, either with assortments of candy or other merchandise or separately, which said punchboards, push or pull cards, or other lottery devices are to be used, or may be used, in selling or distributing said candy or other merchandise to the public.

3. Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme.

It is further ordered, That respondents shall, within sixty (60) days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 45-4269; Filed, Mar. 17, 1945; 10:58 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

ANNUAL REPORTS

Amendment No. 10 to the instruction books for Forms 12-K and 12A-K

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Exchange Act of 1934, particularly sections 13 and 23 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors, and necessary for the execution of the functions vested in it by the said Act, hereby amends paragraph 3 under the caption "Instructions as to Exhibits" in the Instruction Books for Forms 12-K and 12A-K to read as follows:

3. Notwithstanding the provisions of paragraph 1, above, any registrant filing a copy of Form A may, if it so desires, file a copy of Form A leaving blank any or all pages, schedules or items except the following:

Schedules 102; 103; 104A; 104B; 108; 109; 110; 200A; 200L; 200A (System); 200L (System); lines 40, 48, 56, 57, 58 and 59 to 211; 212; 214; 215; 216; 217; 218; 221; 240; 251; 251A; 252; 261M; 261E; 261I; 110A; 261P; 263; 282; 283; 285; 286; 287; 288; 289; 291; 292; 295; 300I; 300P; 300D; 300I (System); 300P (System); 310; lines 101, 102, 103, 142, 143, 144, 155, 210, 215, 223, 225, 240, 241 and 242 of 320; 321; 350; 371; 371A; 383; 383A; 396; 411; 412; classes 800, 810, 820, 830, 840, 850, 710 and 860 of 541; divisions 1, 2 and 801 of 561; 562; 563; 581; paragraphs 3 and 4 of 591; and verification.

If this privilege is exercised, all applicable instructions of the Interstate Commerce Commission should be followed in filling out the various schedules subject to the provisions of paragraph 4 below.

Effective March 16, 1945.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4250; Filed, Mar. 17, 1945; 9:43 a. m.]

TITLE 29—LABOR

Chapter V—Wage and Hour Division

PART 657—MINIMUM WAGE RATE IN THE LEAF TOBACCO INDUSTRY IN PUERTO RICO

RECOMMENDATION OF SPECIAL INDUSTRY COMMITTEE NO. 3

Whereas, on February 11, 1944, pursuant to section 5 (e) of the Fair Labor Standards Act of 1938, hereinafter referred to as the act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 227, appointed Special Industry Committee No. 3 for Puerto Rico, hereinafter referred to as the Committee, and directed the Committee to proceed to investigate conditions and to recommend to the Administrator minimum wage rates for employees in the various industries in Puerto Rico in accordance with the provisions of the act and rules and regulations promulgated thereunder; and

Whereas, the Committee included three disinterested persons representing the public, a like number representing employers in the leaf tobacco industry in Puerto Rico, and a like number representing employees in the industry, and was composed of residents of Puerto Rico and residents of the United States outside of Puerto Rico; and

Whereas, on April 29, 1944, the Committee, after investigating economic and competitive conditions in the leaf tobacco industry, filed with the Administrator a report containing its definition of the leaf tobacco industry and its recommendation for a 27 cent minimum hourly wage rate in the leaf tobacco industry; and

Whereas, pursuant to notice published in the FEDERAL REGISTER on July 12, 1944, a public hearing on the Committee's recommendations was held in New York, New York, on August 9, 1944 before the Administrator, at which all interested persons were given an opportunity to be heard; and

Whereas, the Administrator, upon reviewing all the evidence adduced in this proceeding and after giving consideration to the provisions of the act with special reference to sections 5 and 8, has concluded that the recommendation of the Committee for a minimum wage rate in the leaf tobacco industry, as defined, is made in accordance with law, is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of sections 5 and 8 of the act; and

Whereas, the Administrator has set forth his decision in an opinion entitled

"Findings and Opinion of the Administrator in the Matter of the Recommendation of Special Industry Committee No. 3 for Puerto Rico for a Minimum Wage Rate in the Leaf Tobacco Industry in Puerto Rico," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York; now, therefore, it is ordered, that:

Sec.
657.1 Approval of recommendations of Industry Committee.
657.2 Wage rate.
657.3 Posting of notices.
657.4 Definition of the leaf tobacco industry.

AUTHORITY: §§ 657.1 to 657.4, inclusive, issued under section 8, 52 Stat. 1064, 29 U.S.C. 208.

§ 657.1 *Approval of recommendations of Industry Committee.* The Committee's recommendations for the leaf tobacco industry in Puerto Rico are hereby approved.

§ 657.2 *Wage rate.* Wages at a rate of not less than 27 cents an hour shall be paid under section 6 of the act by every employer to each of his employees in the leaf tobacco industry in Puerto Rico who is engaged in commerce or in the production of goods for commerce.

§ 657.3 *Posting of notices.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the leaf tobacco industry in Puerto Rico shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor.

§ 657.4 *Definition of the leaf tobacco industry.* The leaf tobacco industry in Puerto Rico to which this order shall apply is hereby defined as follows:

The processing of leaf tobacco including, but not by way of limitation, the grading, fermenting, stemming, packing, storing, drying and handling of tobacco prior to use in the manufacture of cigars or other finished tobacco products.

Effective date. This wage order shall become effective April 1, 1945.

Signed at New York, New York, this 15th day of March 1945.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 45-4312; Filed, Mar. 17, 1945; 2:42 p. m.]

Chapter VI—National War Labor Board

PART 803—GENERAL ORDERS

WHOLESALE PRODUCE ESTABLISHMENTS, SALT LAKE CITY, UTAH

The National War Labor Board, under paragraph (d) of § 803.4 (General Order No. 4) has approved the following exception to the exemption provided for in paragraph (a) of this order:

(49) Wholesale produce establishments, handling fruits and vegetables in Salt Lake City, Utah. (Approved March 7, 1945.)

(E.O. 9250, Oct. 2, 1942, 7 F.R. 7871, as amended by E.O. 9381, Sept. 25, 1943, 8 F.R. 13083; E.O. 9328, Apr. 8, 1943, 8 F.R. 4681, Act of Oct. 2, 1942, C 578, 56 Stat. 765, Pub. Law 729, 77th Cong.)

THEODORE W. KHEEL,
Executive Director.

[F. R. Doc. 45-4313; Filed, Mar. 17, 1945; 2:44 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

CANCELLATION OF STATEMENT CONCERNING DISTRIBUTION OF CERTAIN COAL VIA GREAT LAKES

On February 5, 1945, SFAW issued a statement announcing that it would be a part of the program of SFAW to prohibit, on and after April 1, 1945, any bituminous coal produced in Districts 1 to 8 from moving via the Great Lakes for use as railroad locomotive fuel. Railroads receiving coal for railroad use from these districts via the Great Lakes were advised to arrange to purchase coal from other districts after April 1, 1945.

After consultation with the War Production Board, it has been determined that it is not necessary at this time to institute the program indicated in the statement concerning the distribution of certain coal via the Great Lakes issued on February 5. Therefore, this statement is hereby cancelled, effective immediately.

Railroads receiving coal via the Great Lakes for railroad locomotive fuel are being advised by SFAW of the maximum amount of such coal they will be permitted to receive during the season of lake navigation commencing April 1, 1945.

Issued this 16th day of March 1945.

C. J. POTTER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 45-4266; Filed, Mar. 17, 1945; 11:07 a. m.]

[SFAW Order 21]

PART 602—GENERAL ORDERS AND DIRECTIVES

SHIPMENT OF BITUMINOUS COAL VIA GREAT LAKES

In order to accelerate the shipment of bituminous coal via the Great Lakes, it has been deemed necessary to allow producers of bituminous coal to ship such coal for transshipment via the Great Lakes prior to April 1, 1945 without first obtaining written permission from the SFAW Area Distribution Manager as directed in the Notice of Direction, issued February 26, 1945.

Accordingly, pursuant to Executive Order 9332 (8 F.R. 5355), the notice of direction to all producers of bituminous coal, issued February 26, 1945, is hereby revoked. The movement of bituminous coal affected by the regulation remains subject to all other applicable regulations, orders and directions of the Solid Fuels Administration for War.

This order shall become effective 12:01 a. m. March 21, 1945.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176 and 58 Stat. 827)

Issued this 16th day of March 1945.

C. J. POTTER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 45-4267; Filed, Mar. 17, 1945; 11:07 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

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

PAYMENTS FROM ACCOUNTS OF U. S. CITIZENS

MARCH 17, 1945.

General License No. 74, as amended, under Executive Order No. 8389, as amended, Executive Order No. 9193, section 5 (b) of the Trading With the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

General License No. 74 is hereby amended to read as follows:

§ 131.740 *General License No. 74*—(a) *Payments from accounts of certain United States citizens authorized.* A general license is hereby granted authorizing all payments, transfers and withdrawals from blocked accounts in the United States in the name of, or in which the beneficial interest is held by, any citizen of the United States who is within any foreign country and who is a national of a blocked country solely by reason of having established residence in a blocked country subsequent to December 1, 1944.

(b) *Limited payments from accounts of other United States citizens authorized.* This general license also authorizes payments and transfers of credits from blocked accounts in the United States for the necessary personal expenses in the United States of any citizen of the United States who is within any foreign country and who is not entitled to the benefits of paragraph (a) hereof, and for the personal expenses in the United States of the family of such citizen: *Provided,* That the following terms and conditions are complied with:

(1) Such payments and transfers are made only from blocked accounts in the name of, or in which the beneficial interest is held by, such citizen or his family;

(2) The total of all such payments and transfers made under this general license does not exceed $500 in any one calendar month for any such citizen or his family.

(c) *Certain transactions not authorized.* This general license shall not be deemed to authorize any remittance to any blocked country or any other payment, transfer, or withdrawal which could not be effected without a license if such citizen were within the United States.

(d) *Duty of persons acting under this license.* Persons effecting any such payment, transfer, or withdrawal shall satisfy themselves that the terms of this license are complied with.

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

[SEAL] HERBERT E. GASTON,
Acting Secretary of the Treasury.

[F. R. Doc. 45-4272; Filed, Mar. 17, 1945; 11:19 a. m.]

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

EXPORTATION OF POWERS OF ATTORNEY

MARCH 17, 1945.

General License No. 89 under Executive Order No. 8389, as amended, Executive Order No. 9193, section 5 (b) of the Trading With the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

§ 131.89 *General License No. 89*—(a) *Exportation of powers of attorney or instructions relating to certain types of transactions authorized.* A general license is hereby granted authorizing the exportation to any foreign country of powers of attorney or other instruments executed or issued by any person within the United States who is not a national of a blocked country which are limited to authorizations or instructions to effect transactions incident to the following:

(1) The representation of the interest of such person in a decedent's estate which is being administered in any blocked country and the collection of the distributive share of such person in such estate;

(2) The maintenance, preservation, supervision or management of any real estate or tangible personal property located in any blocked country in which such person has an interest; and

(3) The conveyance, transfer, release, sale or other disposition of any property specified in (1) or (2) above: *Provided,* That if such property is located within any country not included in the United Nations, the value thereof does not exceed the sum of $5,000 or its equivalent in foreign currency.

(b) *Conditions.* This general license shall be subject to the following conditions:

(1) No instrument may be exported under this general license unless it contains an express stipulation that the person authorized to act thereunder is not empowered to engage in any transactions which involve, directly or indirectly, any trade or communication with an enemy national as defined in General Ruling No. 11, other than transactions which are exempted from the provisions of such general ruling; and

(2) No instrument which authorizes the conveyance, transfer, release, sale or other disposition of any property located within a country not included in the United Nations may be exported under this general license unless it contains an express stipulation that such authority may not be exercised if the value of such property exceeds the sum of $5,000 or the equivalent thereof in foreign currency.

(c) *Definition.* As used herein, the term "tangible personal property" shall not include cash, bullion, deposits, credits, securities, patents, or copyrights.

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

[SEAL] HERBERT E. GASTON,
Acting Secretary of the Treasury.

[F. R. Doc. 45-4273; Filed, Mar. 17, 1945; 11:19 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 291]

PART 611—DUTY AND RESPONSIBILITY TO REGISTER

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 611.3 to read as follows:

§ 611.3 *Registration of certain persons entering the United States.* Every sale person, other than citizens of the United States and persons in one of the categories specifically excepted under § 611.13, who is in an age group required to be registered and who has entered or hereafter enters and remains in the United States (any of the several States of the United States, District of Columbia, Alaska, Hawaii, Puerto Rico, and the Virgin Islands) for ninety days, shall present himself for and submit to registration before a local board: *Provided, however* That an alien who has not declared his intention to become a citizen of the United States may not register until he has remained in the United States for thirty days.

2. Amend the center heading preceding § 611.11 to read as follows: "Aliens"

3. Amend the regulations by deleting § 611.11 in its entirety.

4. Amend the regulations by deleting § 611.12 in its entirety.

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

LEWIS B. HERSHEY,
Director

MARCH 15, 1945.

[F. R. Doc. 45-4231; Filed, Mar. 16, 1945; 2:52 p. m.]

[Amdt. 292]

PART 624—VOLUNTEERS

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 624.1 to read as follows:

§ 624.1 *Who may volunteer* Registrants who have reached the eighteenth anniversary of the day of their birth and who have not reached the thirty-eighth anniversary of the day of their birth may volunteer at the local board for induction into the land or naval forces by filing an Application for Voluntary Induction (Form 165).

2. Amend paragraph (b) of § 624.3 to read as follows:

§ 624.3 *Registration of certain volunteers.* * * *

(b) If a person not required to be registered volunteers for induction, he shall be registered, subject to the limitations in § 611.3, as a late registrant and shall be given a serial number and an order number in exactly the same manner as any other registrant. A "V" shall be placed on the Registration Card (Form 1) immediately following the order number to indicate that such registrant is a volunteer.

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

LEWIS B. HERSHEY,
Director

MARCH 15, 1945.

[F. R. Doc. 45-4232; Filed, Mar. 16, 1945; 2:52 p. m.]

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Limitation Order L-99, Direction 4]

BANDAGE CLOTH

The following direction is issued pursuant to Limitation Order L-99:

(a) Notwithstanding any of the provisions of Limitation Order L-99, or any of the schedules of that order, and regardless of any rated order heretofore or hereafter placed, commencing April 1, 1945, each producer who, on September 30, 1943, had looms producing or assigned to produce 38½" 44 x 36 8.60 bandage cloth and wider pro rata widths, shall operate each of such looms to produce such widths and construction of bandage cloth at least as many hours per week as the loom which is operated the most hours at the same plant.

Issued this 17th day of March 1945.

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

[F. R. Doc. 45-4304; Filed, Mar. 17, 1945; 11:55 a. m.]

PART 3292—AUTOMOTIVE VEHICLES, PARTS AND EQUIPMENT

[Limitation Order L-180, Direction 1]

PRODUCTION OF REPLACEMENT BATTERIES FOR MEDIUM AND HEAVY TRUCKS, TRUCK-TRACTORS, TRUCK-TRAILERS, PASSENGER CARRIERS AND OFF-THE-HIGHWAY MOTOR VEHICLES

The following direction is issued pursuant to Limitation Order L-180:

Beginning with the second quarter of 1945 and during each succeeding quarter thereafter each producer must apportion his production of civilian automotive replacement storage batteries so as to fill all orders for replacement batteries for medium and heavy trucks, truck-tractors, truck-trailers, passenger carriers and off-the-highway motor vehicles, received by him for delivery during the quarter, up to a quantity equal to his 1944 average quarterly production of these types of batteries.

Issued this 17th day of March 1945.

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

[F. R. Doc. 45-4305; Filed, Mar. 17, 1945; 11:55 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, Direction 11]

COMBED COTTON YARN FABRICS FOR THE ARMED SERVICES

The following direction is issued pursuant to General Conservation Order M-317:

(a) *Purpose.* The purpose of this direction is to enable the Armed Services to obtain additional quantities of certain combed cotton yarn fabrics to meet their programmed requirements.

(b) *Definitions.* (1) "Required fabrics" means any one of the combed cotton yarn fabrics listed in Schedule A to the extent that they (i) use yarn made from combed sliver reserved in paragraph (c) (1) of this direction, or (ii) are produced on looms required by paragraph (c) (3) to produce any of the Schedule A fabrics.

(2) "Combed yarn fabric mill" means any person who produces any woven combed cotton yarn fabric over 12 inches wide.

(c) *Production and other directions.* The following directions must be observed by each combed yarn fabric mill which on December 30, 1944, produced or had looms assigned to produce any combed cotton yarn fabric:

(1) *Combed sliver production.* Effective April 2, 1945 each combed yarn fabric mill operating combers shall reserve each week at least 50 percent of its poundage production of combed sliver for making yarns suitable for required fabrics.

(2) *Operation of twister spindles.* No combed yarn fabric mill shall operate any twister spindle after April 16, 1945 except to produce ply combed yarns suitable for those required fabrics, the specifications of which call for ply yarns. All ply yarns so produced shall be used by the mill only to make required fabrics or sold only as permitted by paragraph (d).

(3) *Production of required fabrics.* Subject to any changes directed under paragraph (d), each combed yarn fabric mill shall produce in the calendar quarter beginning April 1, 1945, and in each calendar quarter thereafter, at least as many yards of each of the fabrics listed in Schedule A as it produced in the fourth calendar quarter of 1944. In addition to this minimum production, each combed yarn fabric mill shall use each loom which on March 17, 1945 was producing or was assigned to produce any of the fabrics listed in Schedule A, to produce that same fabric only. Each combed yarn fabric mill also shall operate to produce required fabrics such further and additional looms as will consume, at the maximum rate of production, all yarn made by it from the combed sliver production reserved under paragraph (c) (1) of this direction.

(d) *Use, production and sale restrictions.* (1) Effective April 2, 1945 no combed yarn fabric mill shall use any combed sliver reserved under paragraph (c) (1) except to make yarn suitable for required fabrics, or use any yarn made by it from such reserved sliver except to make required fabrics.

(2) No combed yarn fabric mill shall sell or deliver any required fabrics or yarn made from combed sliver reserved under paragraph (c) (1) except (i) to fill a direct order of the Army, Navy, Maritime Commission, or War Shipping Administration; or (ii) to fill a rated order bearing the purchaser's certification, substantially as follows:

This material will be used to fill Contract No. _____ (insert number) of the _____ (Army, Navy, Maritime Commission, or War Shipping Administration.)

(3) Each combed yarn fabric mill must report its proposed production schedule of required fabrics for the second calendar quarter of 1945 (and for later quarters, if requested), on Form WPB 4181, together with other information called for, by the form. This form covering proposed production for the second calendar quarter of 1945, must be filed with the War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C., not later than March 24, 1945. If the War Production Board approves a proposed production schedule, it will so advise the mill in writing. If the War Production Board finds it necessary to make changes in the proposed production schedule, it will direct the mill in writing to make such changes and each mill must comply with the directions it receives. No combed yarn fabric mill shall, after March 17, 1945 enter into any contracts for any required fabrics until its production schedule for the applicable period has been acted on by the War Production Board in writing. Changes will be ordered in a mill's proposed production schedule when necessary, to meet the programmed requirements of the Armed Services for each of the required fabrics, taking into account the relative abilities of the various mills to produce these fabrics, and the effect on over-all production of both the required fabrics and combed yarn fabrics for civilian use.

(e) *Appeals.* Any person may appeal from this direction as provided in paragraph (g) (4) of Conservation Order M-328.

Issued this 17th day of March 1945.

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

SCHEDULE A

Reference number	Line number in Form WPB-6SC (12/20/44)	Name of fabric	Specification No.	Approximate percentage of needed yardage of this fabric to total programmed procurement of combed cotton yarn fabrics in the second quarter of 1945. (See note below)
1	1	Cloth, mercerized cotton, airplane	AN-C-121	4
2	3	Cloth, glider	AAF 16128	*
3	5	Cloth, balloon, finished, type HH	U. S. Army 6-29-G	
4	10, 11, 12	Broadcloth, cotton mercerized	Fed. CCC-B-630	*
5	19	Lawn, high count (for ponchos)	U. S. M. C.	2
6	20	Lawn, high count (for handkerchiefs)	Fed. DDD-S-71	*
7	22	Lawn, high count (down proof)	AAF 16151 U. S. Army 6-320-Type IV.	3
8	23	Cartridge cloth, grade C	U. S. Army 50-11-63A	6
9	23	Cambric (for insulation)	Fed. CCC-C-81	*
10	32	Netting: Cotton, insect, marquisette	PQD 270A	14
11	33	Cloth, cotton, wind-resistant oxford, type I	PQD 444	19
12	34	Oxford, 3¾-4 oz. sq. yd.	U. S. M. C.	2
13	37	Cloth, cotton, wind-resistant poplin, type II	U. S. Army 6-321A	2
14	38	Cloth, cotton, poplin	AAF 16145	*
15	40	Cloth, cotton, wind-resistant sateen	U. S. Army 6-337	18
16	41	Cloth, cotton, sateen	AAF 16179	*
17	41	Cloth, cotton, sateen, combed	FED CCC-S-91	*
18	46	Cloth, cotton, uniform twill, 6 oz.	U. S. Army 6-311	4
19	47	Cloth, cotton, uniform twill, 8.2 oz., type I	U. S. Army 6-301B	*
20	51, 52, 53	Cloth, cotton, twill, navy types A & B	U. S. Navy 27-T-23A	10
21	54	Cloth, cotton, twill, albert	U. S. Army 6-190 B	3
22	56	Cloth, cotton, wind-resistant twill, 5-oz.	U. S. Army 6-321A and AN-C 103A.	2
23	66	Fabric, cotton, twill	U. S. Army 6-315	*
24	69	Cloth, cotton, twill, ruling 7.7-8.4 oz. sq. yd.	U. S. M. C.	*
25	58	Cloth, cotton tracing	CCC-C-531C	*
26	59	Fabric, typewriter ribbon 35"	E-DDD-R-311A	*
27	63	Cloth, cotton, fine, plain Type VI	U. S. Army 6-320	*
28	63	Cloth, cotton, seersucker, combed	U. S. Army 6-329. U. S. Navy	*
29	63	Cloth, cotton, jungle	U. S. Navy 27-C-22	*

NOTE: These percentages do not indicate the required percentage of production of these fabrics in each mill. They are shown merely to indicate relative quantities of each specified fabric needed from the industry as a whole. An asterisk indicates that the percentage is one percent or less.

[F. R. Doc. 45-4303; Filed, Mar. 17, 1945; 11:54 a. m.]

PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 78, as Amended Mar. 19, 1945]

CARBON TETRACHLORIDE

§ 3293.1078 *Schedule 78 to General Allocation Order M-300*—(a) *Definitions.* For the purpose of this schedule:

(1) "Carbon tetrachloride" sometimes known as tetrachloromethane, means the chemical CCl_4.

(2) "Drum" means a container with a capacity of approximately 52 gallons (700 pounds of carbon tetrachloride)

(b) *General provisions.* Carbon tetrachloride is subject to the provisions of General Allocation Order M-300 as an Appendix B material. The initial allocation date is February 1, 1944, when carbon tetrachloride first became subject to allocation under Order M-363 (revoked) The allocation period is the calendar month. The small order exemption without use certificate per person per month is any less-drum quantity totaling less than 700 pounds.

(c) [Revoked Mar. 19, 1945.]

(d) *Suppliers' applications on WPB-2947* Each supplier seeking authorization to use or deliver shall file application on Form WPB-2947 (formerly PD-602) File separate sets of forms for dry cleaning requests in accordance with paragraph (f) of this schedule. Filing date is the 15th day of the month before the proposed delivery month. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-78. The unit of measure is pounds. Leave grade space blank. Fill in Table I as follows: First, in Column 1 list customers ordering 3,500 pounds or more for delivery during the next month, in Column 1-a enter each use stated in the certificate filed by each customer, and in Column 4 specify quantity ordered by each customer for each use; second, specify in Column 1 "From 700-3,500-pound orders", without specifying customers' names, in Column 1-a group the end uses stated in the certificates filed with these orders, and in Column 4 specify the aggregate quantity order for each use; third, specify in Column 1 "less-drum orders" without specifying customers' names, in Column 1-a group the end uses for which the supplier believes the carbon tetrachloride is or will be ordered, and in Column 4 specify the aggregate quantity ordered or expected to be ordered for each use. Fill in the other columns as indicated. A supplier seeking authorization to use any part of his own stock of carbon tetrachloride shall list his requirements in the same way as for his customers. Fill in Table II.

(e) *Certified statements of use.* Each person placing orders for delivery of 700 pounds (one drum) or more of carbon tetrachloride per month in the aggregate from all suppliers, shall furnish each supplier with a certified statement of proposed use, in the form prescribed in Appendix D of Order M-300. Specify proposed use as follows:

(1) *Primary product.* Primary product should be specified as follows:

Degreasing compound.
Fire-extinguisher fluid.
Grain fumigant.
Fur fumigant.
Refrigerant (specify).
Hexachlorethane.
Dry cleaning fluid.
Spotting and cleaning fluid.
Drugs and pharmaceuticals (specify).
Other product (specify).

(2) *Product end use.* End use should be specified to indicate the disposition of each primary product, such as civilian, industrial (specify general use, such as munitions, auto servicing, etc.) food processing and laboratory use, and in the case of industrial uses specify percentage required for Army, Navy, Maritime Commission and Lend-Lease purposes, respectively. Where the product is to be delivered directly to the Armed Services, or for Export, or on Lend-Lease, specify "Armed Services" or "Export" or "Lend-Lease" as the end use, without further end use description except contract, specification or export license numbers.

(3) *Carbon tetrachloride requested for redelivery.* Proposed use may also be specified as "for resale on further authorization" "for resale on exempt orders of less than a drum", or "for export" (specify destination and export license number)

(f) *Quarterly report on stocks and consumption.* Each person who orders 21,000 pounds or more of carbon tetrachloride for delivery during the first quarter of 1945, and each person who orders 10,500 pounds or more for delivery during any subsequent quarter, will file with the War Production Board a stock and consumption report on Form WPB-3442 for that quarter, in accordance with the following instructions:

(1) *Form WPB-3442.* Copies may be obtained at local field offices of the War Production Board.

(2) *Time of filing.* The report shall be filed in time to reach the War Production Board in Washington on or before the 15th of the month following the quarter reported.

(3) *Number of copies.* Two copies shall be prepared, of which one shall be retained by the person reporting and one shall be forwarded to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-78.

(4) *Heading.* In space 1, specify carbon tetrachloride; in space 2, specify pounds; in space 3, specify M-300-78; and fill in the other spaces in the heading as indicated.

(5) *Section I.* In Column (a) enter end use. Leave Column (b) blank. In the headings of Columns (c) (d) and (e) enter each month of the quarter reported on, with the first month in Column (c) In each column enter total pounds of carbon tetrachloride consumed for each end use entered in Column (a) Leave Columns (f) and (g) blank.

(6) *Section II.* In the heading of Column (b) specify the last day of the quarter reported. In Column (b) specify stocks on hand in pounds of carbon tetrachloride. Leave Columns (a), (c) and (d) blank.

NOTE: Paragraphs (g) through (j), inclusive, formerly (f) through (i), redesignated Mar. 19, 1945.

(g) *Suppliers' applications on WPB-2947 for commercial dry cleaning deliveries.* Each supplier seeking authorization to deliver carbon tetrachloride for commercial dry cleaning purposes shall file application on a separate set of WPB-2947 forms. Filing date is the 15th day of the month before the proposed delivery month. Send four copies (one certified) to the War Production Board, Service Trades Division, Washington 25, D. C., Ref: M-300-78 (commercial dry cleaning) On the upper right hand corner of the form write in "commercial dry cleaning delivery" The unit of measure is pounds. Leave grade space blank. In Table I list in Column 1 the name and address of each customer who has ordered a drum or more of carbon tetrachloride for delivery during the next month for commercial dry cleaning purposes. Fill in the rest of Table I as indicated and leave Table II blank.

(h) *Commercial dry cleaning one-time reports.* (1) Each commercial dry cleaner seeking delivery of a drum or more of carbon tetrachloride from any supplier during February 1945, shall file a one-time report not later than January 15, 1945, on Form WPB-4009 with the War Production Board, Service Trades Division, Washington 25, D. C. If the first month for which commercial dry cleaner seeks delivery of carbon tetrachloride is after January 1945, he shall file the one-time WPB-4009 report not later than 15 days prior to the requested delivery month.

(2) This report is necessary for the Service Trades Division to support its recommendation for allocation to the Chemicals Bureau.

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

(j) *Communications to War Production Board.* Communications concerning this schedule shall be addressed as follows:

(1) In the case of commercial dry cleaning communications, to the War Production Board, Service Trades Division, Washington 25, D. C., Ref: M-300-78 (commercial dry cleaning)

(2) In the case of all other communications, to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-78.

Issued this 19th day of March 1945.

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

[F R. Doc. 45-4334; Filed, Mar. 19, 1945; 11:30 a. m.]

PART 4600—RUBBER, SYNTHETIC RUBBER, BALATA AND PRODUCTS THEREOF

[Limitation Order L-345]

RESTRICTIONS ON THE PRODUCTION OF CAMELBACK

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of carbon black and other materials entering into the production of camelback 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.

§ 4600.100 *Limitation Order L-345*—(a) *Restrictions on the production of camelback for civilian use.* Except as provided in paragraph (b) below, during the period from March 1 through June 30, 1945 no person shall produce any camelback in excess of 137% of the total camelback he produced for all purposes during the months of December 1944 and January 1945, as reported to the War Production Board on Form WPB 3438. Production during any month shall not exceed 35% of the total production for the period March 1 to June 30, 1945.

(b) *Production for preferred orders.* In addition to the amount specified in paragraph (a) any person may produce camelback to fill purchase orders placed directly by the War Department, Navy Department, Maritime Commission, Aircraft Resources Control Office or Foreign Economic Administration for Lend-Lease account.

(c) *Appeals.* Any appeals from the provisions of this order should be addressed to the Tire and Tube Division, Rubber Bureau, War Production Board, Washington 25, D. C., Ref: Order L-345.

(d) *Applicability of War Production Board regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the War Production Board as amended from time to time.

Issued this 16th day of March 1945.

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

[F. R. Doc. 45-4245; Filed, Mar. 16, 1945; 4:55 p. m.]

PART 1001—TIN

[General Preference Order M-43, as Amended Mar. 8, 1945, Correction]

That portion of paragraph (f) (1) of General Preference Order M-43, as amended March 8, 1945 (§ 1001.1) which precedes subdivision (i) should read as follows:

(f) *Restrictions on deliveries of pig tin.* (1) No person shall deliver or accept delivery of pig tin without a specific allocation in writing by the War Production Board, except that pig tin may be delivered without specific allocation:

Issued this 8th day of March 1945.

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

[F. R. Doc. 45-4242; Filed, Mar. 16, 1945; 4:38 p. m.]

Chapter XI—Office of Price Administration

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 93]

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

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

In Section 15, Appendix H, paragraph (b) table 8, a footnote reference 6, is added to items 4, 5 and 6 in Column 5, and footnote 6 is added, to read as follows:

[6] During the period March 16, 1945 through April 20, 1945, the Column 5 prices for strawberries in Zone II are as follows: pints, 23½¢; quarts, 46¢; pounds, 31¢.

This amendment shall become effective March 16, 1945.

Issued this 16th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

Approved: March 15, 1945.

GROVER B. HILL,
First Assistant War Food Administrator.

[F. R. Doc. 45-4238; Filed, Mar. 16, 1945; 4:31 p. m.]

PART 1305—ADMINISTRATION

[Supp. Order 28,[2] Amdt. 3]

APPLICATIONS FOR ADJUSTMENT AND PETITIONS FOR AMENDMENT BASED ON A WAGE OR SALARY INCREASE REQUIRING THE APPROVAL OF THE NATIONAL WAR LABOR BOARD

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

Paragraph (k) of § 1305.33 is amended to read as follows:

(k) *Exceptions.* This Supplementary Order No. 28 (§ 1305.33) shall not be applicable to the following:

(1) The disputed wage proceeding before the National War Labor Board entitled "In re: United States Steel Corporation, et al and United Steel Workers of America, C. I. O., Case 111-6230-D (14-1, et al)".

(2) The disputed wage proceeding before the National War Labor Board entitled "In re: Butler Brothers, et al, and United Steel Workers of America, C. I. O. Case 111-6230-D (14-82, et al)".

This amendment shall become effective March 22, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4274; Filed, Mar. 17, 1945; 11:47 a. m.]

PART 1306—IRON AND STEEL

[RPS 41,[3] Amdt. 14]

STEEL CASTINGS AND RAILROAD SPECIALTIES

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 Price Schedule No. 41 is amended in the following respects:

1. Table I in § 1306.113, Appendix B is amended to read as follows:

TABLE I—SIDE FRAMES

(i) Furnished in Grade "B" steel

ANDREWS FRAMES

Size of journal	Normal weight	1 to 10 pieces	11 to 49 pieces	50 to 99 pieces	100 to 199 pieces	200 to 399 pieces	400 or more pieces
	Pounds	*Each*	*Each*	*Each*	*Each*	*Each*	*Each*
4¾" x 8"	375	37.75	35.05	34.00	33.60	32.55	29.25
5" x 9"	435	40.40	38.00	37.20	35.85	34.80	31.00
5½" x 10"	500	44.05	42.05	40.90	39.45	37.90	34.15
6" x 11"	600	55.05	52.90	51.10	49.20	47.45	42.00
6½" x 12"	700	62.70	59.25	57.15	55.10	53.15	47.80

PEDESTAL FRAMES

4¾" x 8"	410	39.45	37.40	35.35	35.30	34.00	31.00
5" x 9"	470	42.75	40.50	39.45	38.05	37.05	33.00
5½" x 10"	540	47.25	44.05	43.45	42.05	40.50	36.70
6" x 11"	690	59.00	55.05	54.20	52.10	50.55	45.70
6½" x 12"	810	69.30	65.75	63.70	61.30	59.40	53.70

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[1] 8 F.R. 16009, 16294, 16519, 16423, 17372; 9 F.R. 780, 802, 1591, 2003, 2023, 2091, 2493, 4030, 4086, 4088, 4434, 4786, 4787, 4877, 5926, 929, 6104, 6163, 6420, 6711, 7259, 7263, 7434, 7425, 7520, 7583, 7759, 7774, 7834, 8148, 8060, 8030, 9289, 9359, 9509, 9512, 9549, 9785, 9336, 9337, 10192, 10499, 10877, 10777, 10878, 11350, 11534, 11546, 12038, 12203, 12340, 12341, 12263, 12412, 12537, 12643, 12968, 12973, 13067, 13138, 13205, 13761, 13934, 14062, 13995, 14437, 14731, 15107; 10 F.R. 49, 256, 460, 923, 1540, 1403, 1456, 1910, 2024, 2026, 2145, 2169, 2183, 2245, 2515, 2521.

[2] 7 F.R. 9619; 8 F.R. 7256; 9 F.R. 14850.

[3] 8 F.R. 12992, 13846; 9 F.R. 678, 2359, 12166.

TABLE I—SIDE FRAMES—Continued

(1) Furnished in Grade "B" steel

INTEGRAL BOX FRAMES

[Arranged to take A. A R flat spring malleable iron lids or pressed steel lids but not including the furnishing or application of such lids]

Size of journal	Normal weight	1 to 10 pieces	11 to 49 pieces	50 to 99 pieces	100 to 199 pieces	200 to 399 pieces	400 or more pieces
	Pounds	*Each*	*Each*	*Each*	*Each*	*Each*	*Each*
4¼" x 8'	475	48 65	46 05	44 80	43 63	42 25	38 45
5" x 9"	530	52 65	49 85	48.50	47 09	45 50	41 35
5½" x 10"	610	58 00	54 85	53 16	51 57	50 05	45.20
6" x 11"	750	70 45	66 30	64 25	62.15	60 25	54 00
6½" x 12"	900	85 35	80 35	77 90	75 65	73 40	66 15

TENDERS

	Andrews frames	Pedestal frames	Integral box frames
	Each	*Each*	*Each*
4¼" x 8" and 5" x 9" journals	$46 05	$51 25	$69 30
5½' x 10" journals	61 60	66 85	93 45
6" x 11" journals	66 85	71 65	100 45
6½" x 12" journals	76 20	83 10	117 70

ELSEY INTEGRAL BOX FRAMES

Size of journal	1 to 10 pieces	11 to 49 pieces	50 to 99 pieces	100 to 199 pieces	200 to 399 pieces	400 or more pieces
	Each	*Each*	*Each*	*Each*	*Each*	*Each*
5½' x 10"	96 35	90 85	87 85	85 30	82.80	74 50
6" x 11"	103 05	97 20	94 30	91 35	88.65	79 90

FULL CUSHION PEDESTAL TYPE FRAMES

(Prices include the furnishing and application of pedestal and spring bar wear plates)

	Each	*Each*	*Each*	*Each*	*Each*	*Each*
5" x 9"	104 90	98 90	95 90	92 95	90 20	81 15
5½" x 10"	109 85	103 70	100 60	97 50	94 65	85 40

STABILIZED PEDESTAL TYPE FRAMES

5½' x 10'	82.85	78.45	76.05	73 10	70 95	64 15

(2) Furnished in High Tensile steel

INTEGRAL BOX FRAMES

(Arranged to take A A R flat spring malleable iron lids or pressed steel lids but not including the furnishing or application of such lids)

Size of journal	Normal weight	1 to 10 pieces	11 to 49 pieces	50 to 99 pieces	100 to 199 pieces	200 to 399 pieces	400 or more pieces
	Pounds	*Each*	*Each*	*Each*	*Each*	*Each*	*Each*
4¼" x 8"	410	54.65	51 75	50 35	49.00	47 40	43 15
5" x 9"	450	59 10	56 00	54 45	52.85	51.15	46.45
5½" x 10"	510	65.10	61.60	59.65	57 95	56.15	50.75
6' x 11"	600	79 10	74.45	72.15	69 75	67.65	60.65

2 That portion of the first grouping in Table III in § 1306.113 Appendix B under the heading "A. A R Alternate Standard Swivel Yokes complete with pins and cotters when furnished for assembly with couplers having swiveling shanks" is amended to read as follows:

A A R. alternate standard swivel yokes complete with pins and cotters when furnished for assembly with couplers having swiveling shanks:

	Per pair
In lots of 1 to 99 pcs inc	$39 05
In lots of 100 to 199 pcs inc	37 50
In lots 200 or more pieces	35 95

3 Table IV in § 1306.113 Appendix B is amended to read as follows:

TABLE IV—RIGID YOKES (FOR SWIVEL YOKES SEE TABLE III)

(1) Furnished in Grade 'B' steel

CAST STEEL DRAFT YOKES FOR FREIGHT CARS LOCOMOTIVE TENDERS AND PASSENGER EQUIPMENT

	1-99 pieces	100-199 pieces	200 piece or more
Schedule A—covering standard and conventional yokes of A. A R. Grade B' steel, horizontal key type for freight cars and locomotive tenders, providing:			
Friction Draft Gear Pocket, 9¼" x 24⅝", for use with 6' x 1½" key, and standard 6" x 8" "D" and 6¼" x 8" "E couplers and meeting A A. R. test requirements	*Per pr.* $36 70	*Per pr.* $33 90	*Per pr.* $29 65
Friction Draft Gear Pocket 9¼" x 24⅝" for use with 5" x 1⅛" key and 5" x 7" couplers (or 5" x 5')	34 00	31 45	27.50
Tandem Spring Draft Gear Pockets, with 8¾" or 8¼" between straps x 11" for use with 6" x 1½" key or 5" x 1⅛" key	37 55	34 55	29 85
Friction Draft Gear Pocket, 9¼" x 18⅝", for use with 6" x 1½" key, and standard 6" x 8" "D" and 6¼" x 8" E" couplers and meeting A A R test requirements	34 00	31 45	27 50
Friction Draft Gear Pocket 9¼" x 18⅝" for use with 5" x 1⅛" key and 5" x 7" couplers (or 5" x 5")	30 35	28 05	24 40
Schedule B—covering non-standard vertical key type freight car yokes of A. A. R. Grade "B steel including vertical keys and retainers complete or keyless type including locking castings, binders or other retainers complete, providing:			
Friction Draft Gear Pocket, 9¼" x 24⅝" having 5" x 1" straps and designed with or without ties for any size coupler butt	37 30	35 02	31 15
Friction Draft Gear Pocket, 9¼" x 18⅝", having 5" x 1" straps and designed with or without ties for any size coupler butt	33 20	32 30	29 10
Tandem Spring Draft Gear Pockets, 10⅞" to 11⅛" long separated by 5" to 5⅛" filler blocks, having 5" x 1" straps and designed with or without ties for any size coupler butt	41 10	38 55	34.35
Schedule C—covering all other freight car yokes of A. A. R Grade B steel horizontal key type; vertical key type; with retainers but without keys; or keyless type of yoke without locking castings, binders, or other retainers	*Cents per lb.* 10 40	*Cents per lb.* 9 60	*Cents per lb* 8 40
(NOTE: For vertical keys, not exceeding 25 lbs. each for use with vertical key yokes or for locking castings, binders, or other retainers for use with keyless type of yokes add to prices on Schedule C—$4 00 per pair)			
Schedule D—covering all other tender yokes of A. A. R. Grade B steel	11.75	10 80	9 60
Schedule E—covering yokes of A A R Grade "B" steel for passenger equipment	11 75	10 80	9 60

(2) Furnished in high tensile steel

Schedule 'F —covering standard and conventional light weight yokes of high tensile steel. Horizontal key type for freight cars and locomotive tenders providing friction draft gear pocket 9¼" x 24⅝", for use with 6" x 1½" key and standard 6" x 8" 'D" and 6½" x 8" "E' couplers and meeting A A R test requirements for tensile steel	*Per pr.* $39 80	*Per pr* $36 50	*Per pr.* $31 35

This amendment shall become effective March 22, 1945

Issued this 17th day of March 1945

CHESTER BOWLES
Administrator

[F R Doc 45-4275; Filed Mar 17 1945; 11:47 a m.]

PART 1337—RAYON

[MPR 167,[1] Amdt. 7]

RAYON YARN AND STAPLE FIBRE

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.

Section 1337.37a of Maximum Price Regulation No. 167 is amended to read as follows:

§ 1337.37a *Applications for adjustment* (a) Any producer of high-tenacity rayon yarn who is subject to a War Production Board direction pertaining to that yarn may file an application for adjustment of its maximum price in accordance with Article III of Revised Procedural Regulation No. 1 if:

(1) Compliance with the direction is not (or with any prior direction has not been) possible by use of equipment designed for and previously devoted to the production of such yarn, but requires (or has required) extensive installation of new plant facilities or extensive conversion of equipment originally used for a different purpose; and

(2) The cost of the yarn manufactured on the new or converted equipment can be ascertained and segregated from the cost of the balance of the high-tenacity yarn produced by the applicant.

(b) An adjustment will be granted to the extent that the applicable maximum price per pound is lower than the applicant's average total cost per pound of the yarn produced on the new or converted equipment.

(c) As used herein the word (1) "direction" means any order to produce stated quantities within specified periods, excluding purchase orders or contracts bearing preference ratings; (2) "new" means neither built nor under construction prior to November 1942; (3) "previously" means prior to November 1942.

This amendment shall become effective March 22, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4277; Filed, Mar. 17, 1945; 11:47 a. m.]

PART 1340—FUEL

[MPR 120, Corr. to Amdt. 127]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

Amendment No. 127 to Maximum Price Regulation No. 120 is hereby corrected as follows:

In the table of prices and size group numbers in § 1340.231 (b) (2) the maximum prices of "460" cents for size groups 3, 4, 5 and 6 coals and "290" cents for size groups 8 and 9 coals, when produced by mines in Uintah County, are corrected to read "500" cents for size groups 3, 4, 5 and 6, and "300" cents for size groups 8 and 9.

This correction to Amendment No. 127 shall be effective as of February 5, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4276; Filed, Mar. 17, 1945; 11:47 a. m.]

PART 1340—FUEL

[RMPR 436, Amdt. 11]

CRUDE PETROLEUM, AND NATURAL, AND PETROLEUM GAS

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 No. 436 is amended in the following respects:

1. Section 10 (n) (15) is amended to read as follows:

(15) *Sand Hills-Ellenburger-West Field.* On and after March 1, 1945, the maximum price at the receiving tank for crude petroleum of 40° API gravity and above produced in the Sand Hills-Ellenburger-West Field, Crane County, Texas, shall be $1.25 with a $.02 differential for lower gravities down to $.93 for below 25°

2. Section 10 (n) is amended by adding (16) to read as follows:

(16) *Big Lake (Ordovician) Field.* On and after March 1, 1945, the maximum price at the receiving tank for crude petroleum of 40° API gravity and above produced in the Big Lake (Ordovician) Field, Reagan County, Texas, shall be $1.25 with a $.02 differential for lower gravities down to $.93 for below 25°

3. Section 10 (n) is amended by adding (17) to read as follows:

(17) *La Belle Field.* On and after March 1, 1945, the maximum price at the receiving tank for crude petroleum of 40° API gravity and above produced in the La Belle Field, Jefferson County, Texas, shall be $1.48 with a $.02 differential for lower gravities down to $1.06 for below 20°

4. Section 10 (n) is amended by adding (18) to read as follows:

(18) *Various fields in Starr County, Texas.* On and after March 1, 1945, the maximum price at the receiving tank for crude petroleum of 40° API gravity and above produced in the Sun, North Sun, North Rincon, Frost and Garcia Fields, Starr County, Texas, shall be $1.45 with a $.02 differential for lower gravities down to $1.03 for below 20°

5. Section 10 (n) is amended by adding (19) to read as follows:

(19) *Various fields in Chambers, Hardin, Jefferson and Liberty Counties, Texas.* On and after March 1, 1945, the maximum price for crude petroleum of 40° API gravity and above produced in the Fig Ridge, Oyster Bayou, Seabreeze and Willow Slough Fields, Chambers County; in the Batson (new) Field, Hardin County; in the South China Field, Jefferson County; and in the Esperson, South Esperson and Kirby Fields, Liberty County, Texas, shall be $1.40 with a $.02 differential for lower gravities down to $.98 for below 20°

This amendment shall become effective March 22, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4231; Filed, Mar. 17, 1945; 11:48 a. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 320,[2] Amdt. 3]

EASTERN AND CENTRAL WOODEN AGRICULTURAL CONTAINERS

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

Section 12 (b) is amended to read as follows:

(b) *Applications for adjustment*—(1) *When adjustment may be granted.* The Price Administrator may by order adjust the maximum prices established under this regulation for one or more plants of any seller who can show:

(i) That increased costs result in hardship which will impede his production of essential supply of agricultural containers, and

(ii) That his existing maximum prices are less than manufacturing costs if his current over-all profits are favorable in relation to those of a representative peacetime period; or that his existing maximum prices do not exceed total costs if his current over-all profits are comparable to his over-all profits for a representative peacetime period; or that his existing maximum prices do not afford a reasonable profit if current over-all profits are unfavorable compared to those in a representative peacetime period.

(2) *Factors which may also be considered.* The following factors are relevant to the consideration of whether maximum prices are at such a level that production or supply of agricultural containers is impeded or threatened.

(i) Whether greater efficiency in production or merchandising can reasonably be expected so that an adjustment would not be necessary.

(ii) Whether the seller previously sold the particular item under consideration at a price which was below his total unit costs.

(3) *Form and contents of application.* Applications under this section must be filed in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

All applications must contain:

(i) Profit and loss statements and balance sheets in the detail normally prepared by the applicant, covering the company's entire operations by years from 1936 through 1939 and for the last

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[1] 7 F.R. 4662, 6595, 7403, 8948, 10448; 8 F.R. 1642, 12314; 9 F.R. 11904.

[2] 9 F.R. 2321, 11007; 10 F.R. 654.

full calendar or fiscal year and the available interim period for the current calendar or fiscal year. The applicant may submit, in addition, data for other years, if, in his opinion, they are more truly representative of his normal operations.

(ii) Condensed profit and loss statements broken down as betwen (a) agricultural container department and (b) all other departments by years from 1936 through 1939 and for the last full calendar or fiscal year and the available interim period for the current calendar or fiscal year. A breakdown of sales between (a) agricultural containers and (b) all other products is to be submitted for the same periods.

(iii) A complete breakdown showing footage produced and manufacturing costs of lumber and veneer produced for use in manufacturing agricultural containers for each plant owned, operated or controlled by the manufacturer for the last full calendar or fiscal year and the available interim period for the current calendar or fiscal year.

(iv) A breakdown of all manufacturing costs of agricultural containers for each plant for which adjustment is sought for the last full calendar or fiscal year and the available interim period for the current calendar or fiscal year. Lumber and veneer costs and the footage purchased and manufactured should be shown separately for each period. No applicant is permitted to reflect for purchased veneer, costs in excess of the maximum prices for box grade veneer in Maximum Price Regulation 176 or the General Maximum Price Regulation, whichever is applicable.

(v) A breakdown showing for the last full calendar or fiscal year and all available quarters the number of each agricultural container item or parts produced as well as sold.

Companies which have previously submitted any of the above-required data may omit items from the data submitted with their application and indicate when they were submitted.

If any of the above information has been submitted prior to application on OPA Forms A & B for any of the specified periods or if the exact information required in this amendment has been reported as part of a prior application for adjustment or a maximum price, the applicant may so indicate and omit these periods from the current application.

The filing of over-all profit or loss statements for 1936 through 1939 is optional, provided reports are available from the Bureau of Internal Revenue. Should the applicant prefer, this information will be requested by the OPA directly from the Bureau of Internal Revenue.

This amendment shall become effective March 22, 1945.

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

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4278; Filed, Mar. 17, 1945; 11:48 a. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 342[1] Amdt. 3]

NAIL KEGS AND NAIL KEG STAVES AND HEADING

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

Section 3, paragraph (a) of Revised Maximum Price Regulation 342 is hereby amended to read as follows:

(a) *Staves.* The maximum f. o. b. mill prices for bilge sawn staves shall be as follows:

STAVES

Length:	*Per bundle of 400 inches*
15" through 16½"	$1.13
16⅝" through 17⅞"	1.18
18" through 18⅞"	1.21
19" through 20⅞"	1.26
21" through 23"	1.33

This amendment shall become effective March 22, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4279; Filed, Mar. 17, 1945; 11:48 a. m.]

PART 1386—SOAP AND GLYCERINE

[MPR 391, Corr. to Amdt. 4[2]]

HOUSEHOLD SOAPS AND CLEANSERS SOLD BY MANUFACTURERS AND CERTAIN WHOLESALERS

Under section 11 (a) in the paragraph defining "Differ in weight" the words "or in packaged weight" should read "or in packed weight."

This correction shall become effective March 22, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4280; Filed, Mar. 17, 1945; 11:48 a. m.]

PART 1396—FINE CHEMICALS, DRUGS AND COSMETICS

[MPR 472, Corr. to Amdt. 5[3]]

CERTAIN ESSENTIAL OILS

In Appendix D (d) the schedule of maximum prices immediately following the heading *Sales by drug wholesalers,* should read:

Quantity per container:	*Sales by drug wholesalers*
5 pounds and over	$5.85 per pound.
1 pound	$6.70 per package.
8 ounces	$3.38 per package.
4 ounces	$1.73 per package.
1 ounce	$0.46 per package.

This correction shall become effective March 22, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4282; Filed, Mar. 17, 1945; 11:48 a. m.]

[1] 8 F.R. 16985; 9 F.R. 8814, 14647.
[2] 9 F.R. 7070.
[3] 8 F.R. 13126; 9 F.R. 3426, 4197, 6710, 11851.

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1, Amdt. 8 to Supp. 6]

CERTAIN FROZEN FRUITS, BERRIES AND VEGETABLES AND RELATED PRODUCTS (1944 AND LATER PACKS)

Correction

In Federal Register Document 44-19486, appearing on page 14982 of the issue for Wednesday, December 27, 1944, the first sentence of section 4 (b) (2) should read:

For sales to purchasers other than government procurement agencies, the processor shall figure his maximum price per pound, f. o. b. factory, on a no-storage basis, * * *

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

[RO 1A,[1] Amdt. 95]

TIRES, TUBES, RECAPPING AND CAMELBACK

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Ration Order No. 1A is amended in the following respects:

1. Section 1315.607 is amended to read as follows:

§ 1315.607 *Form of certificates to be issued*—(a) *By a board.* A board may issue a certificate on OPA Form R-2 to an applicant who has established need and eligibility under this order.

(b) *By a district director* A district director may issue a certificate on OPA Form R-2 to a dealer who is eligible for an allotment of tires under this order.

2. Section 1315.610 (a) is amended to read as follows:

(a) *Use of certificates.* A person to whom a properly executed certificate was issued on or after December 1, 1944, may use it for the purposes specified thereon.

3. Section 1315.610 (b) (1) is amended by deleting the third sentence.

4. Section 1315.610 (c) is amended by deleting the phrase "and all parts of a certificate on OPA Form R-306 on the back thereof," and the phrase "and may sign the duplicate and triplicate copies of OPA Form R-306 if the certificate holder has signed the original."

5. Section 1315.611 (a) is amended by deleting the last sentence.

6. Section 1315.611 (b) is amended by deleting the second paragraph.

7. Section 1315.803 (a) (1) is amended to read as follows:

(1) *By dealers.* A dealer may, in exchange for a certificate issued on or after December 1, 1944, transfer tires to a consumer.

8. Section 1315.803 (b) (1) is amended to read as follows:

(1) *By manufacturers.* A manufacturer may, in exchange for a certificate issued on or after December 1, 1944, transfer tires to a consumer who acquired tires from a manufacturer be-

[1] 7 F.R. 9160, 9392, 9724.

tween December 31, 1940 and August 6, 1943.

9. Section 1315.803 (h) is amended by substituting the date "December 1, 1944" for the date "April 1, 1944"

10. Section 1315.804 (c) (2) is amended to read as follows:

(2) *Restrictions on transfer of replenishment portions.* No dealer or manufacturer shall transfer tires in exchange for a replenishment portion of OPA Form R-2 unless the dealer forwarding the replenishment portion has endorsed his name and address thereon.

11. Section 1315.804 (c) (3) is amended to read as follows:

(3) *Permitted replenishment of tires.* Subject to the provisions of subparagraph (1) of this paragraph any dealer or manufacturer may, in exchange for a properly endorsed replenishment portion of a certificate or receipt dated on or after December 1, 1944, transfer to a dealer or manufacturer the number of tires authorized by the certificate or receipt in accordance with the table below:

If replenishment portion calls for—	*Dealer or manufacturer may transfer—*
A Grade I passenger tire.	A Grade I passenger tire.
A truck tire with a cross-section size 7.50 or smaller.	A Grade I truck tire with a cross-section size 7.50 or smaller.
A truck tire with a cross-section size 8.25 or larger.	A Grade I truck tire with a cross-section size 8.25 or larger.
A tractor-implement tire.	A Grade I tractor-implement tire.
A truck tire (no designated size—on OPA Form R-12, only).	A Grade I truck tire with a cross-section size 7.50 or smaller.

This amendment shall become effective April 1, 1945.

(Pub. Law 671, 76th Cong. as amended by Pub. Laws 89, 421 and 507, 77th Cong., E.O. 9125, 7 F.R. 2719, issued April 7, 1942, WPB Dir. No. 1, 7 F.R. 562, Supp. Dir. No. 1Q, 7 F.R. 9121)

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4325; Filed, Mar. 17, 1945; 4:23 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 271,[1] Amdt. 31]

POTATOES AND ONIONS

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

Section 26 is amended by adding paragraph (b) to read as follows:

(b) For all counties in Texas, from March 17, 1945, through April 20, 1945, the prices in Table 1 of section 24 are suspended, and a price of $5.40 per cwt. is substituted.

This amendment shall become effective March 17, 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

Approved March 16, 1945.

GROVER B. HILL,
First Assistant War Food Administrator.

[F. R. Doc. 45-4326; Filed, Mar. 17, 1945, 4:23 p. m.]

PART 1389—APPAREL

[MPR 578]

MAXIMUM PRICES FOR CERTAIN GARMENTS PRODUCED WITH WAR PRODUCTION BOARD PRIORITIES ASSISTANCE

Correction

In Federal Register Document 45-3207, appearing at page 2388 of the issue for Thursday, March 1, 1945, the overriding ceiling price in Appendix B, Group III, on page 2396, for the entry "pajamas, 2-piece jacket type, 8 to 16" should read "13.50"

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 271,[1] Amdt. 30]

POTATOES AND ONIONS

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

Revised Maximum Price Regulation 271 is amended in the following respects:

1. Sections 1, 2, 3, 4, 5 and 6 are revoked.

2. A new section 1 is added, to read as follows:

SECTION 1. *What this regulation applies to*—(a) *In general.* This regulation establishes maximum prices for all sales of white flesh potatoes and dry onions except the following: sales by retailers (see Maximum Price Regulations 422[2] and 423[3]), sales of Australian Brown onions to the United States or any of its purchasing agencies; export sales (see Second Revised Maximum Export Price Regulation[4]), sales of foundation stock seed potatoes as defined in Revised Maximum Price Regulation 492;[5] those sales of certified or war approved seed potatoes covered by Revised Maximum Price Regulation 492.

(b) *Geographical applicability.* This regulation applies to the 48 states of the United States and the District of Columbia.

This amendment shall become effective March 24, 1945.

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator.

Approved: March 9, 1945.

GROVER B. HILL,
First Assistant War Food Administrator.

[F. R. Doc. 45-4340; Filed, Mar. 19, 1945; 11:53 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 275]

HONEY

Maximum Price Regulation 275 is redesignated Revised Maximum Price Regulation 275, and is revised and amended to read as follows:

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

ARTICLE I—EXPLANATION OF REGULATION

Sec.
1. Scope of the regulation.
2. Certain definitions.

ARTICLE II—MAXIMUM PRICES

3. Maximum prices for bulk honey.
4. Dealers' maximum charge for service.
5. Maximum prices for packaged honey.
6. Calculations.
7. Individual authorization of maximum prices.
8. Customary allowances and discounts.
9. Adjustable pricing.
10. Notification of new maximum prices.

ARTICLE III—GENERAL PROVISIONS

11. Geographical applicability.
12. Compliance with the regulation.
13. Licensing.
14. Records which must be kept.
15. Sales slips and receipts.
16. Transfers of business or stock in trade.
17. Export sales.
18. Federal and State taxes.
19. Petition for amendment.

AUTHORITY: § 1351.1301 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4691.

ARTICLE I—EXPLANATION OF REGULATION

SECTION 1. *Scope of the regulation.* The purpose of this regulation is to establish maximum prices for all domestic and imported "bulk" and "domestic packaged" honey, except: (1) comb honey, and (2) cut comb honey. The excepted types are exempt from price control. As to "bulk honey", maximum prices for all sales (other than export sales covered by the Second Maximum Export Price Regulation) are established by this regulation. This regulation, also provides maximum prices, at which "bulk honey" may be imported. As to "domestic packaged honey", maximum prices are established for all sales except: (1) sales by wholesalers and retailers as classified and for whom maximum prices are provided in Maximum Price Regulations 421, 422 and 423 and (2) export sales, maximum prices for which are covered by the Second Maximum Export Price Regulation. The regulation also establishes maximum commission charges for buying agents.

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[1] 8 F.R. 15587, 15663; 9 F.R. 2298, 3589, 4027, 4647, 5379, 6151, 7504, 7771, 7852, 8931, 9356, 9783, 10089, 10199, 10931, 10778, 12270, 12475, 13262; 10 F.R. 1334, 2248.

[1] 8 F.R. 15587, 15663; 9 F.R. 2290, 3589, 4027, 4647, 5379, 6151, 7504, 7771, 7852, 8931, 9356, 9783, 10089, 10199, 10931, 10778, 12270, 12475, 13262.

[2] 10 F.R. 1505, 2024, 2297.

[3] 10 F.R. 1523, 2025, 2298.

[4] 8 F.R. 4132, 5987, 7602, 9993, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9334, 11273, 12019, 14346; 10 F.R. 863, 923.

[5] 9 F.R. 12090, 13067.

SEC. 2. *Certain definitions.* (a) A "producer" means a person who offers for sale honey produced by colonies of bees under his control.

(b) A "buyer's agent" means a person who assembles honey for reshipment, who invests none of his own money in the honey and who acts completely for the account of and on the responsibility of a packer or dealer. (A "producer" cannot be a "buyer's agent" with respect to honey which he produces, nor with respect to honey of other producers except on a normal business basis without any payment to another producer of any part of his commission or making any exchange arrangement for the purpose of enabling any producer to obtain more than such producer's maximum price.)

(c) A "dealer" means a person in continental United States (1) who buys and resells bulk honey, (2) who assumes responsibility for delivery in accordance with specifications; and who maintains an established place of business throughout twelve months of the year. (A "producer" cannot be a "dealer" with respect to honey which such producer produces, but may be a "dealer" with respect to honey which he has purchased in the normal course of trade or business from another producer or dealer to supply requirements of his customary trade in excess of his own production.)

(d) "Honey" means the nectar and saccharine exudations of plants gathered, modified, and stored in the comb by honey bees. The term includes such product irrespective of whether it is in liquid or other form.

(e) "Bulk honey" means honey in a container of more than 15 pounds capacity.

(f) "Imported bulk honey" means honey produced outside of continental United States (the 48 States and District of Columbia) which is sold in a container of more than 15 pounds capacity. Bulk honey which is composed partly of imported honey and partly of domestic honey is considered as imported bulk honey, and must be so priced, marked and invoiced.

(g) "Domestic bulk honey" means honey produced in continental United States, which is sold in a container of more than 15 pounds capacity,

(h) "Packaged honey" means honey in a container of 15 pounds capacity or less.

(i) "Domestic packaged honey" means honey packaged in continental United States in a container of 15 pounds or less capacity.

(j) "Standard glass container" means a glass container of the type which is in general use in the honey industry.

(k) "Fancy container" means a container the cost of which is 50% or more greater than the cost of a "standard glass container" of the same size.

(l) "Dyce process" means the method of pasteurizing and minutely recrystallizing honey patented by Cornell University Research Institute.

(m) "Wholesaler" means a seller of packaged honey for whom prices are provided by Maximum Price Regulation No. 421.

(n) "Retailer" means a seller of packaged honey for whom prices are provided by Maximum Price Regulations Nos. 422 and 423.

(o) "Pool car" means a carlot shipment containing orders for more than one buyer.

(p) "Consumer" means a person who buys honey for personal or household consumption.

(q) "Local shipping point" means the point near the producer's apiary to which he customarily brought honey for receipt by or shipment to a purchaser.

ARTICLE II—MAXIMUM PRICES

SEC. 3. *Maximum prices for bulk honey.* Maximum prices for bulk honey are as follows:

(a) For "domestic bulk honey":

(1) *Producers' maximum prices.* Where a sale is made by a producer in a marketable container, f. o. b. producer's local shipping point:

	Cents per lb.
(i) To persons other than consumers	12
(If purchaser furnishes, exchanges, or returns a container for that shipped by the seller, the maximum price shall be 11½¢ per lb.)	
(ii) To consumers	15

(2) *Buyer's agent's compensation.* Where a sale is made in a marketable container f. o. b. assembling point through a buyer's agent, compensation may be paid to such agent above the specific maximum prices not to exceed ½ cent per pound.

(3) *Dealers' maximum prices.* Where a sale is made in a marketable container, f. o. b. shipping point by a dealer:

	Cents per lb.
(i) For 12,000 lbs. or over or any quantity in a pool car	13
(ii) For less than 12,000 lbs. but not less than 1,500 lbs	14
(iii) For less than 1,500 lbs., but not less than 300 lbs	15
(iv) For less than 300 lbs	16
(v) When treated by the "Dyce process" by one licensed to use such, there may be added to the above price	3
(Containers and invoices covering such honey must be marked "Dyce Processed Honey")	
(vi) If a purchaser furnishes, exchanges or returns a container for that shipped by the seller, dealers' prices shall be reduced ½¢ per lb.	
(vii) Freight charges paid by the dealer to a carrier or prior vendor from the producer's local shipping point to the point from which the dealer sells f. o. b. may be added to the above prices if the invoice states the point where the honey was originally obtained.	

(b) For "imported bulk honey":

(1) *Maximum import prices.* Where imported into continental United States, per pound, landed weight basis, c. i. f. port or point of arrival:

	Cents per lb.
(i) When imported free of U. S. duties	11.2
(ii) When imported from Cuba	10
(iii) When imported from any place except Cuba, and U. S. duty is payable	9.7
(iv) The maximum prices for imported bulk honey are for deliveries, c. i. f. at a continental U. S. port or point of arrival, all charges paid, except United States duty. If, at date of transfer, honey produced outside continental United States has not reached a point or port of arrival in continental United States, the total paid or to be paid for the honey (except duty) and all other current charges incident to moving the honey to such point or port shall not exceed the appropriate maximum price for such honey at that point or port of arrival.	

(2) *Dealer's maximum prices.* Where a dealer makes a sale of imported bulk honey in a marketable container, duty paid, f. o. b. freight car or truck, at a point or port of arrival in the United States:

Quantity	When warehoused by dealer in U. S.	When not warehoused by dealer in U. S.
	Cts. per lb.	*Cts. per lb.*
(i) For 12,000 lbs. or over or any quantity in a pool car	11½	11½
(ii) For less than 12,000 lbs., but not less than 1,500 lbs	12½	11½
(iii) For less than 1,500 lbs., but not less than 300 lbs	13½	11½
(iv) For less than 300 lbs	14½	11½

(v) Where a sale is made of imported bulk honey, not warehoused, on a basis other than an f. o. b. car or truck basis, the loading and carting charges that would have been incurred if the sale had been f. o. b. car or truck must be deducted from the 11½ cents per pound maximum price.

(vi) Where a sale of imported bulk honey is made in bond, the maximum price shall be the same as that established for the same type of sale made on a duty-paid basis less the amount of applicable duties.

(c) *Container and case charges.* The sale of new containers at less than cost or of used containers at less than the prevailing market price by a purchaser of honey to a producer from whom he purchases honey or if honey is packed in cartons or cases a charge for the cartons or cases, by the seller, shall be considered an evasion of this regulation.

(d) *Maximum delivered prices.* Where delivery is made at some point other than the point at which the above prices are applicable, the maximum prices shall be determined by adding to the applicable maximum prices set forth above, the cost of transportation for the quantity delivered, up to but not in excess of the lowest common or contract carrier rate from the point at which the prices are applicable to the point where the honey is actually received by the buyer.

SEC. 4. *Dealers' maximum charges for services.* (a) Whenever any dealer or the dealer who has supplied him has within the continental United States heated and strained or heated and filtered and repacked bulk honey into a new or thoroughly cleaned container (except "Dyce process" honey) a service charge not exceeding 1¢ per pound for domestic bulk honey so treated, or 1½¢ per pound for imported bulk honey so treated, may be added to the specific maximum price by the dealer on sales to all buyers except those purchasing for the purpose of bottling honey. (No charge may be made to purchasers bottling honey.) In the event the dealer who ordered or the dealer who supplied him received the imported bulk honey in barrels and repacked it into metal containers after heating and straining it, or heating it and filtering it, the maximum service charge which may be added shall be 2¢ per pound.

(1) If a dealer makes any of the service charges provided above:

(i) An invoice must be furnished the purchaser stating that the honey has been heated and strained, or heated and filtered, and repacked into a container by a dealer in the continental United States, with the name and address of the dealer who performed such service; and

(ii) Such honey must be sold in a container which is marked: "Repacked in the United States."

SEC. 5. *Maximum prices for packaged honey.*

NOTE: Wholesalers and retailers determine their maximum prices for packaged honey under Maximum Price Regulations Nos. 421, 422 and 423. All other sellers determine their maximum prices under this section.

(a) *Domestic packaged honey.* The maximum price by sellers other than wholesalers and retailers as defined in Maximum Price Regulations Nos. 421, 422 and 423 for an item of domestic packaged honey is the maximum price determined therefor pursuant to the following methods: Nos. 1 or 2, whichever the seller elects to adopt. However, if the item of domestic packaged honey is packed in a fancy container and if the seller is not able to determine the maximum price for such item pursuant to Method 1, he may either use the maximum price established for that item pursuant to Method 2 or apply under section 7 for authority to establish a maximum price on such item.

(1) *Method 1.—Formula prices submitted on Forms 1-A, 1-B, and 1-C.* A seller of "packaged honey" shall determine his maximum f. o. b. shipping point price to each class of customer for which he had prices during the "base period" of September, October, and November, 1941, for each kind, flavor, brand, container type and size of "packaged honey" by adding his "permitted increase" to 102% of the "base price" for such item.

(i) The "base price" shall be calculated by dividing the total dollars charged f. o. b. shipping point before customary discounts and allowances for each such item during the "base period" by the number of such items sold during this period to each class of customer.

(ii) The "permitted increase" per pound shall be calculated by adding the following two cost increases per pound under inferior subdivisions (*a*) and (*b*).

(a) *Cost increase for honey.* The cost increase per pound for honey shall be the difference between 11.8¢ and the seller's "weighted average cost" per pound for honey purchased during the "base period."

The "weighted average cost" means the total dollars f. o. b. beekeeper's shipping point paid for honey purchased during the "base period" divided by the number of pounds of honey purchased during the "base period" In computing the "weighted average cost" that quantity of honey which was produced by the seller during the "base period" shall be deemed to have been purchased by him at a price of 5.6¢ per pound and that quantity of honey which was not purchased directly from the f. o. b. purchaser's shipping point during the "base period" and for which reason an f. o. b. beekeeper's price cannot be calculated, shall be deemed to have been purchased at 5.6¢ per pound or his delivered cost if such cost is less than 5.6¢ per pound. Persons who made no purchases of honey during the "base period" shall adopt 5.6¢ as their "weighted average cost."

(*b*) *Cost increase for transportation.* The cost increase per pound for transportation shall be the difference, if any, between the figure obtained by dividing the total freight dollars paid for honey purchased during the "base period" by the total pounds of honey produced and purchased during the "base period" and the figure obtained by dividing the total freight dollars paid for honey purchased during the months of June, July, and August, 1942, by the total pounds of honey produced and purchased during the months of June, July, and August, 1942.

If the cost increase for transportation cannot be computed because of purchases not having been made during one or both of the above specified periods, then computations may be made on the basis of purchases made during those periods closest in point of time to the periods specified above. The periods adopted must each consist of three consecutive months and must be periods during which representative quantities were purchased. Transportation taxes which were paid shall be excluded in making the computations.

(*c*) The sum of the increased cost per pound obtained under (*a*) and (*b*) is the "permitted increase" per pound. To obtain the "permitted increase" for each particular item, multiply the "permitted increase" per pound by the number of pounds in the container.

(*d*) *Filing of Forms 1-A, 1-B, and 1-C.* A seller shall not sell or deliver any item of "packaged honey" at prices determined pursuant to Method 1 unless and until he has obtained from and filed with the Sugar Section, Food Price Division, Office of Price Administration, Washington, D. C., one copy of Forms Nos. 1-A, 1-B, and 1-C. These forms, when executed, shall be sent to the Office of Price Administration, Washington, D. C., and shall be deemed filed on the fifteenth day following the date on which they were mailed.

(1) If the Office of Price Administration finds that the prices reported in Forms Nos. 1-A, 1-B, and 1-C are different from those allowed by Method 1, or it finds that the forms have been improperly executed, or omit required information, the Office of Price Administration may by letter or telegram object to prices thus reported. A seller, after receiving such letter or telegram, shall not sell or deliver any item, the prices of which have been objected to, at prices higher than those set forth in Method 2 until he has resubmitted corrected prices on Forms Nos. 1-A, 1-B, and 1-C.

(2) *Method 2—Table prices for packaged honey.* A seller's maximum price for any kind of domestic extracted honey, packed in any type of container, shall be the appropriate price listed for it in the table below:

(If the honey has been treated by the "Dyce process" by a person licensed to use such, the price for an item of "packaged honey" so treated shall be the price determined pursuant to this Method 2 for the same size package of honey not so treated, plus 3¢ per pound or the price determined under Method 1.)

MAXIMUM PRICES OF HONEY PACKED IN THE 48 STATES AND THE DISTRICT OF COLUMBIA OF THE UNITED STATES

[F. o. b. packing plant]

Size container	Prices on sales to any persons other than retailers and consumers			Prices on sales to all retailers			Prices on sales direct to household consumers
	Price per case of 24	Price per case of 12	Price per case of 6	Price per case of 24	Price per case of 12	Price per case of 6	Price per container
2 oz.	$1.41	$0.76		$1.61	$0.87		$0.03
2½ oz.	1.61	.81		1.72	.92		.08
3 oz.	1.61	.85		1.84	.98		.09
4 oz.	1.81	.95		2.06	1.09		.10
4½ oz.	1.92	1.01		2.19	1.15		.11
5 oz.	2.02	1.06		2.30	1.21		.11
5½ oz.	2.14	1.12		2.44	1.23		.12
6 oz.	2.27	1.18		2.59	1.35		.12
7 oz.	2.52	1.31		2.87	1.49		.14
8 oz.	2.77	1.44		3.16	1.64		.15
8½ oz.	2.92	1.51		3.33	1.72		.16
9 oz.	3.06	1.58		3.49	1.80		.17
10 oz.	3.35	1.72		3.82	1.96		.18
11 oz.	3.64	1.87		4.15	2.13		.20
11½ oz.	3.79	1.94		4.32	2.21		.21
12 oz.	3.93	2.02		4.48	2.30		.22
13 oz.	4.21	2.16		4.80	2.46		.23
14 oz.	4.49	2.29		5.12	2.61		.25
14½ oz.	4.62	2.36		5.27	2.69		.25
15 oz.	4.78	2.43		5.43	2.77		.26
16 oz.	5.04	2.57		5.75	2.93		.28
17 oz.	5.31	2.71		6.05	3.09		.29
17½ oz.	5.45	2.78		6.21	3.17		.30
18 oz.	5.70	2.84		6.37	3.24		.31
19 oz.	5.89	2.93		6.65	3.40		.32
20 oz.	6.14	3.12		7.00	3.56		.34
21 oz.	6.41	3.25		7.31	3.72		.35
22 oz.	6.63	3.39		7.62	3.85		.37
23 oz.	6.86	3.53		7.93	4.02		.38
23½ oz.	7.10	3.60		8.00	4.10		.39
24 oz.	7.23	3.67		8.21	4.18		.40
30 oz.	8.88	4.49		10.12	5.12		.49
2 lbs.	9.42	4.76		10.74	5.43		.52
2 lbs. 1 oz.	9.67	4.83		11.02	5.50		.53
2 lbs. 2 oz.	9.90	5.00		11.29	5.70		.54
2 lbs. 4 oz.	10.38	5.24		11.83	5.97		.57
2 lbs. 5 oz.	10.62	5.36		12.11	6.11		.58
2 lbs. 7 oz.	11.10	5.60		12.65	6.38		.61
2 lbs. 8 oz.	11.34	5.72		12.93	6.52		.62
2 lbs. 9 oz.	11.62	5.86		13.25	6.68		.64
2 lbs. 10 oz.	11.90	6.00		13.57	6.84		.65
2 lbs. 11 oz.	12.19	6.15		13.90	7.01		.67
2 lbs. 12 oz.	12.48	6.29		14.23	7.17		.69
2 lbs. 13 oz.	12.76	6.43		14.55	7.33		.70
2 lbs. 14 oz.	13.04	6.57		14.87	7.49		.72
2 lbs. 15 oz.	13.32	6.71		15.18	7.65		.73
3 lbs.	13.61	6.85		15.52	7.81		.75
3 lbs. 4 oz.		7.27			8.29		.79
4 lbs. 8 oz.		9.35	$4.63		10.66	$2.24	1.02
5 lbs.		10.18	5.09		11.61	5.80	1.11
5 lbs. 14 oz.		11.76	5.90		13.43	6.71	1.29
6 lbs.		12.61	6.30		13.69	6.84	1.32
9 lbs.			8.72			9.65	1.92
10 lbs.			9.64			10.69	2.12
12 lbs.			11.67			13.19	2.54

(b) *Maximum delivered price.* Maximum prices which a seller determines pursuant to Method 1 are f. o. b. shipping point. Maximum prices determined pursuant to Method 2 are f. o. b. packing plant for domestic packaged honey except as provided below, the maximum delivered price shall not exceed the appropriate f. o. b. maximum price plus actual freight charges incurred (exclusive of charges for local drayage, hauling or handling) to the purchaser's receiving point.

(1) Uniform maximum delivered prices for packaged honey to particular classes of purchasers in a particular zone or area may be determined by adding to the appropriate f. o. b. maximum prices the "weighted average charges" from the point at which the f. o. b. maximum price applies to that class of purchaser's receiving points. This "weighted average charge" for transportation for any zone or area shall be figured as follows:

(i) Determine the total estimated transportation charges, which would have been incurred, if the shipment of the item which he made during the one-year period immediately preceding the date of calculation, to the particular class of purchasers in that zone or area, had been at rates in effect on the date of calculation; and

(ii) Divide that total result from (i) by the total number of pounds or other units of the item included in those shipments. Where more than one means of transportation is used, averages shall be taken separately for each means.

(2) Any packer, whose maximum prices are provided by this regulation, who sells packaged honey directly to a retailer from a branch warehouse owned or controlled by him and located in a city other than that in which his packing plant is located may determine maximum delivered prices for such sales by adding together the following:

(i) His maximum price for sales of the item to wholesalers, f. o. b. packing plant.

(ii) The freight, if any, incurred on the item from the packing plant to the branch warehouse; or if he has more than one branch warehouse in a particular zone or area and wishes to sell the item at a uniform price within the zone or area within which the branch-warehouses are located, the "weighted average transportation charges" from the packing plant to the warehouses within the particular zone or area. "Weighted average transportation charges" shall be figured in accordance with the method set forth in subparagraph (1) above.

(iii) The sum obtained by multiplying the markup figure appropriate to the particular sale which would have been applicable to him as a "wholesaler" operating under Maximum Price Regulation 421, had he purchased the finished product and not bottled or packed it, by the total of (i) and (ii) plus such additional transportation charges which a wholesaler would be permitted to add to Maximum Price Regulation 421.

SEC. 6. *Calculations.* Amounts computed in the process of figuring a maximum price (other than the maximum price itself) shall be carried to four decimal places. If the figured maximum price for an individual unit in the total quantity being sold involves a fraction of a cent, such fraction shall not be rounded off before determining the maximum price for the total quantity being sold. However, if the maximum price of the total quantity being sold involves a fraction of a cent, the price shall be adjusted to the next higher cent if the fraction is ½¢ or more, or to the next lower cent if the fraction is less than ½¢.

SEC. 7. *Individual authorization of maximum prices.* If any person has an item of honey treated by a process similar to that used for "Dyce process honey" or an item of honey packed in a fancy container or any other item of honey within the scope of this regulation for which a maximum price cannot be determined by any of the specific provisions of this regulation, a maximum price for such item may be established by the Price Administrator upon application of the prospective seller. The application shall be filed with the Office of Price Administration (Sugar Section) Washington, D. C. and shall set forth:

(a) A description in detail of the item for which a maximum price is sought, including size, grade and brand name, if any, and a statement of the facts which make it different from the most similar item for which a maximum price may be determined by specific provision of the regulation, identifying the similar item and stating its maximum price.

(b) If the item is packed in a fancy container, a statement of the cost of the container (or container and carton) and size.

(c) If the item has been treated by a process similar to the "Dyce Process" a statement as to the cost of that process.

(d) The proposed maximum price for this item including a statement of any discounts or allowances which should be made applicable to the proposed price.

(e) The method of distribution to be employed by the seller in marketing (i. e. whether to wholesalers, retailers, consumers or other classes of purchasers)

Upon receipt of the application, the Office of Price Administration will authorize a maximum price, or a method for determining a maximum price, for the applicant or for sellers of the items generally, including purchasers for resale. The maximum price authorized will be one which bears a proper relationship to those of comparable items and sellers. After filing the application, the applicant may deliver the item, but he may not receive payment for it until a maximum price is authorized.

SEC. 8. *Customary allowances and discounts.* The maximum prices established by this regulation shall be reduced to reflect the seller's customary allowances, discounts, and other price differentials.

SEC. 9. *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. No person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward after delivery except in accordance with authorization by the Office of Price Administration. 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 it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by order by the Price Administrator, or one duly authorized to act for him.

SEC. 10. *Notification of new maximum prices.* With the first delivery of an item of packaged honey after the effective date of any provision changing the seller's maximum price, he shall supply each wholesaler and retailer who purchases from him written notice reading as follows:

(Insert date)

NOTICE TO WHOLESALERS AND RETAILERS

The Office of Price Administration has authorized us to adjust our ceiling price for packaged honey. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulations 421, 422 or 423, you must refigure your ceiling price for this item on the first delivery of it to you, from your customary type of supplier, with this notification after (insert effective date of the regulation or amendment which authorized the adjusted price). You must refigure your ceiling price following rules in section 6 of Maximum Price Regulations 421, 422 or 423, whichever is applicable to you.

For a period of 60 days after determining the new maximum price for the item, and with the first shipment after the 60-day period to each person who has not made a purchase within that time, each seller shall include in each case, carton or other receptacle containing the item, the written notice set forth above, or securely attach it to the outside. However, for sales direct to any retailer, the seller may supply the notice by attaching it to, or stating it on the invoice covering the shipment instead of providing it with the goods.

ARTICLE III—GENERAL PROVISIONS

SEC. 11. *Geographical applicability.* This regulation applies in the 48 States of the United States and the District of Columbia.

SEC. 12. *Compliance with the regulation*—(a) *No selling or buying above maximum prices.* Regardless of any contract or obligation, no person shall sell or deliver, or buy, import or receive, in the course of trade, any item at a price higher than the maximum price established for the sale by this regulation.

(b) *Evasion.* No person shall evade a maximum price, directly or indirectly, whether by commission, service, transportation, or other charge or discount, premium, or other privilege, by tying-agreement, or other trade understanding, or in any other way.

(c) *Enforcement.* Any person violating a provision of this regulation is subject to the criminal penalties, civil enforcement actions, license suspension provision, and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing persons who make sales under price control, apply to sellers subject to this regulation, but no such license is required of or granted to a farmer as a condition of selling an agricultural commodity by him. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Records which must be kept.* Every person who makes sales covered by this regulation shall:

(a) Make and preserve for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942 remains in effect, all records of the same type as he has customarily kept relating to the prices which he charges.

(b) Preserve for examination by the Office of Price Administration the records which were the basis for figuring the maximum prices reported to the Office of Price Administration on Forms 1-A, 1-B, and 1-C.

SEC. 15. *Sales slips and receipts.* Any seller who has customarily given a purchaser a sales slip, receipt, or similar evidence of purchase shall continue to do so. Upon request, any seller, regardless of previous custom, shall give the purchaser a receipt showing the date, the name and address of the seller, the name of each item sold, and the price received for it.

SEC. 16. *Transfers of business or stock in trade.* If the business assets, or stock in trade of a seller subject to this regulation are sold or otherwise transferred on and after March 24, 1945, and the transferee carried on the business, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no transfer had taken place, and his obligation to keep records sufficient to verify those 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 contained in this regulation.

SEC. 17. *Export sales.* The maximum price at which a person may export an item covered by this regulation shall be determined in accordance with the Second Revised Maximum Export Price Regulation, as amended.

SEC. 18. *Federal and State taxes.* Any tax upon, or incident to, the sales, delivery, processing, or use of honey 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 for such honey and in preparing the records of such seller with respect thereto:

(a) *As to a tax in effect prior to the effective date of this regulation for each kind of honey.* (1) If the seller paid such tax, or if the tax was paid by any prior vendor, irrespective of whether the amount thereof was separately stated and collected from the seller, but the seller did not customarily state and collect separately from the purchase price prior to the effective date for such item the amount of the tax paid by him or tax reimbursement collected from him by his vendor, the seller may not collect such amount in addition to the maximum price, and in such a case shall include such amount in determining the maximum price under this regulation.

(2) In all other cases, if, at the time the seller determines his maximum price, 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 state it separately, 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, and in such case the seller shall not include such amount in determining the maximum price under this regulation.

(b) *As to a tax or an increase in a tax which becomes effective after the effective date of this regulation for each kind of honey.* If the statute or ordinance imposing such tax or increase does not prohibit the seller from stating and collecting the tax or increase 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 or increase 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.

SEC. 19. *Petition for amendment.* Any person seeking a general modification of this regulation may file a petition for amendment in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

This regulation shall become effective March 24, 1945.

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

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator

Approved: March 2, 1945.

WILSON COWEN,
Assistant War Food Administrator.

[F. R. Doc. 45-4341; Filed, Mar. 19, 1945; 11:53 a. m.]

PART 1381—SOFTWOOD LUMBER

[RMPR 161,[1] Amdt. 20]

WEST COAST LOGS

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.

1. In Appendix B:

S. J. Mammano, Oswego, Oregon.

is added to the list of "Approved scalers and graders."

This amendment shall become effective March 24, 1945.

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4333; Filed, Mar. 19, 1945; 11:52 a. m.]

[1] 9 F.R. 8068, 10644, 13846, 14059; 10 F.R. 924.

PART 1382—DEFENSE RENTAL AREAS

[Housing,[1] Corr. to Amdt. 50]

HOUSING

Section 7 (e) in Amendment 50 to the Rent Regulation for Housing is corrected to read "7 (f)"

Issued and effective this 19th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4346; Filed, Mar. 19, 1945; 11:52 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 12, Amdt. 3]

SHORTENING IN PUERTO RICO

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

Restriction Order 12 is amended in the following respects:

Section 1.1 is amended by deleting the phrase "ending at 6:00 a. m., on March 12, 1945", and inserting in lieu thereof the phrase "ending at 6:00 a. m., on March 19, 1945"

This amendment shall become effective on March 12, 1945.

Issued this 19th day of March 1945.

R. GARCIA CINTRON,
Acting Territorial Director,
Puerto Rico.

Approved:

M. S. BURCHARD,
Acting Regional Administrator
Region IX.

[F. R. Doc. 45-4345; Filed, Mar. 19, 1945; 11:53 a. m.]

PART 1412—TERRITORIES AND POSSESSIONS

[MPR 373, Amdt. 135]

TIRES AND TUBES IN HAWAII

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.

[1] 9 F.R. 11335, 11541, 11610, 11797, 12414, 12368, 12367, 14060, 14357, 14237, 15060, 15155; 10 F.R. 48, 160, 300, 655, 1102, 1452, 1973, 2401, 2402.

Section 24 (a) (1) (i) is amended to read as follows:

(a) *What this section covers*—(1) *Transactions covered*—(i) *New tires and tubes.* This section applies to all retail sales in the Territory of Hawaii of new rubber tires and tubes for automobiles, trucks, busses, trailers, off-the-road equipment, farm implements, tractors, industrial equipment, and motorcycles. A tire or tube is "new" if it has been used less than 1,000 miles. "Retail sale" means a sale to a buyer for his own use and not for resale. This section, however, does not apply to manufacturers' or to brand owners' sales of any new tires and tubes to any agency in the United States Government. Neither does this section apply to sales at wholesale, which are covered by Revised Maximum Price Regulation 143.

This amendment shall become effective March 24, 1945.

Issued this 19th of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4342; Filed, Mar. 19, 1945; 11:53 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 395, Amdt. 39]

IMPORTED CIGARETTES IN VIRGIN ISLANDS

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

Section 46 is added to read as follows:

SEC. 46. *Maximum prices at retail and at wholesale for imported cigarettes sold or delivered in the Virgin Islands of the United States*—(a) *Definitions.* When used in this section 46, the term:

(1) "Cigarettes" means any rolls of tobacco, or substitute therefor, wrapped in paper or any substance other than tobacco.

(2) "Imported" as applied to cigarettes means cigarettes not actually produced or manufactured in the Virgin Islands of the United States.

(3) "Foreign Place" means any place outside of the continental United States and the Territories and Possessions of the United States.

(4) The term "package" means a package containing 20 cigarettes.

(5) The term "carton" means a carton containing 10 individual packages of 20 cigarettes each.

(6) The term "case" means a case containing 25, 50 or 60 cartons of cigarettes.

(7) Cigarettes sold "loose" means cigarettes sold in quantities of less than one package.

(8) "Seller at retail" shall mean any person who sells cigarettes to an ultimate consumer, and shall include bars, hotels, clubs, restaurants and other eating places in the Virgin Islands.

(b) *Maximum prices.* The maximum prices at retail and at wholesale for imported cigarettes manufactured in the continental United States shall be the applicable prices set forth below.

(1) *Sales in the Municipality of St. Croix.* The maximum prices for sales in the Municipality of St. Croix of certain brands of imported cigarettes shall be the applicable prices set forth in Table XXXIV and subdivisions (i) (ii) (iii) and (iv) below:

TABLE XXXIV—MAXIMUM RETAIL AND WHOLESALE PRICES FOR CERTAIN BRANDS OF IMPORTED CIGARETTES

Brand	Maximum retail price per package of 20 cigarettes	Maximum retail price per carton of 10 packages	Maximum wholesale price per carton of 10 packages
Chesterfield	$0.08	$0.70	$0.62
Camel	.08	.70	.62
Lucky Strike	.08	.70	.62
Kool	.08	.70	.62
Philip Morris	.08	.70	.62
Old Gold	.08	.70	.62
Raleigh	.08	.70	.62
Raporel Duc D'Alys	.08	.70	.64

(i) The maximum retail price for cigarettes of the brands listed in Table XXXIV when sold loose may not exceed $0.01 for 2 cigarettes.

(ii) The maximum wholesale price per case (of 50 cartons) of cigarettes of the brands listed in Table XXXIV shall be the "Direct cost" as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $3.40.

(iii) The maximum wholesale price per case (of 60 cartons) of cigarettes of the brands listed in Table XXXIV shall be the "direct cost", as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $4.00.

(iv) The maximum wholesale price per case (of 25 cartons) of Raporel Duc D'Alys cigarettes shall be the "direct cost" as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $2.50.

(2) *Sales in the Island of St. Thomas.* The maximum prices for sales in the Island of St. Thomas of certain brands of imported cigarettes shall be the applicable prices set forth in Table XXXV and subdivisions (i) (ii) (iii) and (iv) below.

TABLE XXXV—MAXIMUM RETAIL AND WHOLESALE PRICES FOR CERTAIN BRANDS OF IMPORTED CIGARETTES

Brand	Maximum retail price per package of 20 cigarettes	Maximum retail price per carton of 10 packages	Maximum wholesale price per carton of 10 packages
Chesterfield	$0.08	$0.67	$0.61
Camel	.08	.67	.61
Lucky Strike	.08	.67	.61
Kool	.08	.67	.61
Philip Morris	.08	.67	.61
Old Gold	.08	.67	.61
Raleigh	.08	.67	.61
Raporel Duc D'Alys	.08	.70	.64

(i) The maximum retail price for cigarettes of the brands listed in Table XXXV when sold loose may not exceed $0.01 for 2 cigarettes.

(ii) The maximum wholesale price per case (of 50 cartons) of cigarettes of the brands listed in Table XXXV shall be the "direct cost" as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $3.00.

(iii) The maximum wholesale price per case (of 60 cartons) of cigarettes of the brands listed in Table XXXV shall be the "direct cost", as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $3.60.

(iv) The maximum wholesale price per case (of 25 cartons) of Raporel Duc D'Alys cigarettes shall be the "direct cost" as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $2.50.

(3) *Sales in the Island of St. John.* The maximum prices for sales in the Island of St. John of certain brands of imported cigarettes shall be the applicable prices set forth in Table XXXVI and subdivisions (i), (ii), (iii) and (iv) below:

TABLE XXXVI—MAXIMUM RETAIL AND WHOLESALE PRICES FOR CERTAIN BRANDS OF IMPORTED CIGARETTES

Brand	Maximum retail price per package of 20 cigarettes	Maximum retail price per carton of 10 packages	Maximum wholesale price per carton of 10 packages
Chesterfield	$0.09	$0.71	$0.65
Camel	.09	.71	.65
Lucky Strike	.09	.71	.65
Kool	.09	.71	.65
Philip Morris	.09	.71	.65
Old Gold	.09	.71	.65
Raleigh	.09	.71	.65
Raporel Duc D'Alys	.09	.74	.68

(i) The maximum retail price for cigarettes of the brands listed in Table XXXVI when sold loose may not exceed $0.01 for 2 cigarettes.

(ii) The maximum wholesale price per case (of 50 cartons) of cigarettes of the brands listed in Table XXXVI shall be the "direct cost" as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $3.00.

(iii) The maximum wholesale price per case (of 60 cartons) of cigarettes of the brands listed in Table XXXVI shall be the "direct cost" as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $3.60.

(iv) The maximum wholesale price per case (of 25 cartons) of Raporel Duc D'Alys cigarettes shall be the "direct cost" as defined in section 12 (a) (6) of this Maximum Price Regulation No. 395, to the importer plus a markup of $2.50.

(c) *Foreign and Puerto Rican cigarettes.* The maximum prices at retail and at wholesale in the Virgin Islands for cigarettes imported from a foreign place or cigarettes manufactured in Puerto Rico and imported into the Virgin Islands shall be governed by the provisions of Maximum Price Regulation No. 201.

(d) *Price lists to be filed by the importer* Every importer of cigarettes within the Virgin Islands shall file a statement with the Office of Price Administration in St. Thomas or St. Croix within three (3) days after offering any

newly received importation of cigarettes for sale, indicating his "direct cost" his applicable markup per case and his maximum wholesale price per case.

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

This amendment shall become effective March 24, 1945.

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4343; Filed, Mar. 19, 1945; 11:54 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[RMPR 492, Amdt. 3]

SEED POTATOES

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.

Paragraphs (2) and (3) of section 8 (a) of Revised Maximum Price Regulation 492 are amended to read as follows:

(2) "Certified seed potatoes" are seed potatoes grown, inspected, certified and tagged or labelled as being of such class pursuant to the laws and regulations governing the official certifying agency of the state or foreign country where grown, or seed potatoes inspected and certified to be of such class by any person whose certification standards are at least equal to or higher than the standards of the official certifying agency of the state where such seed potatoes are grown and who is approved by such official certifying agency and by the War Food Administrator, which are sold for planting or for resale for planting.

(3) "War approved seed potatoes" are seed potatoes grown, inspected, approved and tagged or labelled as being of such class pursuant to the laws and regulations governing the official certifying agency of the state where grown, which are sold for planting or for resale for planting: *Provided,* That the standards therefor as established by each state have been filed with and approved by the United States Department of Agriculture as meeting the minimum federal requirements for such class.

This amendment shall become effective March 24, 1945.

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator

Approved: March 10, 1945.

GROVER B. HILL,
First Assistant War Food Administrator.

[F. R. Doc. 45-4344; Filed, Mar. 19, 1945; 11:54 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J, Amdt. 1]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN CONSUMER GOODS

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

Supplementary Regulation 14J is amended in the following respect:

Paragraph (e) of section 4.5 is amended to read as follows:

(e) *Definition of zones.* The western zone includes the States of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming. The rest of the country is in the eastern zone.

This amendment shall become effective on the 24th day of March 1945.

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4338; Filed, Mar. 19, 1945; 11:52 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Reg. 1, Amdt. 2]

PART 4002—REGULATIONS ON GRADING AND GRADE LABELING

GRADING AND GRADE LABELING OF MEATS

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

Office of Economic Stabilization Regulation No. 1 (8 F.R. 10938; 9 F.R. 14306) is amended in the following respects:

1. The last sentence of the first paragraph of § 4002.2 (c) (1) is amended to read as follows:

The purchaser of a calf or veal carcass with the skin on, shall not sell, offer to sell, ship or break such carcass after removal of the skin unless such purchaser restamps the carcass in such a manner that the appropriate grade designation shall appear no more than two inches apart along both sides of the chine bone and continuing down the outside of the round or leg to the beginning of the gambrel cord. The grade designation shall also appear at two-inch intervals along the belly on each side of the carcass, across the shoulder and along the shank. Such purchaser is not required to attempt to secure the services of an official grader before restamping a veal carcass after removal of the skin as required herein.

2. The last two sentences of § 4002.2 (c) (3) (i) are amended to read as follows:

During such period such beef carcasses shall be graded by such person in the manner provided in paragraphs (a), (b) (c) (1) and (c) (2) of this section, and shall be stamped by such person so that the grade designation shall appear not more than two inches apart along both sides of the chine bone and continuing down the outside of the round or leg to the beginning of the gambrel cord. Such beef carcasses shall be further stamped so that the grade designation will also appear at two-inch intervals along the belly on each side of the carcass, across the shoulder and along the shank; such veal carcasses, skin on, shall be graded by such person in the manner provided in paragraphs (a) (b) (c) (1) and (c) (2) of this section and shall be stamped by such person so that the grade designation shall appear on the shanks and briskets. The provisions of this subparagraph (3) (i) shall not be applicable to a purchaser of a veal carcass, skin on, which has been graded and stamped in accordance with the requirements of this § 4002.2.

This amendment shall become effective March 19, 1945.

Issued this 19th day of March 1945.

WILLIAM H. DAVIS,
Director.

[F. R. Doc. 45-4335; Filed, Mar. 19, 1945; 11:31 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 265]

ALASKA

WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT FOR MILITARY PURPOSES

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:

Subject to valid existing rights, the following-described public lands are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws and reserved for the use of the War Department for military purposes:

SEWARD MERIDIAN

T. 12 N., R. 4 W.,
sec. 4, Lots 2, 3, 6, 7, and NW¼NW¼,
sec. 9, Lot 2.
T. 13 N., R. 4 W.,
sec. 22, Lots 3, 4, and 5;
sec. 27, Lots 2, 3, 7, 8, and W½NW¼,
sec. 34, Lot 4.

The public lands described aggregate 632.33 acres.

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 or any other Department or agency of the Federal Gov-

ernment, according to their respective interests then of record. The lands, however, shall remain withdrawn until otherwise ordered.

ABE FORTAS,
Acting Secretary of the Interior

MARCH 8, 1945.

[F. R. Doc. 45-4327; Filed, Mar. 17, 1945; 4:54 p. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Subchapter O—Regulations Applicable to Certain Vessels and Shipping During Emergency

PART 156—INSPECTION AND CERTIFICATION

ELECTRICAL INSTALLATIONS

By virtue of the authority vested in me by R. S. 4405, 4417a, 4418, 4426, 49 Stat. 1544 (46 U.S.C. 375, 391a, 392, 404, 367) and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.) the following amendment to the regulations is prescribed:

Section 156.3 is amended to read as follows:

§ 156.3 *Electrical installations.* The specification covering electrical installations titled "United States Coast Guard Specification for Electrical Installations on Merchant Vessels," dated August 31, 1944, revised March 6, 1945, is, during the emergency, applicable as alternative provisions to those contained in §§ 32.6-1 to 32.6-5 inclusive, 63.9, 79.9, 97.11 and 116.16 of this chapter.

Dated: March 17, 1945.

L. T. CHALKER,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 45-4271; Filed, Mar. 17, 1945; 11:12 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 282-A]

PART 95—CAR SERVICE

RESTRICTION ON BUNKER AND RETOP ICING

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 17th day of March, A. D. 1945.

Upon further consideration of Service Order No. 282 (10 F.R. 1911) of February 13, 1945, as amended (10 F.R. 1911) and good cause appearing therefor: *It is ordered,* That:

(a) Service Order No. 282 (10 F.R. 1911) of February 13, 1945, restricting bunker and retop icing, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911, 49 U.S.C. 1 (10)-(17) 15 (2))

It is further ordered, That this order shall become effective at 12:01 p. m., March 17, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-4333; Filed, Mar. 19, 1945; 11:26 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 884]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 27, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Illinois 5023E3 Sangamon	$50,000
Michigan 5026D3 Ingham	50,000
Minnesota 5009C2 Goodhue	25,000
Nebraska 5051E2 Burt District Public	10,000
Nebraska 5062A2 Seward District Public	10,000
Nebraska 5063B2 Stanton District Public	10,000
North Dakota 5020GT2 Grand Forks	125,000
Oklahoma 5016D1 Pontotoc	16,000
Pennsylvania 5017D2 Armstrong	75,000
Texas 5068C3 Cooke	30,000

WILLIAM J. NEAL,
Acting Administrator

[F. R. Doc. 45-4314; Filed, Mar. 17, 1945; 3:17 p. m.]

DEPARTMENT OF LABOR.

Division of Public Contracts.

UNIFORM AND CLOTHING INDUSTRY

NOTICE OF OPPORTUNITY TO SHOW CAUSE

Whereas, the prevailing minimum wage determination for the uniform and clothing industry, issued by the Secretary of Labor on January 25, 1941, pursuant to the provisions of section 1 (b) of the Walsh-Healey Public Contracts Act (49 Stat. 2036, 41 U.S.C. Supp. III, sec. 35), provides that the minimum wage for employees engaged in the performance of contracts with agencies of the United States Government subject to the provisions of that Act, for the manufacture or supply of products of the suit and coat branch of the Uniform and Clothing Industry is not less than 60 cents an hour or $24 per week of 40 hours, arrived at either upon a time or piece-work basis, subject to a 20 percent tolerance for auxiliary workers: *Provided,* That such auxiliary workers may not be paid less than 40 cents per hour or $16 per week of 40 hours; and

Whereas, under date of October 18, 1944, I issued a notice of opportunity to show cause, which was published in the FEDERAL REGISTER on October 24, 1944 (9 F.R. 12749) wherein it was proposed, as a result of administrative difficulties arising in the enforcement of the determination as it relates to auxiliary workers, that the uniform and clothing wage determination be amended by

1. Permitting the employment of auxiliary workers in the suit and coat branch of the industry without limitation as to number; and

2. Clarifying the definition of the term "auxiliary workers" as applied to the suit and coat branch of the industry; and

Whereas, such notice gave to all interested parties opportunity to show cause on or before November 18, 1944 why the Secretary of Labor should not amend the uniform and clothing wage determination pursuant to the provisions of section 1 (b) of the Walsh-Healey Public Contracts Act so that the amended determination would provide that:

(1) The prevailing minimum wage for employees engaged in the performance of contracts with agencies of the United States Government subject to the provisions of the Walsh-Healey Public Contracts Act (49 Stat. 2036, 41 U.S.C. Supp. III, sec. 35) for the manufacture or supply of products of the suit and coat branch of the uniform and clothing industry is not less than 60 cents an hour or $24 per week of 40 hours, arrived at either upon a time or piecework basis; and that auxiliary workers, as hereinafter defined, in the suit and coat branch of the industry shall be paid not less than 40 cents an hour or $16 per week of 40 hours, arrived at either upon a time or piecework basis. The term "auxiliary workers" as applied to the employees in the suit and coat branch of the industry shall include only those employees engaged in the following auxiliary occupations:

(a) *Position marking.* The operation, by hand, of marking with a punch, thread, or chalk, the position of buttons, pleats, darts, pockets, buttonholes, etc., by the use of a template, rule or similar device.

(b) *Shade and size numbering.* The operation (except when done by sobar or other power-driven machine) of identifying a garment part by marking or stamping the size, shade, or lot number with chalk or stamp, or by sewing, pinning, or stapling a ticket to the garment part.

(c) *Bundle tying.* The operation of tying together into bundles piles of garment parts, or partially finished garments.

(d) *Bundle ticketing.* The operation, by hand, of preparing and attaching an identifying ticket to a bundle of work.

(e) *Matching and pairing.* The operation of pairing or matching garment parts.

(f) *Basting pulling.* The operation of pulling out basting stitches.

(g) *Hand trimming.* The operation of cutting away with scissors, excess piping, loops or tape.

(h) *Cleaning.* The operation of clipping the waste ends of threads resulting from "black" or permanent stitchings.

(i) *Turning.* The operation of turning inside out or outside in, parts of, or complete garments. Does not, however, include turning of lapels or collars.

(j) *Floor boys and girls.* Workers who carry bundles or materials from department to department or to workers.

(k) *Porter.* Performs the janitorial work of sweeping and cleaning the shop.

(l) *Hand felling.* The operation, by hand, of attaching the lining to the body of the garment or to another lining with a blind or felling stitch.

(m) *Bushelling.* The operation, by hand, of sewing up small rips, and openings.

(n) *Examiner's helper.* Performs minor preliminary checking for rips, tears and other imperfection in the garment, but is not responsible for the final determination as to the acceptability of the work. Also performs the operation of brushing the garment and removing loose lint or thread.

and

Whereas, the Amalgamated Clothing Workers of America has filed a brief protesting the inclusion of the occupations of "hand felling" and "bushelling" in the proposed list of auxiliary workers; and

Whereas, information submitted to me indicates that the occupations of "hand felling" and "bushelling" are considered throughout the industry to be skilled occupations, that the prevailing wages paid to employees engaged in these two occupations are equal to or in excess of 60 cents an hour, and that such occupations of "hand felling" and "bushelling" should no longer be classified as auxiliary;

Now, therefore, notice is hereby given to all interested parties of the opportunity to show cause on or before April 28, 1945, why the auxiliary occupations in the suit and coat branch of the uniform and clothing industry as defined in the notice of opportunity to show cause dated October 18, 1944, should not be changed by eliminating the occupations of "hand felling" and "bushelling." Any such showing should include information as to the number of workers engaged in "hand felling" and "bushelling" and the average straight-time hourly earnings of each such worker for the pay roll period ending on or nearest to February 17, 1945.

All objections, protests, or any statements in opposition to or in support of the proposed elimination of the occupations of "hand felling" and "bushelling" from the list of auxiliary occupations in the uniform and clothing industry should be addressed to the Administrator of the Wage and Hour and Public Contracts Divisions, United States Department of Labor, 165 West 46th Street, New York 19, New York, and should be filed with the Administrator not later than April 28, 1945. An original and four copies should be filed.

Dated: March 12, 1945.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 45-4233; Filed, Mar. 16, 1945; 2:55 p. m.]

Office of the Secretary.

[WLD 54]

EMANUEL HOSPITAL

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Emanuel Hospital, Portland, Oregon; Case No. S-1690.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER on August 14, 1943, and

Having been advised of the existence of a labor dispute involving the Emanuel Hospital, Portland, Oregon,

I find that the maintenance by the Emanuel Hospital, Portland, Oregon, of facilities used in the training of cadet nurses under contract with the United States Public Health Service, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 15th day of March 1945.

FRANCES PERKINS,
Secretary of Labor.

[F. R. Doc. 45-4331; Filed, Mar. 19, 1945; 10:13 a. m.]

Wage and Hour Division.

LEARNERS 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 wages lower than the minimum rate applicable under section 6 of the act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representation that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificate. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATION, EXPIRATION DATE

Harper Brush Works, 404 North Second Street, Fairfield, Iowa; brushes; 10 learners; brush making for a learning period of 320 hours at 30 cents per hour for the first 160 hours and 35 cents per hour for the next 160 hours; effective March 12, 1945, expiring September 12, 1945.

Larkotex Company, 1002 Olive & Mill at West 7th, Texarkana, E. Texas; crutches, surgical and orthopedic appliances; 4 learners; power sewing machine operator and cutter, crutch and can maker for a learning period of 320 hours at 30 cents per hour for the first 160 hours and 35 cents per hour for the next 160 hours; effective March 12, 1945, expiring September 12, 1945.

Nilcak Company, Little Rock, Arkansas; clay products; four learners; finisher, grader and decorator for a learning period of 320 hours at 30 cents per hour for the first 160 hours and 35 cents per hour for the next 160 hours; effective March 6, 1945, expiring September 6, 1945.

Signed at New York, New York, this 15th day of March, 1945.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 45-4310; Filed, Mar. 17, 1945; 2:42 p. 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 regulation listed below and published in the FEDERAL REGISTER as here stated.

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. 3979), and Administrative Order, June 7, 1943, (8 F.R. 7830).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3979)

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446) as amended by Administrative Order March 13, 1943 (8 F.R. 3979)

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 and 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 OF THE APPAREL INDUSTRY

Cumberland Manufacturing Company, Inc., Cadiz and Nichols Streets, Princeton, Kentucky; Government flannel shirts, work shirts, children's coveralls; 10 percent (T); effective March 10, 1945, expiring March 9, 1946.

Parkesburg Dress Company, Parkesburg, Pennsylvania; cotton dresses; 10 percent (T); effective March 9, 1945, expiring March 8, 1946.

Pool Manufacturing Company, 1601 South Montgomery Street, Sherman, Texas; military, work and dress shirts, single pants, Army pants, work pants, dress pants, overalls and one-piece Army work suits; 10 percent (T); effective March 10, 1945, expiring March 9, 1946.

HOSIERY INDUSTRY

Browning Mills, Bridgeport, Alabama; seamless hosiery; 5 percent (T); effective March 9, 1945, expiring March 8, 1946.

TEXTILE INDUSTRY

The Berryton Mills, Berryton, Georgia; cotton knitting yarns; 3 percent (T); effective March 13, 1945, expiring March 12, 1946.

Cleveland Silk Mills, Inc., 38th Street, Cleveland, Tennessee; rayon; 5 learners (T); effective March 11, 1945, expiring March 10, 1946.

Dwight Manufacturing Company, Alabama City, Alabama; tent twill, herringbone twill, duck, sateen, chaffers and osnaburg; 3 percent (T); effective March 9, 1945, expiring March 8, 1946.

Signed at New York, New York this 15th day of March 1945.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 45-4311; Filed, Mar. 17, 1945; 2:42 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6746]

THE BROCKWAY CO.

NOTICE OF HEARING

In re application of The Brockway Company (New) date filed October 23, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Massena, New York; operating assignment specified; frequency, 1340 kc; power, 250 w' hours of operation, unlimited; File No. B1-P-3734.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing upon the following issues:

1. To determine the legal, financial, technical, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would receive primary service from the operation of the proposed station, and what other broadcast services are available to those areas and populations.

3. To determine the character of the program service proposed to be rendered by the applicant, and whether it will meet the requirements of the population and area proposed to be served.

4. To determine the availability, qualifications and character of the personnel who will be employed to operate the proposed station.

5. To determine the extent of any interference that would result from the simultaneous operation of Station WMFF Plattsburg, New York, and the proposed station.

6. To determine the areas and population which may be expected to lose service from Station WMFF as a result of the operation of the proposed station, and what other broadcast services are available to those areas and populations.

7. To determine whether the proposed operation would serve an outstanding public need or national interest within the meaning of the Supplemental Statement of Policy of January 26, 1944.

8. To determine whether the granting of this application would otherwise be consistent with the policy announced by the Commission in its Supplemental Statement of Policy of January 16, 1945.

9. To determine whether in view of the facts adduced under the foregoing issues, public interest, convenience, or necessity would be served through the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows:

The Brockway Company, % Harold B. Johnson, 120 Arcade Street, Watertown, N. Y.

Dated at Washington, D. C., March 14, 1945.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 45-4337; Filed, Mar. 19, 1945; 11:52 a. m.]

[Docket No. 6747]

BIRNEY IMES, JR.

NOTICE OF HEARING

In re application of Birney Imes, Jr. (New), date filed January 26, 1945; for construction permit; class of service, broadcast; class of station, broadcast; location, Corinth, Miss., operating assignment specified: frequency, 1230 kc; power, 250 w' hours of operation, unlimited; File No. B3-P-3850.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing upon the following issues:

1. To determine the legal, financial, technical, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would receive primary service from the operation of the proposed station, and what other broadcast services are available to those areas and populations.

3. To determine the character of the program service proposed to be rendered by the applicant, and whether it will meet the requirements of the population and area proposed to be served.

4. To obtain full information with respect to the relationship of operation of the station proposed in this application and the operation of other stations licensed to or proposed by Birney Imes, Jr. and persons associated with him.

5. To obtain full information regarding equipment proposed to be used, including information regarding acquisition thereof, present location and condition.

6. To determine the availability, qualifications and character of the personnel who will be employed to operate the proposed station.

7. To determine to whom the applicant proposes to delegate the management, supervision, and operation of the proposed station during the period of his service in the United States Army.

8. To determine whether the proposed operation would serve an outstanding public need or national interest within the meaning of the Supplemental Statement of Policy of January 26, 1944.

9. To determine whether the granting of this application would otherwise be consistent with the policy announced by the Commission in its Supplemental Statement of Policy of January 16, 1945.

10. To determine whether in view of the facts adduced under the foregoing issues, public interest, convenience, or necessity would be served through the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows:

Birney Imes, Jr., Main Street, Columbus, Miss.

Dated at Washington, D. C., March 14, 1945.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 45-4336; Filed, Mar. 19, 1945; 11:52 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 4699]

HENRIETTA HAMILTON

In re: Estate of Henrietta Hamilton, deceased; File No. D-28-8657; E. T. sec. 10439.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Franz Schmidt, Willie Schmidt, Erna Schmidt, Hans Hahn and Hedwig Drevenstedt, and his or her issue, names unknown, and each of them, in and to the Estate of Henrietta Hamilton, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Franz Schmidt and his issue, whose names are unknown, Germany.
Willie Schmidt and his issue, whose names are unknown, Germany.
Erna Schmidt and her issue, whose names are unknown, Germany.
Hans Hahn and his issue, whose names are unknown, Germany.
Hedwig Drevenstedt and her issue, whose names are unknown, Germany.

That such property is in the process of administration by Luise Zsakany, as Administratrix c. t. a., acting under the judicial supervision of the Surrogate's Court of Queens County, New York;

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

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

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

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

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

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4256; Filed, Mar. 17, 1945; 10:37 a. m.]

[Vesting Order 4700]

JULIA HANZLICK

In re: Estate of Julia Hanzlick, deceased; File D-34-811; E. T. sec. 12666.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Julia Bosak in and to the estate of Julia Hanzlick, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Julia Bosak, Hungary.

That such property is in the process of administration by Helen Hanzlick, as Administratrix, C. T. A., acting under the judicial supervision of the Orphans' Court of Lehigh County, Allentown, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

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

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

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

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

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4257; Filed, Mar. 17, 1945; 10:37 a. m.]

[Vesting Order 4701]

MAX HARDER

In re: Estate of Max Harder, also known as Max K. Harder, and Maxl Harder, deceased; File D-28-3434; E. T. sec. 5464.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marion Caroline Recknagel, also known as Marion Recknagel and Maxine Recknagel, and each of them, in and to the Estate of Max Harder, also known as Max K. Harder; and Maxl Harder, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Marion Caroline Recknagel, also known as Marion Recknagel, Germany.
Maxine Recknagiel, Germany.

That such property is in the process of administration by Max Harder, Jr., as Executor, and the Treasurer of the City of New York, as Depositary, acting under the judicial supervision of the Surrogate's Court, County and State of New York;

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

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

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

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Prop-

erty Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4258; Filed, Mar. 17, 1945; 10:37 a. m.]

[Vesting Order 4702]

OSCAR HEISLER

In re: Trust under the will of Oscar Heisler, deceased; File No. 017-15583.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Rose von Seidlitz-Kurzbach, Luitgardt Buhl, also known as Luitgardt von Bainberg, Udo Buhl and issue, names unknown, of Luitgardt Buhl, also known as Luitgardt von Bainberg, and each of them, in and to the trust established under the Will of Oscar Heisler, deceased,

is property payable or deliverable to, or or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Rose von Seidlitz-Kurzbach, Germany.
Luitgardt Buhl, also known as Luitgardt von Bainberg, Germany.
Udo Buhl, Germany.
Issue, names unknown of Luitgardt Buhl, also known as Luitgardt von Bainberg, Germany.

That such property is in the process of administration by City Bank Farmers Trust Company, as Trustee, acting under the judicial supervision of the Supreme Court, Richmond County, State of New York;

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

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

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

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

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

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4259; Filed, Mar. 17, 1945; 10:38 a. m.]

[Vesting Order 4703]

RICHARD E. HOLZ

In re: Estate of Richard E. Holz, deceased; File No. D-28-9081, E. T. sec. 11624.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elizabeth Holz in and to the Estate of Richard E. Holz, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Elizabeth Holz, Germany.

That such property is in the process of administration by the Asbury Park National Bank and Trust Company, as Executor, acting under the judicial supervision of the Monmouth County Orphans' Court, Freehold, New Jersey;

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

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

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

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

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

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4260; Filed, Mar. 17, 1945; 10:38 a. m.]

[Vesting Order 4704]

GUSTAV OELS

In re: Estate of Gustav Oels, deceased; File D-28-6549; E. T. sec 4510.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Kathe Binder in and to the Estate of Gustav Oels, deceased.

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Kathe Binder, Germany.

That such property is in the process of administration by the County Treasurer, as Depositary, acting under the judicial supervision of the Surrogate's Court, Fulton County, New York;

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

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

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

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

should be determined to take any one or all of such actions.

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

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4261; Filed, Mar. 17, 1945; 10:38 a. m.]

[Vesting Order 4705]

JAMES S. ROSLOSNICK

In re: Estate of James S. Roslosnick, deceased; File D-34-818; E. T. sec. 12852.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Charles Wursner, nee Suzanne Roslosnick, in and to the Estate of James S. Roslosnick, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Mrs. Charles Wursner, nee Suzanne Roslosnick, Hungary.

That such property is in the process of administration by C. E. Pinkerton, as Administrator, acting under the judicial supervision of the Orphans' Court of Fayette County, Uniontown, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

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

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

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

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

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4262; Filed, Mar. 17, 1945; 10:38 a. m.]

[Vesting Order 4706]

GEORGE FISHER SMITHERS

In re: Estate of George Fisher Smithers, deceased; File D-28-9465; E. T. sec. 12732.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Eric Buschel and Margeurite Buschel, and each of them, in and to the Estate of George Fisher Smithers, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Eric Buschel, Germany.
Margeurite Buschel, Germany.

That such property is in the process of administration by Harry B. Smithers, as Administrator, acting under the judicial supervision of the District Court of the United States for the District of Columbia, Holding Probate Court;

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

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

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

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

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

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

Executed at Washington, D. C., on March 5, 1945.

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

[F. R. Doc. 45-4263; Filed, Mar. 17, 1945; 10:38 a. m.]

[Vesting Order 4707]

FRANK STEUTZ

In re: Estate of Frank Steutz, also known as Frank Stutz and Frank Stuetz, deceased; File D-66-1630; E. T. sec. 10241.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Ludwig Steutz, also known as Ludwig Stuetz, and Anna Blary Falkendorf, and each of them, in and to the estate of Frank Steutz, also known as Frank Stutz and Frank Stuetz, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Ludwig Stuetz, also known as Ludwig Steutz, Germany (Austria).
Anna Blary Falkendorf, Germany (Austria).

That such property is in the process of administration by W. J. Biglin, O'Neill, Nebraska, as Administrator of the estate of Frank Steutz, also known as Frank Stutz and Frank Stuetz, deceased, acting under the judicial supervision of the County Court, County of Holt, State of Nebraska;

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

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

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

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

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

Executed at Washington, D. C. on March 5, 1945.

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

[F. R. Doc. 45-4264; Filed, Mar. 17, 1945; 10:38 a. m.]

[Vesting Order 4708]

MATHILDE VON DEYLEN

In re: Estate of Mathilde Von Deylen, deceased; File D-28-6593; E. T. sec. 5117.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Christine Wessel and Marie Johansson, and each of them, in and to the Estate of Mathilde Von Deylen, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Christine Wessel, Germany.
Marie Johansson, Germany.

That such property is in the process of administration by Anna Beatrice Weiderman, as Executrix, acting under the judicial supervision of the Surrogate's Court, Queens County, State of New York;

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

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

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

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

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

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

Executed at Washington, D. C. on March 5, 1945.

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

[F. R. Doc. 45-4265; Filed, Mar. 17, 1945; 10:39 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 572]

NEW YORK, N. Y., BALTIMORE, MD., AND WASHINGTON, D. C.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4460, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,[1] and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order; and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears

[1] Filed as part of the original document.

in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 23, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director
Office of Defense Transportation.

APPENDIX 1

B. & E. Transportation Co., Inc., Secaucus, N. J.
R. A. Byrnes, Inc., Mullica Hill, N. J.

[F. R. Doc. 45-4320; Filed, Mar. 17, 1945; 3:20 p. m.]

[Supp. Order ODT 3, Rev. 574]

ALABAMA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,[1] and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 23, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

H. H. Mauldin, doing business as Mauldin Truck Line, Abbeville, Ala.
Wallace Herrington, doing business as Herrington Truck Line, Eufaula, Ala.

[F. R. Doc. 45-4321; Filed, Mar. 17, 1945; 3:20 p. m.]

[Supp. Order ODT 3, Rev. 575]

McCOOK, KEARNEY, AND HASTINGS, NEB.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,[1] and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those

[1] Filed as part of the original document.

that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and; unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 23, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director
Office of Defense Transportation.

APPENDIX 1

Highway Motor Freight, Inc., Omaha, Nebr.
Walter Petersen, doing business as Nielsen & Peterson, Grand Island, Nebr.

[F. R. Doc. 45-4322; Filed, Mar. 17, 1945; 3:20 p. m.]

[Supp. Order ODT 3, Rev. 577]

GEORGIA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,[1] and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 23, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Sam Readdy, doing business as Readdy's Transfer & Storage Co., Augusta, Ga.
Carey Frazier Weathers, doing business as Carey F. Weathers Transfer & Storage Company, Augusta, Ga.
R. O. Harrison, doing business as Harrison Transfer Co., Augusta, Ga.
R. A. Willis, doing business as R. A. Willis Transfer Co., Augusta, Ga.

[F. R. Doc. 45-4323; Filed, Mar. 17, 1945; 3:20 p. m.]

[1] Filed as part of the original document.

[Supp. Order ODT 3, Rev. 579]

EAST ST. LOUIS, ILL., ST. LOUIS, MO.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,[1] and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 23, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Laura M. Smock and Walter Smock, copartners, doing business as Smock Transportation Company, Doniphan, Mo.

Eugene Cockman, doing business as Cockman Truck Service, Alton, Mo.

[F. R. Doc. 45-4324; Filed, Mar. 17, 1945; 3:19 p. m.]

[1] Filed as part of the original document.

[Supp. Order ODT 3, Rev. 582]

ALABAMA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,[1] and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington, 25, D. C.

This order shall become effective March 23, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director
Office of Defense Transportation.

APPENDIX 1

Frank Nail, doing business as Frank Nail Truck Line, Goodwater, Ala.
W. O. Dean, doing business as Dean Coal and Transfer Co., Alexander City, Ala.
Curtis Noland Harrelson, doing business as Harrelson Truck Line, Dadeville, Ala.

[F. R. Doc. 45-4319; Filed, Mar. 17, 1945; 3:19 p. m.]

[Supp. Order ODT 20A-197]

MILAN, TENN., AREA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,[1] and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Milan, Tennessee, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators' possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Memphis, Tennessee, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-197" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office Office of Defense Transportation, Memphis, Tennessee.

8. This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

N. W. Kemp, Milan, Tenn.
Howard Wood, Milan, Tenn.
Robert M. Jackson, Milan, Tenn.
B. D. Eubanks, Milan, Tenn.
Howard Dumas, Milan, Tenn.
Abe Burns, Milan, Tenn.
L. D. Runions, Milan, Tenn.
J. E. Fesmire, Milan, Tenn.
James L. Mays, Milan, Tenn.

[F. R. Doc. 45-4315; Filed, Mar. 17, 1945; 3:18 p. m.]

[Supp. Order ODT 20A-198]

DYERSBURG, TENN., AREA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,[1] and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Dyersburg, Tennessee, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any oper-

[1] Filed as part of the original document.

ator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Memphis, Tennessee, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-198" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Memphis, Tennessee.

8. This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director
Office of Defense Transportation.

APPENDIX 1

Roy Sewell, Dyersburg, Tenn.
V. C. Copeland, Dyersburg, Tenn.
Clint Harber, Dyersburg, Tenn.
J. W. Golden, Dyersburg, Tenn.
Robert H. Russell, Dyersburg, Tenn.
Robert Rutledge, Dyersburg, Tenn.
Shelby Crum, Dyersburg, Tenn.
Bennie Flowers, Dyersburg, Tenn.
Lois Sewell, Dyersburg, Tenn.
Gene Reed, Dyersburg, Tenn.

[F. R. Doc. 45-4316; Filed, Mar. 17, 1945; 3:18 p. m.]

[Supp. Order ODT 20A-199]

NAMPA, IDAHO, AREA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231) a copy of which plan is attached hereto as Appendix 2,[1] and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Nampa, Idaho, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Boise, Idaho, authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-199" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Boise, Idaho.

8. This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director
Office of Defense Transportation.

APPENDIX 1

E. R. Thompson, d/b/a City Cab Company, Nampa, Idaho.
A. B. Jones, d/b/a Greystone Cab Company, Nampa, Idaho.

[F. R. Doc. 45-4317; Filed, Mar. 17, 1945; 3:18 p. m.]

[1] Filed as part of the original document.

[Supp. Order ODT 20A-200]

CHAMBERSBURG, PA., AREA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,[1] and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Chambersburg, Pennsylvania, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Harrisburg, Pennsylvania, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-200" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Harrisburg, Pennsylvania.

8. This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 19th day of March 1945.

J. M. JOHNSON,
Director
Office of Defense Transportation.

APPENDIX 1

Leslie G. Hockensmith, Chambersburg, Pa.
Robert L. Fennell, Chambersburg, Pa.
John M. Keyser, Chambersburg, Pa.

[F. R. Doc. 45-4318; Filed, Mar. 17, 1945; 3:18 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order 3439]

RALMAC CORPORATION

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Ralmac Corporation, Grand Rapids, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for manufacturers to—		Maximum prices for sellers other than the manufacturer to—	
		Jobber	Retailer	Retailer	User
		Ea.	*Ea.*	*Ea.*	*Ea.*
Ice cream mixer.	Smoothie	$3.70	$4.63	$4.63	$6.95

These maximum prices are for the articles described in the manufacturer's application dated November 14, 1944.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement

OPA retail ceiling price $6.95
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 17th day of March 1945.

Issued this 16th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4228; Filed, Mar. 16, 1945; 11:53 a. m.]

[MPR 260, Order 666]

HENRY LIPMAN

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered,* That:

(a) Henry Lipman, 565 Beach St., Revere, Mass. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Lincoln Park	5/6" print	50	$115	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing

differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 17, 1945.

Issued this 16th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4229; Filed, Mar. 16, 1945; 11:53 a. m.]

[MPR 188, Order 3440]

AMERICAN REFRIGERATOR AND MACHINE, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) The maximum net price, f. o. b. Minneapolis, Minnesota, for sales by the American Refrigerator and Machine, Incorporated of the following farm and home freezer as described in your application dated January 25, 1945, shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
3 door 14.54 cu. ft. capacity with ½ hp. condensing unit	$335	$402	$670

(b) The maximum net price established in (a) above may be increased by the following amount to each class of purchaser as a charge to cover the cost of crating, when crating is actually supplied: $6.00.

(c) The maximum net price for sales by distributors of the following farm and home freezer manufactured by the American Refrigerator and Machine, Incorporated shall be:

	On sales to dealers	On sales to consumers
3 door 14.54 cu. ft. capacity with ½ hp. condensing unit	$402	$670

(d) The maximum net price for sales by dealers to consumers of the following farm and home freezer manufactured by the American Refrigerator and Machine, Incorporated shall be:

	On sales to consumers
3 door 14.54 cu. ft. capacity with ½ h. p. condensing unit	$670

(e) The maximum net price established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) A distributor or dealer may add the following charges to the maximum price established in (c) and (d) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the following: $6.00.

(g) Each seller of a commodity covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum price established by this order for each such seller as well as the maximum price established for purchasers upon resale, including allowable transportation and crating charges.

(h) The American Refrigerator and Machine, Incorporated shall stencil on the inside of the lid or cover of each farm and home freezer covered by this order, the maximum net price to consumers established by this order. The stencil shall contain substantially the following:

OPA maximum retail price $670.00 plus freight and crating as provided in Order No. 3440 under Maximum Price Regulation No. 188.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 17, 1945.

Issued this 16th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4239; Filed, Mar. 16, 1945; 4:31 p. m.]

[MPR 188, Order 3441]

GROSS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum net price, f. o. b. Milwaukee, Wisconsin, for sales by the Gross Company of the following farm and home freezer shall be:

Item	Size	On sales to distributors	On sales to dealers	On sales to consumers
Model No. 1125	11.25 cu. ft. with ¼ hp. condensing unit.	$195	$234	$390

(b) The maximum net price established in (a) above may be increased by the following amount to each class of purchaser as a charge to cover the cost of crating, when crating is actually supplied: $6.00.

(c) The maximum net price for sales by distributors of the following farm and home freezer manufactured by the Gross Company shall be:

Item	Size	On sales to dealers	On sales to consumers
Model No. 1125	11.25 cu. ft. with ¼ hp. condensing unit.	$234	$390

(d) The maximum net price for sales by dealers to consumers of the following farm and home freezer manufactured by the Gross Company shall be:

Item	Size	On sales to consumers
Model No. 1125	11.25 cu. ft. with ¼ hp. condensing unit.	$390

(e) the maximum net price established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) A distributor or dealer may add the following charges to the maximum price established in (c) and (d) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the following: $6.00.

(g) Each seller of a commodity covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum price established by this order for each such seller as well as the maximum price established for purchasers upon resale, including allowable transportation and crating charges.

(h) The Gross Company shall stencil on the inside of the lid or cover of each farm and home freezer covered by this order, the maximum net price to con-

sumers established by this order. The stencil shall contain substantially the following:

OPA maximum retail price $390.00 plus freight and crating as provided in Order No. 3441 under Maximum Price Regulation No. 188.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 17, 1945.

Issued this 16th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4240; Filed, Mar. 16, 1945; 4:31 p. m.]

[MPR 188, Order 3446]

SPECTACLE PROGRAM OF NAVY DEPARTMENT

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered.*

(a) This order establishes maximum prices for all sales and deliveries of finished spectacle lenses to the United States Navy pursuant to contracts proposed to be entered into under the Navy Spectacle Program by the sellers listed below:

American Optical Co., Southbridge, Mass.
Colonial Optical Co., New York, N. Y.
McIntire, Magee, & Brown Co., Philadelphia, Pa.
Hilbert Optical Co., Baltimore, Md.
Southeastern Optical Co., Richmond, Va.
Southeastern Optical Co., Atlanta, Ga.
Riggs Optical Co., Chicago, Ill.
Dow Optical Co., Chicago, Ill.
Boll-Lewis Optical Co., Chicago, Ill.
Riggs Optical Co., Dallas, Tex.
Prescription Optical Co., Bremerton, Wash.
Northern Optical Co., Seattle, Wash.
Riggs Optical Co., Portland, Oreg.
Riggs Optical Co., Spokane, Wash.
Jenkel-Davidson Co., San Francisco, Calif.
Ferrari-Nicolaus Co., San Francisco, Calif.
Riggs Optical Co., San Francisco, Calif.
Riggs Optical Co., Los Angeles, Calif.
Riggs Optical Co., San Diego, Calif.

(1) For all sales and deliveries of the finished lenses listed below by any of the above named sellers to the United States Navy pursuant to contracts entered into under the Navy Spectacle Program, the maximum prices shall be:

Article:	*Maximum price per pair*
Spherical lenses	$2.08
Plano-cylindrical lenses	2.08
Sphero-cylindrical lenses	2.08
Kryptok bifocal lenses	3.52

These maximum prices shall apply only to the sales to the Navy specified above without regard to any other maximum prices established for the sale by manufacturers of the same lenses. No sale may be made pursuant to this order after June 30, 1945.

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

(c) This order shall become effective as of the 15th day of March 1945.

Issued this 16th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4241; Filed, Mar. 16, 1945; 4:32 p. m.]

[Order 34 Under 3 (e)]

SHEER SILK FLUID CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered.*

(a) The maximum prices for Sheer Silk Fluid in 3 ounce bottles shall be as follows:

To jobbers: $2.80 per dozen.
To retailers: $3.60 per dozen.
To consumers: 52 cents per bottle.

The above prices are delivered except on manufacturer's sales to jobbers and retailers which shall be f. o. b. factory.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the aforesaid commodity to a jobber, the manufacturer shall furnish such jobber with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of Sheer Silk Fluid after the effective date of this order, the manufacturer shall mark or cause to be marked on each package the following legend:

Maximum retail price 52 cents.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4283; Filed, Mar. 17, 1945; 11:49 a. m.]

[MPR 136, Order 419]

OAKES AND BURGER CO., INC.

APPROVAL OF MAXIMUM PRICES

Order No. 419 Under Maximum Price Regulation 136, as amended. Machines and parts, and machinery services. Oakes and Burger Company, Inc., Docket No. 6083-136.25a-252.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1390.25a of Maximum Price Regulation 136, as amended, *It is ordered.*

(a) The maximum net prices of Oakes and Burger Company, Inc., Cattaraugus, New York, for its sales of the groups of milk handling equipment designated below shall be determined by multiplying the maximum net prices prevailing therefor just prior to the issuance of this order by the following applicable percentages:

Item:	*Percentage increase*
Straightaway can washers	109.0
Rotary can washers	108.0
Pasteurizers	106.5
Weigh cans	103.0
Wash sinks	109.0
Milk coolers	106.0
Cheese hoops	109.5
Factory milk cans	101.5
Receiving and weighing units	107.0
Cheese vats	103.5
Ingredient cans	103.0

(b) The maximum price of any reseller for the sale of any item comprised in the groups of milk handling equipment designated in paragraph (a) hereof shall be determined by adding to the maximum price which he had in effect for such item just prior to the issuance of this order to any class of purchasers the dollar and cents amount by which the reseller's cost of such item has been increased as a result of this order.

(c) Oakes and Burger Company, Inc., shall give written notice to all its customers who purchase for resale the items affected by this order of the amounts by which this order permits them to increase their maximum net prices. A copy of each such notice shall be filed with the Office of Price Administration, Washington 25, D. C.

(d) All other requests not granted herein are denied.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4284; Filed, Mar. 17, 1945; 11:49 a. m.]

[MPR 188, Amdt. 25 to Order A-2]

CERTAIN DURABLE GOODS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Paragraph (a) (16) of Order A-2 under Maximum Price Regulation No. 188 is amended in the following respect:

Subdivision (ii) is amended by adding the following commodities to the list of commodities set forth therein.

Electric hot plates.
Portable reed organs.
Parts (except electrical) for portable lamps, lamp shades and residential lighting fixtures.

This amendment shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4285; Filed, Mar. 17, 1945; 11:49 a. m.]

[MPR 188, Order 85 Under Order A-2]

BERGER MACHINE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to paragraph (a) (16) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Berger Machine Company, 7416 Grand Avenue, Maspeth, Long Island, may sell and deliver to lamp shade, lamp and light fixture manufacturers the articles of lamp parts listed below, of its manufacture, at prices no higher than the adjusted maximum price for each article as stated below.

Article and model	Present maximum price to manufacturers	Permitted adjustment	Adjusted maximum price to lamp shade, lamp and fixture manufacturers
	Per M	*Per M*	*Per M*
Harp 9"	$35.00	$15.00	$50.00
½" Nipple	2.95	.90	3.85
¾" Nipple	4.15	1.25	5.40
1" Nipple	5.30	1.60	6.90
1¼" Nipple	6.35	1.90	8.25
1½" Nipple	7.50	2.25	9.75
#1003 Washer (without wire)	5.00	1.50	6.50
#603 Bridgeholder (without wire)	7.50	2.00	9.50

These prices are net f. o. b. New York, New York. These adjustment charges may be made and collected only if separately stated. The adjusted prices are subject to the manufacturer's customary discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers.* Purchasers of the articles for which increases in the manufacturer's maximum prices have been permitted by paragraph (a) may not increase their maximum prices for those articles in any amount, because of any increase permitted the manufacturer by this order.

(c) *Notification.* The manufacturer on making a sale or delivery to a purchaser at an adjusted price permitted by this order shall furnish the purchaser with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

The adjustment charges shown on this invoice were authorized by Order 85 under Order A-2 of Maximum Price Regulation No. 188. Purchasers from us may not increase their established maximum prices because of these adjustment charges.

(d) All requests for adjustments of maximum prices not specifically permitted by this order are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc 45-4286; Filed, Mar. 17, 1945; 11:49 a. m.]

[MPR 188, Order 78 Under 2d Rev. Order A-3]

NEW YORK SILICATE BOOK SLATE CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* New York Silicate Book Slate Company, Incorporated, of 421 Seventh Avenue, New York City 1, New York, may sell and deliver the school supplies which it currently manufacturers for use in schools and other institutions at prices no higher than its net maximum prices for such sales in effect immediately prior to the effective date of this order, plus an adjustment charge of 2 percent of each such maximum price. This adjustment charge applies to every item currently being produced for which a maximum price was established under Maximum Price Regulation No. 188 prior to the effective date of this order, and it may be made and collected only if it is stated separately. The adjusted prices are subject to the manufacturer's customary discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* Any purchaser for resale, who handles the school supplies for which the manufacturer's maximum prices have been adjusted as provided in paragraph (a) in the course of their distribution from the manufacturer to the user, may add to his properly established maximum prices for those articles, in effect immediately prior to the effective date of this order, the dollar-and-cents amount of the adjustment charge which he is required to pay his supplier, provided such amount is separately stated. The adjusted prices are subject to the seller's customary discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(c) *Notification.* Every person who makes a sale or delivery at an adjusted price permitted by this order shall furnish the purchaser with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

Order No. 78 under 2d Revised Order A-3 under MPR 188 authorizes all sellers of the articles covered by this invoice to adjust their ceiling prices, in effect prior to March 19, 1945, by adding no more than the exact dollar-and-cents amount of the adjustment charge appearing on this invoice, *Provided,* That amount is separately stated on an invoice which contains this notice.

(d) *Profit and loss statements.* After the effective date of this order, New York Silicate Book Slate Company, Incorporated, shall submit to the Office of Price Administration, Washington, D. C., a detailed quarterly profit and loss statement within thirty days after the close of each quarter.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4237; Filed, Mar. 17, 1945; 11:50 a. m.]

[MPR 188, Rev. Order 3075]

BENJAMIN E. LEVIN

APPROVAL OF MAXIMUM PRICES

Order No. 3075 under § 1499.158 of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of a juvenile costumer manufactured by Benjamin E. Levin, 12 Harcourt Street, Boston, Massachusetts.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Juvenile costumer.	Hardwoods	*Each* $4.40	*Each* $5.18

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated October 25, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this revised order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and

conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(c) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4288; Filed, Mar. 17, 1945; 11:50 a. m.]

[MPR 188, Rev. Order 3151]

COMMONWEALTH CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 3151 under § 1499.158 of Maximum Price Regulation 188 is redesignated Revised Order 3151 and is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) The maximum net prices, f. o. b. point of manufacture for sales of the following commodities by the Commonwealth Company of Alhambra, California, shall be:

Item	On sales to distributors	On sales to jobbers
No. 58—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 58,000 BTU per hour	$49.95	$55.50
No. 48—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 48,000 BTU per hour	46.57	51.75
No. 38—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 38,000 BTU per hour	43.82	48.69
No. 28—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 28,000 BTU per hour	42.93	47.70
No. 20—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 20,000 BTU per hour	42.23	46.92
Factory heater casing—20 gauge black iron	12.78	14.20

(b) The maximum net prices f. o. b. point of shipment for sales by distributors of the following commodities manufactured by the Commonwealth Company shall be:

Item	On sales to jobbers
No. 58—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 58,000 B. t. u. per hour	$55.00
No. 48—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 48,000 B. t. u. per hour	51.75
No. 38—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 38,000 B. t. u. per hour	48.69
No. 28—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for a normal input rating of 28,000 B. t. u. per hour	$47.70
No. 20—DWH Commonwealth vented wall circulating heater, either gas-fired or oil-fired, designed for normal input rating of 20,000 B. t. u. per hour	46.92
Factory heater casing—20 gauge black iron	14.20

(c) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The Commonwealth Company shall notify each of its distributors, in writing, at or before the issuance of the first invoice, of the maximum prices established by this order for it as well as the distributor's maximum prices on resales to jobbers.

(e) Order No. 1850 under § 1499.158 of Maximum Price Regulation 188 establishing maximum prices for certain commodities now covered by this order is hereby revoked.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4289; Filed, Mar. 17, 1945; 11:50 a. m.]

[MPR 188, Order 3434]

THE ALAN FURNITURE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered.*

(a) This order established maximum prices for sales and deliveries of certain articles of furniture manufactured by the Alan Furniture Company, 149 Warrington Drive, Rochester 7, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Beach chair	24	*Each* $1.70	*Each* $1.80	*Each* $2.12

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated December 22, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4290; Filed, Mar. 17, 1945; 11:50 a. m.]

[MPR 188, Order 3435]

D. AND D. MILLWORK CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by D. and D. Millwork Co., Inc., 1133 Oldham Street, Louisville 10, Kentucky.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Adirondack chair	WA-3830	*Each* $2.30	*Each* $2.70

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated February 20, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4291; Filed, Mar. 17, 1945; 11:51 a. m.]

[MPR 188, Order 3436]

HEYDER WOODCRAFT COMPANY

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Heyder Woodcraft Company, Lombard, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
		Each	*Each*
Juvenile set	95	$5.80	$6.82

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated December 6, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4292; Filed, Mar. 17, 1945; 11:51 a. m.]

[MPR 188, Order 3437]

S. F. McMILLAN AND CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by S. F. McMillan and Company, Thomasville, N. C.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
		Each	*Each*
Juvenile table	699	$1.59	$1.84
Juvenile chair	691	1.52	1.79
Juvenile swing	693	1.24	1.43

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's undated application received in the Office of Price Administration on February 9, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4293; Filed, Mar. 17, 1945; 11:51 a. m.]

[MPR 188, Order 3438]

C. R. SHARP

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by C. R. Sharp, 910 Main Street, Nashville, Tenn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
		Each	*Each*
Yacht chair	135	$2.03	$2.00

These prices are f. o. b. factory, are subject to a cash discount of two per-

cent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated January 27, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1945.

Issued this 17th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4294; Filed, Mar. 17, 1945; 11:52 a. m.]

[MPR 260, Order 667]

ALFRED DUNHILL OF LONDON, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered*, That:

(a) Alfred Dunhill of London, Inc., 620 5th Avenue, New York, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
H. Upmann	Alonsos de Luxe	25	$212.25	28

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4295; Filed, Mar. 17, 1945; 11:52 a. m.]

[MPR 260, Order 668]

FIDELITY TRADING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, *It is ordered*, That:

(a) Fidelity Trading Co., 212 California St., San Francisco, Calif. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Wernado	Londres	50	$161	20

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4296; Filed, Mar. 17, 1945; 11:52 a. m.]

[MPR 260, Order 669]

TREISMAN BROS., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, *It is ordered*, That:

(a) Treisman Bros., Inc., 9 Depot St., Concord, N. H. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
El Arabe	Londres	25	$161.50	20

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4297; Filed, Mar. 17, 1945; 11:52 a. m.]

[MPR 260, Order 670]

M. & L. CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) M. & L. Cigar Factory, 1409 25th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
M. & L.	Londres	50	$[illegible]	7
	Corona	50	64	8
	Brevo	50	100	22

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4293; Filed, Mar. 17, 1945; 11:53 a. m.]

[MPR 260, Order 671]

A. SENSENBRENNER SONS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) A. Sensenbrenner Sons, 1220 Maple Avenue, Los Angeles 15, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or Frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Santa Fe	Biltmores	50	$[illegible]	18
	Panatelas	50	[illegible]	2 for 29
	Pattiks De Luxe	50	[illegible]	2 for 29

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not

be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4299; Filed, Mar. 17, 1945; 11:53 a. m.]

[MPR 260, Order 672]

ALLES & FISHER, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Alles & Fisher, Inc., 549 Shawmut Avenue, Boston 18, Mass. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Harvard	Popular	50	$75	10
J. A.	Perfecto	50	115	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-4300; Filed, Mar. 17, 1945; 11:54 a. m.]

[MPR 260, Order 673]

ALVIN P. ABELL

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Alvin P Abell, 911 N. Summit, Sioux Falls, S. D. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or Frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
The Moose		10	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4301; Filed, Mar. 17, 1945; 11:54 a. m.]

[MPR 260, Order 674]

HOPKINSVILLE CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Amelia C. Heldt, dba Hopkinsville Cigar Company, 515½ Weber Street, Hopkinsville, Ky. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Ecco		50	$40	5
Jocko		50	56	7
Don Ricardo		50	72	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1945.

Issued this 17th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4302; Filed, Mar. 17, 1945; 11:54 a. m.]

[MPR 120, Order 1006]

DISTRICT 2

ORDER CONSOLIDATING ADJUSTMENTS FOR INDIVIDUAL MINES

Correction

In Federal Register Document 45-3945, appearing on page 2818 of the issue for Wednesday, March 14, 1945, in the table of maximum price and size group numbers the figure for Mine Index No. 84 in the column designated "3, 4" under "Railroad fuel" should read "345."

[RMPR 119, Order 3]

ORIGINAL EQUIPMENT TIRES AND TUBES

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 2 and 3 of Revised Maximum Price Regulation 119, *It is ordered:*

(a) *What this order does.* This order establishes maximum prices for sales of original equipment tires and tubes of the sizes and types specified in paragraph (b) below.

(b) *Maximum prices.* The maximum prices for sales of the following original equipment synthetic rubber tires and tubes, shall be:

TRUCK AND BUS TIRES

Size	Ply	Tire	Tube	Flap	Assembly
Regular tread					
14.00-24	12	$131.71	$13.67	$1.17	$143.55
14.00-24	14	135.74	13.67	1.17	150.58
Desert type					
14.00-24	12	131.71	13.67	1.17	143.55
14.00-24	14	135.74	13.67	1.17	150.58

AGRICULTURAL

Size	Ply	Tire	Tube	Assembly
Farm tractor				
11.25-24/13-24	4	$32.99	$5.29	$38.29

(c) All provisions of Revised Maximum Price Regulation 119 not inconsistent with this order shall apply to sales of the commodities covered by this order.

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

This order shall become effective March 20, 1945.

Issued this 19th day of March 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-4349; Filed, Mar. 19, 1945; 11:55 a. m.]

[2d RMPR 213, Order 19]

FREDICK COUCH CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9 (b) (1) of Second Revised Maximum Price Regulation No. 213, *It is ordered:*

(a) *Maximum prices.* The maximum prices for all sales and deliveries to the classes of purchasers specified of the wood frame, narrow band top, flat bed spring manufactured by Fredick Couch Company, of 7110 McKinley Avenue, Los Angeles, California, which is described in the application of the manufacturer dated January 18, 1945, are those set forth below:

For sales to retailers $7.75
For sales to ultimate consumers 14.25

Sales by the manufacturer are f. o. b. Los Angeles, California, and they are subject to a cash discount of 2 percent for payment within 10 days. Sales by retailers are subject to the seller's customary terms, discounts, allowances and other price differentials to each class of purchaser.

(b) *Notification.* Fredick Couch Company shall notify, in writing, all retailers who purchase the bedspring, described above, of the maximum prices established by this order for sales at retail. This notice may be given in any convenient form, and shall be given at the time of or prior to the first invoice to each retailer covering a sale of the bedspring described above.

(c) *Tagging.* Before delivering the bedspring described above, Fredick Couch Company must attach securely to each bedspring a durable tag containing in easily readable lettering the following, with the blank space properly filled in:

OPA has established a retail ceiling of $_____ for this bedspring. Lower prices may be charged. This tag may not be removed until after delivery to the consumer.

(d) Unless the context otherwise requires, the definitions set forth in Second Revised Maximum Price Regulation No. 213 shall apply to the terms used in this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 20th day of March 1945.

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-4347; Filed, Mar. 19, 1945; 11:54 a. m.]

[Order 49 Under 19a]

CHANNEL CARBON BLACK

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in our opinion issued simultaneously herewith and pursuant to § 1499.19a of the General Maximum Price Regulation, *It is ordered.*

Rubber grades of channel carbon black may be sold and delivered by producers thereof to the Defense Supplies Corporation at prices to be adjusted upward in accordance with action hereinafter taken by the Office of Price Administration. However, no seller shall receive payment of more than the maximum prices presently established under the General Maximum Price Regulation or section 28 of Supplementary Regulation 14F until such action (if any) becomes effective. This order shall terminate on the effective date of such action.

This order may be amended or revoked at any time.

This order shall become effective March 19, 1945.

Issued this 19th day of March 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-4348; Filed, Mar. 19, 1945; 11:55 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1049]

PACIFIC GAS AND ELECTRIC CO.

NOTICE OF FILING 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 15th day of March 1945.

Notice is hereby given that Pacific Gas and Electric Company has filed an application with this Commission pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for an exemption from the provisions of sections 6 (a) and 7 thereof. All interested persons are referred to said application which is on file in the office of the Commission for a statement of the transactions therein proposed which are summarized as follows:

Pacific Gas and Electric Company proposes to issue and sell, at a price to be determined by competitive bidding, $80,000,000 principal amount of its First and Refunding Mortgage Bonds, Series M, 3%, due December 1, 1979.

Net proceeds from the sale of such bonds, together with general funds of the company presently on hand, will be applied to the redemption of $84,193,000 principal amount of its First and Refunding Mortgage Bonds, Series G, 4%, due December 1, 1964, now outstanding, at the redemption price of 105% of the principal amount thereof ($88,402,650) plus accrued interest from December 1, 1944, to June 1, 1945. The application recites that the proposed issuance has been authorized by the Railroad Commission of the State of California subject to the results of competitive bidding.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to whether said application for exemption should be granted, and that said application shall not be granted except pursuant to further order of this Commission;

It is ordered, That a hearing on such matters under the applicable provisions of said act and the rules and regulations promulgated thereunder be held on March 20, 1945, at 10:00 a. m., e. w. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room where such hearing will be held. At such hearing cause shall be shown why said application shall be granted. Notice is hereby given of said hearing to the above-named applicant and to all interested persons, said notice to be given to the applicant by registered mail and to all other persons by publication in the FEDERAL REGISTER.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 45-4252; Filed, Mar. 17, 1745; 9:43 a. m.]

[File Nos. 59-17, 59-11, 54-25]

UNITED LIGHT AND POWER CO., ET AL.

NOTICE OF FILING 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 8th day of March, A. D., 1945.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, respondents, File No. 59-17. The United Light and Power Company and its subsidiary companies, respondents, File No. 59-11, The United Light and Power Company, applicant, File No. 54-25.

Notice is hereby given that an application or declaration, designated "Application No. 23" has been filed with this Commission under the Public Utility Holding Company Act of 1935, and particularly under sections 6 and 7 thereof, by the United Light and Railways Company ("Railways"), a registered holding company and a subsidiary of The United Light and Power Company, also a registered holding company.

All interested persons are referred to said document which is on file at the offices of this Commission for a statement of the transactions therein proposed which are summarized as follows:

Railways proposes to issue and to sell privately to banks $17,000,000 principal amount of unsecured promissory notes which will mature 5 years after the date they are issued. Such notes will bear interest on the unpaid principal at the rate of 2% per annum, payable quarterly, and will be payable in whole or pro rata in part, prior to maturity, at the option of Railways, without premium unless prepaid with borrowed funds. Railways proposes to apply the funds borrowed together with treasury cash to redeem as soon as practicable all of its outstanding 5½% debentures, due August 1, 1952 ($23,837,000 principal amount) at the redemption price of 102% which exclusive of interest accrued at the redemption date will require the sum of $24,313,740. The application states that no fees or commissions will be paid by Railways in obtaining the proposed loan from banks.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application or declaration and that said application or declaration shall not be granted or permitted to become effective except pursuant to further order of the Commission:

It is ordered, That a hearing on said application under the applicable provisions of the act and the rules of the Commission thereunder be held on March 21, 1945 at 10:30 a. m., e. w. t. at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Henry C. Lank, 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 said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That notice of this hearing be given to Railways by registered mail and to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Act and by publication in the FEDERAL REGISTER. All persons desiring to be heard, or otherwise wishing to participate, in the proceedings shall file with the Secretary of the Commission, on or before March 20, 1945, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That without limiting the scope of the issues presented by said application, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue of promissory notes is reasonably adapted to the earning power and the security structure of Railways and the other companies in its holding company sys-

tem and is necessary and appropriate to the economic and efficient operation of the business in which Railways is presently engaged,

(2) Whether the fees, commissions or other remuneration to be paid in connection with the issue and sale of said notes are reasonable.

(3) Whether the terms and conditions of the issue of said securities are detrimental to the public interest or to the interest of investors or consumers.

(4) Generally whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

(5) Whether in the event the application or declaration shall be granted or permitted to become effective, it is necessary to impose any terms or conditions to assure compliance with the standards of the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4251; Filed, Mar. 17, 1945; 9:43 a. m.]

[File Nos. 7-788—7-798]

CHICAGO GREAT WESTERN RAILWAY CO., ET AL.

ORDER SETTING HEARING ON APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 15th day of March, A. D. 1945.

In the matter of applications by the Philadelphia Stock Exchange to extend unlisted trading privileges to Chicago Great Western Railway Company, 5% Cumulative to 15% Preferred Stock, $50 Par Value, 7-788; Chicago Great Western Railway Company, Common Stock, $50 Par Value, 7-789; Minneapolis, St. Paul & Sault Ste. Marie Railway Company, V. T. C. for Common Stock, No Par Value, Series B, 7-790; Chicago & Eastern Illinois Railroad Company, Common Stock, No Par Value, 7-791, Chicago & Eastern Illinois Railroad Company, $2 Non-Cumulative Class A Stock, $40 Par Value, 7-792; Western Pacific Railroad Company, 5% Participating Preferred Stock, Series A, $100 Par Value, 7-793; Carrier Corporation Common Stock, $10 Par Value, 7-794; Solar Aircraft Company, Common Stock, $1 Par Value, 7-795; Minneapolis, St. Paul & Sault Ste. Marie Railway Company, V. T. C. for Common Stock, No Par Value, Series A, 7-796; Grumman Aircraft Engineering Corp., Common Stock, $1 Par Value, 7-797; Western Pacific Railroad Company, Common Stock, No Par Value, 7-798.

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

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

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Wednesday, March 28, 1945, at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That William W. Swift, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4249; Filed, Mar. 17, 1945; 9:43 a. m.]

[File No. 70-1024]

CONSOLIDATED ELECTRIC AND GAS CO. AND MOBILE GAS SERVICE CORP.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 15th day of March, A. D. 1945.

Notice is hereby given that Consolidated Electric and Gas Company ("Consolidated") a registered holding company, and Mobile Gas Service Corporation ("Mobile") a gas utility company and a subsidiary of Consolidated, have filed with this Commission a joint application-declaration under the Public Utility Holding Company Act of 1935;

All interested persons are referred to said document which is on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

Mobile proposes to reclassify its common stock, consisting of 5,000 shares of no par value with an aggregate stated value aggregating $430,701, into 100,000 shares of common stock no par value with the same aggregate stated value. Consolidated presently owns all of the common stock of Mobile and is to surrender its present holdings in exchange for the new common shares.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and that said filing should not be granted nor permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on said matters under the applicable provisions of said act and rules of the Commission promulgated thereunder be held at 11:00 a. m., e. w. t., on the 30th day of March 1945, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing is to be held. Any person desiring to be heard in connection with these proceedings, or otherwise wishing to participate, shall file with the Secretary of the Commission on or before March 24, 1945, his request or application therefor as provided by Rule XVII of the Commission's rules of practice;

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matters. 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 the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order by registered mail to Consolidated Electric and Gas Company, Mobile Gas Service Corporation and the Alabama Public Service Commission; and notice of said hearing shall be given to all other persons by publication of this order in the FEDERAL REGISTER;

It is further ordered, That without limiting the scope of the issues presented by such filing, particular attention be directed at such hearing to the following matters and questions:

(1) Whether the proposed transactions comply with all the provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder; and

(2) Whether it is necessary or appropriate in the public interest and for the protection of investors and consumers to impose terms and conditions in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4247; Filed, Mar. 17, 1945; 9:44 a. m.]

[File No. 70-1043]

DELAWARE POWER & LIGHT CO. AND EASTERN SHORE PUBLIC SERVICE CO. OF MARYLAND

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 15th day of March 1945.

Notice is hereby given that declarations or applications (or both) have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Delaware Power & Light Company, a registered holding company, and its subsidiary company, The Eastern Shore Public Service Company of Maryland ("Maryland") and

Notice is further given that any interested person may, not later than March 26, 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing

be held on such matters, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declarations or applications, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said Act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declarations or applications, which are on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized below:

Maryland proposes to sell its electric and ice properties located in St. Mary's, Charles, Prince George's, and Calvert Counties, Maryland, to Southern Maryland Electric Cooperative, Inc., for a base purchase price of $850,000, subject to certain adjustments at date of closing. Such properties comprise all of the electric and ice properties of Maryland located west of Chesapeake Bay. Maryland proposes to use the proceeds from the sale to reimburse its treasury for money previously expended, and to provide additional funds for the enlargement of its principal generating station, located at Vienna, Maryland.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4248; Filed, Mar. 17, 1945; 9:44 a. m.]

[File Nos. 59-10, 54-93]

NORTH AMERICAN CO., ET AL.

ORDER MODIFYING PREVIOUS ORDER; GRANTING AND PERMITTING APPLICATIONS AND DECLARATIONS TO BECOME EFFECTIVE ON CONDITIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of March, A. D. 1945.

In the matter of The North American Company and its subsidiary companies, File No. 59-10; Northern Natural Gas Company Argus Natural Gas Company, Inc., and Peoples Natural Gas Company, File No. 54-93.

The Commission having issued an order on April 14, 1942 in the proceeding respecting The North American Company and its subsidiary companies, File No. 59-10, which order provided in part:

It is ordered, Pursuant to section 11 (b) (1)

5. That Northern Natural Gas Company, a registered public utility holding company, shall sever its relationship with the company named hereafter by disposing or causing the disposition, in any appropriate manner not in contravention of the applicable provisions of the said act or the rules and regulations promulgated thereunder, of its direct and indirect ownership, control and holding of securities issued and properties owned, controlled or operated by:

Argus Natural Gas Company;

The Commission having modified the said order on April 9, 1943 pursuant to the petition of Northern Natural Gas Company, a registered holding company, by adding to the said paragraph

Provided, however, That northern Natural Gas Company shall be permitted to retain in its system, in any appropriate manner not in contravention of the applicable provisions of the said act and of the rules and regulations promulgated thereunder, the transmission, branch and gathering lines and town border stations now owned by said Argus Natural Gas Company;

Northern Natural Gas Company, and its wholly-owned subsidiaries, Peoples Natural Gas Company and Argus Natural Gas Company, Inc., having jointly filed a petition to modify further the order of April 14, 1942, as amended by the order of April 9, 1943, to permit the retention of interests in Argus Natural Gas Company, Inc., and having filed joint applications and declarations with respect to certain transactions designed to transfer the assets of Argus Natural Gas Company, Inc. to Peoples Natural Gas Company to terminate the existence of Argus Natural Gas Company, Inc. and to eliminate certain intangible items on the books of Argus Natural Gas Company, Inc.,

A hearing having been held after appropriate notice; the Commission being duly advised and having this day issued its findings and opinion herein, on the basis of said findings and opinion

It is ordered, That the said paragraph numbered "5" in the order of April 14, 1942, as amended by the order of April 9, 1943, be, and it is hereby, stricken from the said order.

And it is further ordered, That the said applications and declarations, as amended, be, and they are hereby, granted and permitted to become effective subject to the terms and conditions prescribed by Rule U-24 of the general rules and regulations under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4246; Filed, Mar. 17, 1945; 9:44 a. m.]

[File No. 52-24]

MIDLAND UNITED CO., AND MIDLAND UTILITIES CO.

NOTICE OF FILING 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 16th day of March 1945.

In the matter of Hugh M. Morris, trustee of the estate of Midland United Company, and Clarence A. Southerland and Jay Samuel Hartt, trustees of the estate of Midland Utilities Company, File No. 52-24.

The Commission having, by order dated October 24, 1944, approved a Modified Plan for the reorganization of Midland United Company and Midland Utilities Company under section 11 (f) of the Public Utility Holding Company Act of 1935 jointly filed by Hugh M. Morris, Trustee of the Estate of Midland United Company, and Clarence A. Southerland and Jay Samuel Hartt, Trustees of the Estate of Midland Utilities Company (Holding Company Act Release No. 5317A) and

The Commission having approved the selection of Hamilton Allport and Willis D. Gale as two of the five persons to be designated to serve on the initial board of directors of Midland Realization Company and of the reorganized Midland Utilities Company to hold office until the first annual meeting of stockholders following the consummation of the modified plan and until the election and qualification of their successors, and having reserved jurisdiction to pass upon the qualifications and methods of selection of the remaining three persons; and

Said Trustees, in accordance with the terms of the modified plan which provided that the remaining three persons were to be designated jointly by them, having filed an amendment to the modified plan wherein they have designated as the initial directors the following three persons stated to have the following qualifications and connections:

Leo J. Sheridan, President, J. L. Sheridan & Company, which is engaged in general real estate and property management, and which manages several large office buildings located in the Chicago Loop area. He is a member of the Debenture Holders Committee for Midland Utilities Company (Emerich Committee) and was proposed as a director by that committee.

John H. Bickley, certified public accountant and a public utility consultant; formerly Associate Professor of Business and Finance Accounting at Lehigh University and for many years associated with various state and federal regulatory agencies. He was proposed as a director by the committee for the protection of holders of the preferred stock of Midland United Company (Lindsay Committee).

Jay Samuel Hartt, one of the successor Trustees of the Estate of Midland Utilities Company; a consulting engineer whose work since 1920 has included public utility operating surveys, valuations, rate studies and construction.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the qualifications and methods of selection of the persons to be named as three of the five members of the initial board of directors of Midland Realization Company and of the reorganized Midland Utilities Company;

It is ordered, That a hearing on such amendment under the applicable provisions of said act and rules of the Commission thereunder be held on March 30, 1945, at 10:30 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. At such hearing cause shall be shown why such amendment shall become effective. Any person desiring to be heard in such proceeding

shall file with the Commission, on or before March 28, 1945, his request therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Charles S. Lobingier, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearings in said matter. The officer so designated to preside at said 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 amendment, particular attention be directed at said hearing to the appropriateness in the public interest and in the interest of investors and consumers, and under the applicable provisions of said act, of releasing the jurisdiction heretofore reserved with respect to the number of directors and the persons to be named as members of the initial board of directors of Midland Realization Company and of the reorganized Midland Utilities Company.

It is further ordered, That the Secretary of the Commission shall serve notice of the hearing aforesaid by mailing copy of this order, by registered mail, to Hugh M. Morris, trustee of the estate of Midland United Company, Clarence A. Southerland and Jay Samuel Hartt, successor trustees of the estate of Midland Utilities Company, the Debenture Holders' Committee for Midland Utilities Company acting under a Deposit Agreement, dated July 15, 1934, and to such other persons who have been granted leave to participate in this proceeding, not less than seven days prior to the date hereinbefore fixed as the date of the hearing; and that notice of said hearing is hereby given to subsidiaries of said Midland United Company and Midland Utilities Company, the security holders of said Midland United Company and Midland Utilities Company, and of the subsidiaries thereof, consumers of said companies, States, municipalities and political subdivisions of States within which are located any of the utility assets of Midland United Company and Midland Utilities Company and all subsidiaries thereof or under the laws of which any of such companies are incorporated, all State commissions, State securities commissions, and all agencies, authorities, judicial bodies, or instrumentalities of the United States of America and of one or more States, municipalities or other political subdivision having jurisdiction over Midland United Company and Midland Utilities Company or any subsidiaries thereof or over any of the businesses, affairs, or operations of any of them; that such notice shall be given further by a general release of the Commission, distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER not later than seven days prior to the date hereinbefore fixed as the date of hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4328; Filed, Mar. 19, 1945; 9:50 a. m.]

[File No. 70-1047]

VIRGINIA ELECTRIC AND POWER CO.

NOTICE OF FILING 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 17th day of March 1945.

Notice is hereby given that an application has been filed with this Commission by Virginia Electric and Power Company, a subsidiary of Engineers Public Service Company, a registered holding company, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the general rules and regulations of this Commission promulgated thereunder.

All interested persons are referred to said document, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Virginia Electric and Power Company proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $33,000,000 principal amount of First and Refunding Mortgage Bonds, Series E, due March 1, 1975, the interest rate, price to be received by the company and the underwriter's spread to be determined by the competitive bidding.

The proceeds from the proposed sale of the Series E Bonds, together with funds in the amount of $3,044,191 held in escrow by the trustee under the mortgage securing the Series B Bonds and general funds from the treasury of the company, are proposed to be applied to the redemption of the outstanding $37,500,000 principal amount of First and Refunding Mortgage Bonds, Series B, 3½%, due September 1, 1968, at the current call price of 105% of the principal amount.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application and that said application should not be granted except pursuant to further order of this Commission:

It is ordered, That a hearing on said matter, under the applicable provisions of said act and the general rules and regulations promulgated thereunder, be held on April 12, 1945 at 10:00 a. m., e. w. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. At such hearing cause shall be shown why such application should be granted. Notice is hereby given of said hearing to the above-named applicant and to all interested parties, said notice to be given to said applicant by registered mail and to all other persons by publication in the FEDERAL REGISTER.

It is further ordered, That Willis E. Monty or any officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. 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 rules of practice of the Commission.

It is further ordered, That, without limiting the scope of the issues presented by said application otherwise to be considered in this proceeding, particular attention be directed at such hearing to the following matters and questions:

(1) Whether the proposed issue and sale of the bonds by the applicant are solely for the purpose of financing the business of the applicant or, if not, whether such issue and sale meet the requirements of section 7 of the act;

(2) Whether the proposed issue and sale of the bonds by the applicant have been expressly authorized by the state commissions of the states in which the applicant is organized and doing business or, if not, whether such issue and sale meet the requirements of section 7 of the act;

(3) Whether the accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound and accepted principles of accounting;

(4) Whether the fees and expenses in connection with the proposed transactions are reasonable;

(5) What terms and conditions, if any, are necessary or appropriate in the public interest or the interest of investors or consumers to insure compliance with the requirements of the Public Utility Holding Company Act of 1935 or any rules, regulations or orders promulgated thereunder; and

(6) Generally, whether the proposed transactions are in the public interest and in the interest of investors or consumers and will not tend to contravene or circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4329; Filed, Mar. 19, 1945; 9:50 a. m.]

[File No. 812-370]

MAJESTIC RADIO & TELEVISION CORP. 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 16th day of March, A. D., 1945.

In the matter of E. A. Tracey, Majestic Radio & Television Corporation, Automatic Products Corporation, Allied International Investing Corporation, File No. 812-370.

E. A. Tracey, president, general manager and director of Majestic Radio & Television Corporation, having filed an application pursuant to the provisions of section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a)

(2) of said act the proposed exercise of options to purchase 153,500 shares of the common stock of Majestic Radio & Television Corporation heretofore granted by Automatic Products Corporation and Allied International Investing Corporation, registered investment companies, at a price of $2 per share as to 68,500 shares for which options expire May 1, 1945 and $2.50 per share as to 85,000 shares for which options expire May 1, 1946;

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on March 26, 1945 at 10:00 o'clock a. m., eastern standard war time in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pa., and

It is further ordered, That Charles S. Lobingier, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such application. 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 the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 45-4330; Filed, Mar. 19, 1945; 9:50 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5166]

THE PRINTWELL CO., ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 15th day of March, A. D. 1945.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That George Biddle, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law.

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 2, 1945, at ten o'clock in the forenoon of that day (central standard time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 45-4332; Filed, Mar. 19, 1945; 11:14 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 295]

UNLOADING OF COAL AT HARLEM STATION, N. Y.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 16th day of March, A. D. 1945.

It appearing, that car Erie 38030 and 15 others, containing coal, at Harlem Station, New York, on the Erie Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; It is ordered, that:

Coal at Harlem Station, New York, be unloaded. (a) The Erie Railroad Company, its agents or employees, shall unload forthwith car Erie 38020 and 15 other cars, containing coal, at Harlem Station, New York, shipped from Curtisville, Pa. by Hale & McGraw consigned to Old Colony Coal Company and turned over to Consumers' Fuel Distributing Corp.

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads of coal have been completely unloaded. Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911, 49 U.S.C. 1 (10)-(17))

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

By the Commission, Division 3.

[SEAL] W. P BARTEL, *Secretary.*

[F. R. Doc. 45-4308; Filed, Mar. 17, 1945; 11:27 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, 4417a, 4426, 4488, and 4491, as amended, 49 Stat. 1544 (46 U.S.C. 375, 391a, 404, 481, 489, 367), and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.) the following approval of equipment is prescribed.

APPROVAL OF EQUIPMENT

DAVITS

Schat low type davit, Type S. S. L. 10.5-11.5 (Arrangement Dwg. No. B. A. 421, dated 18 December, 1944) (Working load of 5,250 pounds per arm, or 10,500 pounds per set), submitted by Lane Lifeboat and Davit Corp., Foot of 40th Road, Flushing, New York.

Steward Mechanical Davit, Size 3-A-6-6 (General Arrangement Dwg. No. 101, dated 29 December, 1944) (Working load of 6,000 pounds per arm, or 12,000 pounds per set), submitted by C. C. Galbraith and Son, Inc., 99 Park Place, New York, New York.

SEA ANCHOR

Sea anchor, Type 7, submitted by Craftsman Sail Makers Co., 806 Third Avenue, Brooklyn 32, New York.

WINCH

Schat hand boat winch, Type H. W. 10.5 (Dwg. No. B. A. 419, dated 24 January, 1945) (Working load of 3,500 pounds at the drum, or 1,750 pounds per fall), submitted by Lane Lifeboat and Davit Corp., Foot of 40th Road, Flushing, New York.

Dated: March 16, 1945.

L. T. CHALKER, *Rear Admiral, U. S. C. G., Acting Commandant.*

[F. R. Doc. 45-4270; Field, Mar. 17, 1945; 11:12 a. m.]

WAR MANPOWER COMMISSION.

[Amdt. 4]

WILLIAMSPORT, PA., AREA

EMPLOYMENT STABILIZATION PROGRAM

The employment stabilization program for Williamsport Area VI, effective September 15, 1943 (9 F.R. 10607), is hereby amended as follows:

The counties of Bradford, Potter, and Tioga shall be added to section 1 (b) so that section 1 (b) shall then read as follows;

(b) The provisions of this plan will be applicable in the counties of Bradford, Clinton, Lycoming, Montour, Potter, Snyder, Sullivan, Tioga, Union, and the western third of Northumberland—which includes the following townships, boroughs and cities: Townships—Lewis, Delaware, Turbot, Upper Augusta, Lower Augusta, East Chillisquaque, West Chillisquaque, Point, Gearhart, Rockefeller, Rush, Little Mahanoy, Jackson, Washington, Jordon, Lower Mahanoy, Boroughs—Turbotville, Watsontown, McEwensville, Milton, Northumberland, Herndon, and Riverside. City—Sunbury.

Date: February 14, 1945.

F D. SMITH, *Area Director*

Approved: March 9, 1945.

PAUL C. LEWIS, *Regional Director*

[F. R. Doc. 45-4309; Filed, Mar. 17, 1945; 1:53 p. m.]