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**1944 Supplement**

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A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

**CONTENTS—Continued**

<b>OFFICE OF PRICE ADMINISTRATION—</b>	<b>Page</b>
Continued.	
Adjustments and pricing orders—Continued.	
Prince Machine Co.....	12785
Quasi Mfg. Co.....	12785
Silfen and Magedoff.....	12784
Steinway and Sons.....	12782
Storrs-Schaefer Co.....	12781
Sweeney, B. K., Electrical Co..	12780
Union Products Mfg. Co.....	12784
Wilkes, John, Mfg. Co.....	12783
Bakery products (2d Rev. MPR 319, Am. 1).....	12769
Building equipment, specified mechanical; adjustments for reconversion commodities (MPR 591, Order 48)...	12788
Consumer goods other than apparel (MPR 188, Am. 68)...	12773
Food rationing for institutional users (Gen. RO 5, Am. 119)...	12766

**CONTENTS—Continued**

<b>OFFICE OF PRICE ADMINISTRATION—</b>	<b>Page</b>
Continued.	
Foods, rationed, used in products acquired by designated agencies; replacement (Gen. RO 11, Am. 23).....	12767
Hawaii:	
Sandwiches (RMFR 373, Am. 37).....	12766
Textiles (RMFR 373, Am. 38).....	12766
Lawn mowers, hand (MPR 188, Order 3).....	12787
Lumber, Douglas fir stock mill-work (MPR 589, Am. 1).....	12773
Machines, parts and industrial equipment (RMFR 136, Am. 16).....	12771
Exemption and suspension from price control (SO 129, Am. 2).....	12768
Meat, canned (RMFR 156, Am. 8).....	12770
Meat, fats, fish and cheeses (Rev. RO 16, Am. 77; 78) (2 documents).....	12773
Nuts, edible tree (RMFR 490, Am. 3).....	12766
Panama Canal Zone gasoline rationing (RO 5D, Am. 3)...	12771
Paper products, coarse (MPR 349, Am. 6).....	12769
Petroleum products sold at retail establishments and sales of liquefied petroleum gas (RMFR 137, Am. 14)...	12769
Radio cabinets, wood (MPR 188, Order 2).....	12786
Reconverting manufacturers' individual adjustments (SO 119, Am. 7).....	12767
Refrigerators, household mechanical (RPS 102, Am. 7)...	12766
New, resale (MPR 110, Am. 9)...	12766
Retailers, notification of ceiling prices (MPR 188, Order 4518).....	12788
Shoe repair services, retail (RMFR 165, Am. 4 to Supp. Service Reg. 47).....	12773
Sugar (2d Rev. RO 3, Am. 39; Zoning Order 2) (2 documents).....	12772
<b>SECURITIES AND EXCHANGE COMMISSION:</b>	
Hearings, etc.:	
Columbia Gas & Electric Corp. et al.....	12791
Niagara Hudson Power Corp. et al.....	12790
Public Service Co. of Oklahoma.....	12791
United Gas Corp., and United Gas Pipe Line Co.....	12792
Wisconsin Power and Light Co., and North West Utilities Co.....	12792
<b>WAGE AND HOUR DIVISION:</b>	
Lerner employment certificates, issuance to various industries.....	12777
<b>WAR DEPARTMENT:</b>	
Alaskan Defense Command and Alaskan Department.....	12762
National Guard; enlistments and re-enlistments.....	12763

**CONTENTS—Continued**

<b>WAR PRODUCTION BOARD:</b>	<b>Page</b>
Coal conservation by manufactured gas utilities (U-10)...	12765
Construction (L-41, revocation).....	12764
Defense housing projects, material entering into construction (P-55, revocation).....	12765
Housing (P-55-c, revocation)...	12765
Authorization (P-55-b, revocation).....	12765
War housing units, conditions applicable to holding and disposition (P-55-a, revocation).....	12765
Defense projects, material entering into construction (P-19, P-19-a, P-19-b, P-19-c, P-19-d, P-19-e, P-19-g, P-19-h, revocation)....	12764
Delegations of authority:	
National Housing Agency, housing construction (Dir. 24, revocation)....	12764
Veterans' Administration, priorities action (Dir. 39).....	12763
Priorities system operation, applicable regulations (PR 29, revocation).....	12764
Coke, twenty-day inventory (PR 32, Dir. 4).....	12764
Suspension order, Mendall Benjamin Co.....	12764

**CODIFICATION GUIDE**

A numerical list of the parts of the Code of Federal Regulations amended or added by documents published in this issue. Documents carried in the Cumulative Supplement by uncodified tabulation only are not included within the purview of this list.

<b>TITLE 10—ARMY: WAR DEPARTMENT:</b>	<b>Page</b>
Chapter X—Areas restricted for national defense purposes...	12762
<b>TITLE 24—HOUSING CREDIT:</b>	
Chapter VII—National Housing Agency:	
Part 701—Private and public war housing.....	12762
Part 702—Private war housing.....	12762
<b>TITLE 32—NATIONAL DEFENSE:</b>	
Chapter II—National Guard and State guard, War Department:	
Part 201—National Guard regulations.....	12763
Chapter IX—War Production Board:	
Part 903—Delegations of authority (2 documents)...	12763, 12764
Part 944—Regulations applicable to the operation of the priorities system (2 documents).....	12764
<b>TITLE 47—TELECOMMUNICATION:</b>	
Chapter I—Federal Communications Commission:	
Part 3—Standard and high frequency broadcast stations.....	12773

ping Administration, and (3) authorized purchasers, respectively, during the quota period April-December 1945 shall be the amount set forth opposite the name of such primary distributor in Appendix A attached hereto and made a part hereof (all amounts are stated in short tons, as delivered).

(d) *Deliveries to authorized purchasers.* No primary distributor shall deliver direct consumption sugar to any authorized purchaser unless such authorized purchaser endorses and transfers to the primary distributor the ration evidence issued to such authorized purchaser. Every primary distributor shall retain such ration evidence for submission to the Assistant Administrator upon request. No person shall be entitled to rely upon any such ration evidence if he knows or has reasonable cause to believe it to be false.

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

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(g) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using sugar. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 131-1, Sugar Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

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

(j) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., October 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 131-1, as amended, all provision of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with

respect to any such violation, right, liability, or appeal.

**NOTE:** The record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

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

Issued this 8th day of October 1945.

[SEAL] G. T. PEYTON,  
Acting Assistant Administrator.

APPENDIX A

	U. S. Department of Agriculture	Government agencies other than USDA and WSA	Authorized purchasers
<b>Atlantic &amp; Gulf Refiners:</b>			
American Sugar Refining Co.	21,097	153,553	13,077
J. Amn & Co.		6,457	3,671
Colonial Sugars, Inc.	4,120	18,030	2,723
Godechaux Sugars, Inc.	2,500	22,630	10,250
Henderson Sugar Refinery		6,049	3,473
Imperial Sugar Co.	2,279	14,601	6,759
National Sugar Refining Co.	15,833	70,704	44,614
Pepsi-Cola Company			5,221
Refined Syrups & Sugars, Inc.	3,693	10,000	10,000
Revco Sugar Refinery	4,897	12,753	10,233
Savannah Sugar Refinery	1,501	22,003	8,500
South Coast Corporation	1,650	2,700	2,715
Sterling Sugars, Inc.		1,150	1,831
Sucrest Corporation & Affiliates		21,455	2,000
<b>West Coast Refiners:</b>			
California & Hawaiian Sugar Refg. Corp.	21,094	20,622	13,160
Western Sugar Refinery	8,533	23,145	9,853
<b>Inland Refiners:</b>			
Chase Candy Co.			60
Inland Sugar Co.			612
Liquid Sugars, Inc.		3,003	2,613
Realty Operators, Inc.		60	573
<b>Bee Sugar Companies:</b>			
Amalgamated Sugar Co.		3,050	4,737
American Crystal Sugar Co.		3,233	8,091
Buckeye Sugar Co.			4
Franklin County Sugar Co.		1,452	153
Garden City Company		109	327
Great Lakes Sugar Company			19
Great Western Sugar Co.		1,810	19,411
Holly Sugar Corp.		4,035	7,633
Isabella Sugar Co.			47
Lake Shore Sugar Co.			80
Layton Sugar Co.		114	244
Los Alamitos Sugar Co.		275	737
Menominee Sugar Co.			11
Michigan Sugar Co.			241
Monitor Sugar Co.			1
National Sugar Mfg. Co.		44	312
Southeastern (Franklin County Sugar Co.)			1
Speckles Sugar Co.		4,097	6,052
Superior Sugar Ref. Co.			91
Union Sugar Co.		275	3,850
Utah Idaho Sugar Co. (incl. Guakasa)		3,476	5,667
<b>Importers of Direct Consumption Sugar:</b>			
Cuban-American Mercantile Corp.		1,450	1,570
Czariflow-Riviera Sugar Co.		4,410	2,033
Dyer Sugar Corporation		1,755	1,422
Farr & Company			233
M. Gelekts & Co.			222
Hershey Sugar Sales Corp.		8,141	8,191
Lambert & Co., Inc.		351	2,831
Lombard & Co.		1,010	121
Mariano Sugar Trading Corp.		231	1,675
Minford & Co.		305	1,301
Clavaria & Co.		1,035	4,877
Revco Sugar Refinery			43

[F. R. Doc. 45-18696; Filed, Oct. 9, 1945; 3:24 p. m.]

[WFO 10, Amdt. 11]  
PART 1432—RICE  
RICE SET ASIDE

War Food Order No. 10, as amended (10 F. R. 9611, 10419) is hereby amended:

1. By striking §§ 1432.1 (b) and (c) and substituting in lieu thereof respectively, the following:

(b) *Restrictions.* Beginning October 1, 1945, every miller shall set aside each calendar month and shall hold for sale to a governmental agency, a quantity of milled rice in an amount equal to 40 percent of the total combined quantity of the brown and milled rice milled by him during the month. Milled rice so set aside shall be of grade No. 5 or better, of one of the Classes I to X, inclusive. Beginning October 1, 1945, no miller shall deliver or otherwise dispose of, except to a governmental agency, rice milled by him during any calendar month, in an amount exceeding 60 percent of the total combined quantity of brown and milled rice milled by him during such calendar month. All rice set aside may be offered for sale, at not more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received on specified dates.

(c) *Exemptions from restrictions of paragraph (b).* (1) Deliveries to governmental agencies of grades or classes of brown or milled rice, other than those specified in (b) hereof, may be credited against the amount of rice required to be set aside under this order.

(2) Brown or milled rice delivered to persons other than governmental agencies for civilian use in Puerto Rico, the Virgin Islands or Hawaii may be credited against the quantity of milled rice required to be set aside under (b) hereof.

(3) The Assistant Administrator may upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) hereof, when satisfactory evidence is submitted to the Assistant Administrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(4) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

2. By striking § 1432.1 (d) (iv) and substituting in lieu thereof the following:

(iv) The quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands and Hawaii for civilian use and the quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

*Effective date.* This order shall become effective at 12:01 a. m., e. s. t., October 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, 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.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all 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. 9577, 10 F.R. 8087)

Issued this 9th day of October 1945.

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

[F. R. Doc. 45-18761; Filed, Oct. 9, 1945;  
3:23 p. m.]

[WFO 25-1, Amdt. 4]

PART 1433—COCOA BEANS

QUOTAS AND RECORDS PRESCRIBED FOR COCOA BEANS

War Food Order No. 25.1, as amended (8 F.R. 2530, 4642, 13699; 9 F.R. 4321, 4319, 6799; 10 F.R. 103, 126, 10419), is hereby further amended by deleting the provisions of § 1433.2 (a) and inserting, in lieu thereof, the following:

(a) The quota of cocoa beans for processing by any person shall be, for the three-month period commencing October 1, 1945, and for each subsequent period until otherwise ordered; 85 percent of the total amount of cocoa beans processed by such person during the corresponding three-month period of 1941.

The provisions of this amendment shall be effective at 12:01 a. m., e. s. t., October 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 25-1, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 25-1, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(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; E.O. 9577, 10 F.R. 8087; WFO 25, as amended, 8 F.R. 2529; 9 F.R. 4321, 4319, 9584, 13741; 10 F.R. 103, 126, 10419)

Issued this 4th day of October 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator, Production  
and Marketing Administration.

[F. R. Doc. 45-18758; Filed, Oct. 9, 1945;  
3:23 p. m.]

[WFO 25, Amdt. 4]

PART 1433—COCOA BEANS

CONSERVATION AND DISTRIBUTION OF COCOA BEANS AND COCOA BEAN PRODUCTS

War Food Order No. 25, as amended (8 F.R. 2529; 9 F.R. 4321, 4319, 9584, 13741; 10 F.R. 103, 126, 10419), is further amended by deleting the provisions of §§ 1433.1 (b) (6) and (9), and by re-

numbering §§ 1433.1 (b) (7), (8), and (10) so as to read, respectively, §§ 1433.1 (b) (6), (7), and (8).

The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., October 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 25, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 25, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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

Issued this 9th day of October 1945.

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

[F. R. Doc. 45-18759; Filed, Oct. 9, 1945;  
3:23 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT  
Chapter X—Areas Restricted for National  
Defense Purposes

[Public Proclamation 11]

ALASKAN DEFENSE COMMAND AND ALASKAN  
DEPARTMENT

To the people of Alaska and the public generally:

Whereas, the Secretary of War has designated the undersigned as the Military Commander to carry out the duties and responsibilities imposed by Executive Order No. 9066 (7 F.R. 1407) dated February 19, 1942, in the Territory of Alaska, and authorized the undersigned to modify or cancel any orders issued under the said Executive order by former Commanding Generals of the Alaska Defense Command and the Alaskan Department;

Whereas, the Imperial Japanese Government has proclaimed the surrender of its armed forces to the allied forces; and

Whereas, the present military situation no longer requires, as a matter of military necessity, certain restrictions heretofore imposed within the Territory of Alaska;

Now therefore, I, Delos C. Emmons, Lieutenant General, United States Army, by virtue of the authority vested in me by and pursuant to the above designated directive of the President of the United States, and by virtue of my powers and prerogatives as Commanding General of the Alaskan Department, do hereby order and declare that:

(1) Effective October 1, 1945, the following Public Proclamations and administrative instructions thereto published by the Alaska Defense Command and by the Alaskan Department are rescinded:

Public Proclamation No. 1, dated April 7, 1942 (7 F.R. 4859)

Public Proclamation No. 2 (undated) (7 F.R. 4860)

Public Proclamation No. 3, dated May 14, 1942 (7 F.R. 5785)

Public Proclamation No. 5, dated November 20, 1942

Public Proclamation No. 6, dated November 22, 1942 (8 F.R. 1874)

Public Proclamation No. 7, dated November 1, 1943 (8 F.R. 16100)

Public Proclamation No. 9, dated June 1, 1944, and

Public Proclamation No. 10, dated August 1, 1944;

(2) The effect of the rescission in paragraph (1) heretofore is to remove all restrictions heretofore imposed by proclamations of this Headquarters issued under the emergency authority granted by Executive Order No. 9066;

(3) All individual Exclusion Orders heretofore issued by the Commanding General, Alaska Defense Command or Alaskan Department, and now in effect, are rescinded. All persons heretofore prohibited from entering the Territory of Alaska are permitted to return, and will be accorded the same treatment and allowed to enjoy the same privileges accorded law abiding American citizens or residents.

[SEAL] DELOS C. EMMONS,  
Lieutenant General, U. S. Army,  
Commanding.

Confirmed:

EDWARD F. WITSELL,  
Major General,  
Acting The Adjutant General.

[F. R. Doc. 45-18815; Filed, Oct. 10, 1945;  
1:30 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA Reg. 60-17]

PART 701—PRIVATE AND PUBLIC WAR  
HOUSING

PART 702—PRIVATE WAR HOUSING

REPEAL OF SALES PRICE AND OTHER PRIORITY  
RESTRICTIONS AND CONTROLS

The War Production Board is revoking, effective October 15, 1945, WPB Conservation Order L-41, WPB Directive 24, and WPB Preference Rating Orders in the P-55 and P-19 Series (*infra*). As these revocations will terminate the authority the War Production Board delegated to the National Housing Agency to control and restrict the occupancy and disposition of priority-constructed housing, it is necessary to repeal, as herein provided, the public regulations of the National Housing Agency controlling or restricting such housing under that delegation. These revocations and repeals by the War Production Board and the National Housing Agency remove all sales price and other priority restrictions and controls on private war housing that received priority assistance pursuant to any WPB Preference Rating Order in the P-55 or P-19 Series, including all private war housing subject to priority restrictions or controls of the National Housing Agency.

NHA Regulations (General Orders) 60-1B (9 F.R. 2458), 60-2C (9 F.R. 2816), 60-3C (9 F.R. 247), 60-6A (9 F.R. 13554), 60-8A (9 F.R. 13834), 60-9A (9 F.R.

4680), 60-15 (10 F.R. 10165), 60-16 (10 F.R. 11553), 70-1A (10 F.R. 8809), 70-1A-1 (10 F.R. 11554), (which regulations were published in the FEDERAL REGISTER as §§ 701-1 to 701-5, inclusive, and §§ 702.1 to 702.56, inclusive), and all public regulations expressly superseded, amended or revised thereby, are hereby repealed: *Provided*, That this regulation shall not affect any rents or tenant charges controlled by the Office of Price Administration.

This regulation does not affect any liabilities incurred for violation of any regulation or order of the National Housing Agency or the War Production Board or of action taken thereunder.

This regulation shall be effective October 15, 1945.

JOHN B. BLANDFORD, Jr.,  
Administrator.

[F. R. Doc. 45-18859; Filed, Oct. 11, 1945;  
11:25 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter II—National Guard and State Guard, War Department

#### PART 201—NATIONAL GUARD REGULATIONS ENLISTMENTS AND REENLISTMENTS IN NATIONAL GUARD

Pending the revision of Part 201, the provisions thereof are amended insofar as they conflict with the following:

Effective immediately, the resumption of enlistments and reenlistments in the National Guard is authorized under restrictions prescribed in paragraph 1, Recruiting and enlistment of personnel for the National Guard will be a function of the military authorities of the several States, Territories, and the District of Columbia. The Chief of the National Guard Bureau is charged with the publishing of necessary instructions to State Adjutants General and with the furnishing of the necessary blank forms. Enlistment for the National Guard of members of the Armed Forces while in active federal military service is not authorized. Applications for or inquiries concerning enlistment in the National Guard will be addressed to the Adjutant General of the State wherein the applicant permanently resides.

1. Restrictions covering current enlistments and reenlistments in the National Guard are prescribed as follows:

a. Former male members of the Armed Forces of the United States except those currently commissioned or enlisted in reserve components of the land or naval forces who entered active federal military service subsequent to September 16, 1940, served honorably and faithfully therein, and were honorably discharged therefrom, and who are otherwise qualified, may be enlisted in the National Guard; however, men who are within induction age limits (currently 18 through 25 years of age) will only be enlisted if they have been discharged from the Army of the United States under the Army readjustment regulations or corresponding demobilization regulations of the naval forces.

b. No person shall, by reason of his membership in the National Guard or

the National Guard of the United States under the provisions of this directive, be exempted from military service under any Federal law.

c. Recruiting and enlistment for the National Guard is a state function as currently provided in NGR 25, June 10, 1940.

d. Enlistment will be for the State Detachment of the National Guard of the State and the National Guard of the United States for a period of 3 years. Personnel so enlisted may be assigned by state authorities to constituted National Guard units of the state upon the return of units to state control.

e. Enlistment for the Inactive National Guard is not authorized.

f. Limitations on strength of State Detachments as provided in NGR 15, November 10, 1937, are suspended.

g. Qualifications for enlistment are those currently provided in NGR 25, June 10, 1940. Physical requirement for enlistment are those established in NGR 27, April 1, 1927 and Change 1, November 9, 1933. Qualified officers authorized to administer enlistment oaths and qualified medical examiners will be provided by state authorities.

h. Enlistments in the National Guard will be in the grade of private, except that personnel who entered active federal military service with the National Guard of a State subsequent to September 16, 1940 and who reenlist therein subsequent to release or discharge from active military service, may be reenlisted in their former National Guard grade. Where compatible with state law, qualified personnel may be enlisted in the National Guard of a State in the enlisted rating or grade held in the Army of the United States at time of release or discharge. Promotions in grade in the National Guard are not authorized.

i. Drills or assembles for pay from federal funds are not authorized.

j. Uniforms or other items of federal equipment are not authorized for issue.

k. Individuals enlisted or reenlisted in the National Guard and the National Guard of the United States under this authority are exempt from registration under the provisions of the Selective Training and Service Act of 1940, *Provided*, That no such exemption shall accrue to any man by reason of such enlistment or reenlistment who is within induction act limit (currently 18 through 25 years of age) unless he was discharged from the Armed Forces by reason of demobilization or expiration of term of service.

1. Administrative functions incident to the recruiting and maintenance of State Detachments will be performed by state authorities, with no expenditures of federal funds authorized.

2. Communications to the War Department concerning enlistments in the National Guard will be addressed to the Chief, National Guard Bureau, Washington 25, D. C. (W. D. Cir. 284, 19 September 1945)

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

[F. R. Doc. 45-18816; Filed, Oct. 10, 1945;  
1:30 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, 53 Stat. 177, 53 Stat. 827; E.O. 8024, 7 F.R. 323; E.O. 8040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9593, 10 F.R. 10155; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

### PART 903—DELEGATIONS OF AUTHORITY

[Directive 39, as Amended Oct. 10, 1945]

#### PRIORITIES ACTION BY THE VETERANS ADMINISTRATION

§ 903.153 *Directive 39—(a) Rating for material.* The Veterans' Administration may assign and apply within limits prescribed by War Production Board Program Determinations, preference ratings to the delivery of materials (including products, commodities, equipment, accessories, parts, or assemblies) subject to the condition that, unless otherwise specifically provided in a Program Determination, the Veterans' Administration may not assign or apply ratings to the delivery of any material for which application for rating or for specific authorization is required by an order or regulation to be made on a form other than WPB-541A.

(b) *Ratings for construction.* Preference ratings may be assigned to:

(1) Veterans Administration construction projects.

(2) Remodelling of buildings to be leased to the Veterans' Administration for use as regional or branch offices. "Remodelling" as used in this paragraph means the minimum remodelling required to serve the purpose of the Veterans' Administration as lessee.

(c) *Restrictions on rating authority.* Any instrument which assigns a rating to the delivery of tires or tubes shall before issuance be reviewed and approved by the War Production Board.

(d) *Form of assignment of ratings.* The Veterans Administration shall assign or apply ratings under this directive by issuance of a legend substantially as shown below, to which may be added any further provisions which conform to War Production Board orders or regulations and which are authorized by program determinations:

Under authority of the War Production Board a preference rating of MM is assigned (or applied) to the delivery of the material referred to herein. Application and extension of the rating is governed by Priorities Regulation 3 of the War Production Board.

The legend shall be endorsed on or attached to an appropriate instrument which shall include (1) the name and address of the person to whom the rating is assigned, (2) the quantity, dollar value and description of items rated, and (3) the signature and title of the official of the Veterans Administration who assigns or applies the rating.

(e) *Application and extension of ratings.* Ratings assigned or applied under this directive may be applied and extended only in accordance with applicable regulations of the War Production Board.

(f) *General provisions.* (1) The Veterans Administration may exercise the authority delegated in this directive through such of its officials as the Administrator of Veterans Affairs may specifically authorize in writing to assign or apply the "MM" rating, and only through such officials.

(2) The Veterans Administration shall make to the Program Vice Chairman such monthly reports on the exercise of authority granted by this directive as the Program Vice Chairman may require from time to time.

(3) A true copy of every document on which the Veterans Administration assigns or applies a preference rating pursuant to the provisions of this directive shall be maintained by the Veterans Administration for inspection by representatives of the War Production Board at any time.

Issued this 10th day of October 1945.

LINCOLN GORDON,  
Program Vice Chairman.

[F. R. Doc. 45-18809; Filed, Oct. 10, 1945;  
11:23 a. m.]

**PART 903—DELEGATIONS OF AUTHORITY**  
[Directive 24, Revocation]

**AUTHORITY OF NATIONAL HOUSING AGENCY  
FOR HOUSING CONSTRUCTION**

Section 903.36 *Directive 24 and Interpretation 1* thereof are revoked, effective October 15, 1945. This revocation does not affect any liabilities incurred for violation of any rules, orders, regulations or other actions taken or issued pursuant to the directive.

Issued this 11th day of October 1945.

LINCOLN GORDON,  
Program Vice Chairman.

[F. R. Doc. 45-18851; Filed, Oct. 11, 1945;  
11:17 a. m.]

**PART 944—REGULATIONS APPLICABLE TO THE  
OPERATIONS OF THE PRIORITIES SYSTEM**

[Priorities Reg. 29, Revocation]

Priorities Regulation 29 and Direction 1 thereto are hereby revoked. This revocation does not affect any liability incurred for violation of the regulation or of actions taken by the War Production Board pursuant to the regulation. Provisions applicable to operations formerly described in Priorities Regulation 29 are now contained in other regulations and orders of the War Production Board.

Issued this 11th day of October 1945.

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

[F. R. Doc. 45-18858; Filed, Oct. 11, 1945;  
11:17 a. m.]

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

[Priorities Reg. 32, Direction 4]

**TWENTY-DAY INVENTORY ON COKE**

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

(a) No person, including a Government operated establishment, may accept delivery of any coke if his inventory of it is or will by virtue of such acceptance become more than he expects to use during the succeeding twenty days on the basis of his current or scheduled method and rate of operation.

(b) This direction does not apply to:

(1) Coke which on the effective date of this direction was billed or in transit;

(2) Any delivery of a carload of coke or less to any person who at the time of delivery has in his inventory less than a twenty day supply of coke. However, he may not thereafter accept delivery of any additional quantities until his inventory is again less than a twenty day supply;

(3) Delivery of coke to any person who acquires it for space heating, domestic hot water, or cooking;

(4) Delivery of coke to any person buying for resale.

(c) No person may place any order for coke requesting delivery which would result in an inventory in excess of that permitted by this direction. A person must immediately cancel, reduce or defer any order for coke which has been placed where the scheduled delivery would result in an inventory in excess of that permitted by this direction.

(d) No person may deliver any coke if he knows, or has reason to believe that acceptance of such delivery would be in violation of this direction.

(e) Any appeal from this direction should be filed by letter in triplicate to the War Production Board, Steel Division, Washington 25, D. C., Ref: PR 32, Direction 4, referring to the provision appealed from and stating fully the grounds of the appeal.

(f) This direction is effective October 15, 1945.

Issued this 10th day of October 1945.

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

[F. R. Doc. 45-18828; Filed, Oct. 10, 1945;  
4:20 p. m.]

**PART 955—MATERIAL ENTERING INTO THE  
CONSTRUCTION OF DEFENSE PROJECTS**

[Preference Rating Orders P-19, P-19-a, P-19-b, P-19-c, P-19-d, P-19-e, P-19-g, P-19-h, Revocation]

Section 955.1, *Preference Rating Order P-19*; § 955.2, *Preference Rating Order P-19-a*; § 955.3, *Preference Rating Order P-19-b*; § 955.5, *Preference Rating Order P-19-c*; § 955.6, *Preference Rating Order P-19-d*; § 955.7, *Preference Rating Order P-19-e*; § 955.8, *Preference Rating Order P-19-g*; § 955.9, *Preference Rating Order P-19-h*; and all P-19, P-19-a, P-19-b, P-19-c, P-19-d, P-19-e, P-19-g and P-19-h preference rating orders previ-

ously issued to builders or owners and all amendments and interpretations thereof are revoked, effective October 15, 1945. This revocation does not affect any liabilities incurred for any violation of any such preference rating order.

Issued this 11th day of October 1945.

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

[F. R. Doc. 45-18857; Filed, Oct. 11, 1945;  
11:17 a. m.]

**PART 1010—SUSPENSION ORDERS**  
[Suspension Order S-744, Revocation]

MENDALL BENJAMIN CO.

Suspension Order No. S-744 was issued March 27, 1945, effective April 3, 1945, against Mendall Benjamin, doing business as Mendall Benjamin Company, 122 Gold Street, Worcester, Massachusetts, engaged as a distributor of copper tubing and various kinds of plumbing supplies. An appeal was filed with the Chief Compliance Commissioner on April 27, 1945 and, pending final determination of the appeal, a stay was granted on April 27, 1945. Deputy Chief Compliance Commissioner Bok considered the appeal and recommended that the case be remanded to the Regional Compliance Commissioner for a hearing. Due to the fact that CMP and all ratings, except of the MM and CC bands have terminated, the Chief Compliance Commissioner directs that this suspension order be revoked.

In view of the foregoing it is hereby ordered, that: § 1010.744, *Suspension Order No. S-744* be revoked.

Issued this 10th day of October 1945.

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

[F. R. Doc. 45-18826; Filed, Oct. 10, 1945;  
4:20 p. m.]

**PART 1075—CONSTRUCTION**  
[Conservation Order L-41, Revocation]

Section 1075.1 *Conservation Order L-41* is revoked, effective October 15, 1945.

All specific orders previously issued by the War Production Board (other than "suspension orders" and "consent orders" issued by the War Production Board on the basis of a violation of War Production Board orders or regulations) which directed individual builders to stop construction on specified projects, are revoked, effective October 15, 1945.

All conditions and restrictions on the construction or use of buildings or other projects contained in orders, certificates or authorizations issued to individual builders permitting construction under L-41 (except conditions and restrictions on the use of MM or CC ratings) are revoked, effective October 15, 1945. These orders, certificates and authorizations include preference rating orders in the P-19 and P-55 series, certificates and

authorizations on Forms CMPL-224 and GA-1456 and other certificates expressly authorizing construction under L-41. However, MM and CC ratings assigned on these orders or certificates are not revoked.

This revocation does not affect any liabilities incurred for violation of the order or of actions taken under the order.

Issued this 11th day of October 1945.

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

[F. R. Doc. 45-18852; Filed, Oct. 11, 1945;  
11:17 a. m.]

#### PART 1075—CONSTRUCTION

[Preference Rating Order P-55, Revocation]

##### MATERIAL ENTERING INTO THE CONSTRUCTION OF DEFENSE HOUSING PROJECTS

Section 1075.7 *Preference Rating Order P-55*, and all serially numbered P-55 preference rating orders previously issued to builders or owners are revoked, effective October 15, 1945. This revocation does not affect any liabilities incurred for violation of any P-55 preference rating order.

Issued this 11th day of October 1945.

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

[F. R. Doc. 45-18853; Filed, Oct. 11, 1945;  
11:17 a. m.]

#### PART 1075—CONSTRUCTION

[Preference Rating Order P-55-a,  
Revocation]

##### CONDITIONS APPLICABLE TO THE HOLDING AND DISPOSITION OF WAR HOUSING UNITS

Section 1075.8 *Preference Rating Order P-55-a* is revoked, effective October 15, 1945. This revocation does not affect any liabilities incurred for violation of the order or any rules, orders, regulations or other actions issued or taken pursuant to the order.

Issued this 11th day of October 1945.

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

[F. R. Doc. 45-18854; Filed, Oct. 11, 1945;  
11:17 a. m.]

#### PART 1075—CONSTRUCTION

[Preference Rating Order P-55-b, Revocation]

##### AUTHORIZATION OF HOUSING CONSTRUCTION

Section 1075.10 *Preference Rating Order P-55-b*, and all serially numbered P-55-b preference rating orders previously issued to builders or owners are revoked, effective October 15, 1945. This revocation does not affect any liabilities in-

curred for violation of any P-55-b preference rating order.

Issued this 11th day of October 1945.

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

[F. R. Doc. 45-18855; Filed, Oct. 11, 1945;  
11:17 a. m.]

#### PART 1075—CONSTRUCTION

[Limited Preference Order P-55-c, Revocation]

##### HOUSING CONSTRUCTION

Section 1075.13 *Limited Preference Order P-55-c* is revoked, effective October 15, 1945. This revocation does not affect any liabilities incurred for violations of the order or any actions taken under the order.

Issued this 11th day of October 1945.

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

[F. R. Doc. 45-18856; Filed, Oct. 11, 1945;  
11:17 a. m.]

#### PART 4500—UTILITIES

[Utilities Order U-10]

##### CONSERVATION OF COAL BY MANUFACTURED GAS UTILITIES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of coal 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.

§ 4500.66 *Utilities Order U-10*—(a) *Purpose of the order.* The purpose of this order is to save coal by reducing the amount used in producing manufactured gas.

(b) *Definitions.* For the purposes of this order:

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

(2) "Utility" means any person in the United States engaged in producing, transmitting or supplying manufactured gas directly or indirectly for general use by the public. "Utility" does not include any person supplying only natural gas or mixed natural and manufactured gas.

(3) "Non-utility producer" means any person who owns or operates any manufactured gas production or transmission facilities and who is not included in the definition of "utility" in paragraph (b) (2).

(4) "Consumer" means any ultimate user of manufactured gas produced, transmitted or distributed by any utility or by any non-utility producer which is interconnected with any utility.

(5) "Manufactured gas" means any combustible gas produced by any manu-

facturing process (other than liquefied petroleum gas unmixed with any gas produced by any other manufacturing process).

(6) "Standby facilities" means equipment designed to use another fuel to replace gas, and for the operation of which a supply of fuel is available or obtainable.

(c) *Restriction on use of coal gas facilities.* (1) Each utility and each non-utility producer shall conserve coal by the employment of all practical methods.

(2) Each utility and each non-utility producer having facilities for obtaining manufactured gas directly or indirectly from water gas and coal gas manufacturing facilities, shall, so far as practicable, operate its facilities so as to maximize supplies of gas obtained from water gas facilities and reduce the operation of coal gas facilities.

(d) *Standby facilities.* Each consumer having standby facilities shall so far as practicable maximize his use of those facilities and to a corresponding extent reduce his acceptance of manufactured gas from his utility supplier. Each utility, without regard to its contractual rights or those of any consumer, shall reduce deliveries to all consumers who have standby facilities, to the extent to which the operation of such facilities as required by this paragraph has reduced the consumers' requirements for the delivery of manufactured gas from the utility.

(e) *Exceptions.* The provisions of paragraphs (c) (2) and (d) above do not apply to persons west of the Mississippi River.

(f) *Directions.* The War Production Board may from time to time issue directions with respect to deliveries of manufactured gas.

(g) *Appeals.* Any person affected by this order who considers that compliance therewith would work an exceptional or unreasonable hardship on him may appeal for relief to the War Production Board, which may grant such specific exemptions or take such action as may be consistent with the purposes of this order.

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

(i) *Communications.* Communications concerning this order may be addressed to the War Production Board, Washington (25), D. C., Ref.: U-10.

Issued this 10th day of October 1945.

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

[F. R. Doc. 45-18327; Filed, Oct. 10, 1945;  
4:20 p. m.]

Chapter XI—Office of Price Administration

PART 1380—HOUSEHOLD AND SERVICE INDUSTRY MACHINES

[RPS 102, Amdt. 7]

HOUSEHOLD MECHANICAL REFRIGERATORS

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. 102 is amended in the following respects:

1. Section 1380.51 is redesignated § 1380.51a.

2. A new § 1380.51 is added to read as follows:

§ 1380.51 *Scope of this revised price schedule—(a) Articles covered.* The provisions of this revised price schedule apply to all new household mechanical refrigerators manufactured prior to July 1, 1945. It does not apply to any new household mechanical refrigerators manufactured on or after that date.

(b) *Modification of the provisions of this revised price schedule.* The provisions of this revised price schedule may be modified by orders issued under this section.

This amendment shall become effective on the 10th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18830; Filed, Oct. 10, 1945; 4:34 p. m.]

PART 1380—HOUSEHOLD AND SERVICE INDUSTRY MACHINES

[MPR 110, Amdt. 9]

RESALE OF NEW HOUSEHOLD MECHANICAL REFRIGERATORS

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

Maximum Price Regulation No. 110 is amended in the following respects:

1. Section 1380.101 is redesignated § 1380.101a.

2. A new § 1380.101 is added to read as follows:

§ 1380.101 *Scope of this regulation—(a) Articles covered.* This regulation applies to all new household mechanical refrigerators manufactured prior to July 1, 1945. It does not apply to any new household mechanical refrigerators manufactured on or after that date.

(b) *Modification of the provisions of this regulation.* The provisions of this regulation may be modified by orders issued under this section.

This amendment shall become effective on the 10th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18831; Filed, Oct. 10, 1945; 4:34 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 490,<sup>2</sup> Amdt. 3]

EDIBLE TREE NUTS

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

Revised Maximum Price Regulation 490 is amended in the following respects:

1. Section 2 (a) (1) Table I is amended by deleting the prices for Pecans, Orchard run improved and Orchard run seedlings, in Columns 1 and 2 appearing at lines 29 and 30 under the heading "In Shell" and inserting the following figures, ".28" and ".21" in Column 1 under the heading "In Shell" in place thereof to read as follows:

Kind of edible tree nut	Grade and size	Growers' country dealers, packers' and shellers' prices (cents per pound) in shell	
		Col. 1	Col. 2
Pecans.....	Orchard run, improved..	.28	-----
	Orchard run, seedlings..	.21	-----

2. Section 2 (a) (2) Table II is amended by adding in the columns headed "In Shell" and "Shelled" under the title "Pecans" in line 5, the figure "2".

This amendment shall become effective October 10, 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 4, 1945.

J. B. HUTSON,  
Under Secretary of Agriculture.

[F. R. Doc. 45-18832; Filed, Oct. 10, 1945; 4:34 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373,<sup>2</sup> Amdt. 37]

SANDWICHES 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.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. Section 70 (b) (1) Type No. 3 is redesignated Type No. 4 and a new item designated Type No. 3 is added reading as follows:

Type No. 3. All other "solid type" fillings such as, but not limited to, luncheon meat or cheese not including any mayonnaise; cooked dressing; ground, minced, or potted meats; chicken, fish, or egg salads or spreads; cream cheese;

<sup>1</sup> 9 F.R. 12614, 13852; 10 F.R. 11749.

<sup>2</sup> 10 F.R. 6646, 7407, 7794, 7799, 8020, 8069, 8371, 8979, 9273, 9274, 9275, 9466, 9540, 9620, 9618, 9882, 9928, 10085, 10086, 10086, 10125, 10086, 10229, 10437, 11399, 11666, 11753, 12086, 12087, 12087.

or other "soft type" fillings such as peanut butter, jam, jelly, or similar materials.

Each

(1) 2 oz. filling----- \$0.12½

2. Paragraph (b) (2) is amended to read as follows:

(2) Except as otherwise prohibited, any of the following, or a combination of any of the following, items may be substituted for not more than one-half of the fillings set forth in paragraph (1) above: Lettuce, tomato, chopped olives, celery, onion, mayonnaise, butter, mustard or other condiments.

This amendment shall become effective as of September 17, 1945.

Issued this 10th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18833; Filed, Oct. 10, 1945; 4:35 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373,<sup>2</sup> Amdt. 38]

TEXTILES 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.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. Section 71 (a) (1) is amended by adding thereto subdivisions designated (ix) and (x) reading as follows:

(ix) M-388B Synthetic fiber textiles for civilian items.

(x) M-388C Wool and wool textiles for civilian items.

This amendment shall become effective as of September 20, 1945.

Issued this 10th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18834; Filed, Oct. 10, 1945; 4:35 p. m.]

PART 1305—ADMINISTRATION

[Gen. RO 5,<sup>2</sup> Amdt. 119]

FOOD RATIONING FOR INSTITUTIONAL USERS

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

General Ration Order 5 is amended in the following respects:

Article XXVIII is amended to read as follows:

ARTICLE XXVIII—SUGAR FOR HOME CANNING AND PRESERVING BY INSTITUTIONAL USERS

SEC. 28.1 *Home canning and preserving for Group I institutional users.* (a) A Group I institutional user may not use the War Ration Books of the persons who

<sup>2</sup> 8 F.R. 10002.

live and eat at his establishment in order to obtain sugar for home canning. However, those persons may obtain sugar for home canning and preserving in the same way as consumers under Second Revised Ration Order 3, and a Group I institutional user may use the foods produced with such sugar for the purpose of feeding such persons.

SEC. 28.2 *Home canning and preserving for other institutional users*—(a) *General*. An institutional user (other than a Group I user) may, prior to November 1, 1945, apply for an allotment of sugar to be used for canning fruits and fruit juices and for preserving, if the finished product is to be produced in a "kitchen" or in a "place like a kitchen". In addition, a government or government agency, such as a Federal prison or State asylum, may apply for an allotment of sugar to be used for canning and preserving in commercial-scale processing facilities for use in its Group II or eleemosynary or educational Group III, V or VI establishments.

(b) *Explanation of terms*. (1) "Kitchen" is a place principally used for the preparation of meals, such as a kitchen in a school or in a home economic center.

(2) "A place like a kitchen" is a place other than a kitchen but in facilities which do not differ substantially from those ordinarily found in a kitchen, and which are clearly not commercial-scale processing facilities. For example, a hospital may have on its premises, in addition to its kitchen, a separate place containing facilities for canning or preserving which are of a type similar to those normally used by such institutions in kitchens.

(c) *Application*. Application must be made to the District Office on OPA Form R-315 and must state:

- (1) The name and address of the place where the foods will be produced;
- (2) The type and location of the facilities to be used and the purposes for which those facilities are ordinarily used;
- (3) The number of pounds of sugar needed;
- (4) The number of pounds of foods to be produced from fruit and fruit juices;
- (5) The number of pounds of prepared fruit (or pints of fruit juices) to be used in making jams, preserves and marmalades;
- (6) The number of pounds of prepared fruit (or pints of fruit juices) to be used in making jellies and fruit butters;
- (7) The disposition to be made of such foods;
- (8) The amount of sugar, if any, obtained for home canning during 1944, and the amount of sugar actually used for home canning in 1944.

(d) *Amount of allotment*. The District Office may grant an allotment of sugar in an amount not exceeding:

- (1) One (1) pound for each four (4) quarts of finished canned fruit or fruit juices;
- (2) One (1) pound of sugar for each pound of prepared fruit for making jams, preserves, and marmalades;

(3) One (1) pound of sugar for each two (2) pounds of prepared fruit (or one pint of fruit juice) used for making jellies and fruit butters.

However, the amount of sugar granted for producing jams, jellies, preserves, marmalades, and fruit butters shall not exceed five (5) pounds of sugar for each 1000 persons served meals during the year 1944. Moreover, a Group III or IV user who did not obtain sugar for home canning in 1944 or who did obtain sugar for this purpose but failed properly to account for such sugar is not eligible for a home canning allotment in 1945. If he is eligible, the amount of the allotment in 1945 shall not exceed the amount he received for this purpose in 1944.

(e) *Issuance of ration evidences*. The District Office shall issue ration evidences for the amount of the allotment. However, if the applicant has an excess inventory of sugar, the amount of the excess inventory shall be deducted from the amount of sugar to be issued. Any excess inventory so deducted shall be cancelled.

(f) *Report*. An institutional user who receives an allotment of sugar under this section must, when he applies for allotments for the January-February 1946 allotment period, report, in writing, to the District Office the amount of such sugar actually used for home canning and preserving. If the amount of sugar used for home canning and preserving is less than the amount obtained for that purpose under this section, the difference shall be treated as excess inventory.

This amendment shall become effective October 11, 1945.

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

Issued this 11th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18330; Filed, Oct. 11, 1945;  
11:44 a. m.]

#### PART 1305—ADMINISTRATION

[Gen. RO 11, Amdt. 23]

#### REPLACEMENT OF RATIONED FOODS USED IN PRODUCTS ACQUIRED BY DESIGNATED AGENCIES

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

General Ration Order 11 is amended in the following respects: 1. Section 1.2 (a) is amended by adding a new subparagraph (10) to read as follows:

- (10) The Veterans Administration.
2. Section 4.1 (d) is amended to read as follows:

(d) A designated agency having a limited ration bank account may not, in

\*8 F.R. 9008, 9625, 10419, 11671.

any period, issue checks under this order in excess of the amount that it has been authorized to draw against that account for the purpose of advance or replacement for that period. The agencies or activities listed in section 1.2 (a) (2), (3) and (10) will receive ration evidences for the purposes of this order, under arrangements made between those agencies or activities and the Washington Office.

3. Section 4.1 is amended by adding a new paragraph (i) to read as follows:

(i) The Veterans Administration may open one or more ration bank accounts for each rationed food for which it receives an allocation to make replacements or advances under this order.

This amendment shall become effective October 15, 1945.

Issued this 11th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18331; Filed, Oct. 11, 1945;  
11:43 a. m.]

#### PART 1305—ADMINISTRATION

[SO 119, Amdt. 7]

#### INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

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.

A new paragraph (f) is added at the end of section 5 as follows:

(f) Because of the unsatisfactory nature of the available 1941 unit cost records, and the unrepresentative character of price increase factors derived from the use of the best-selling article (which in many cases had a cost-price relationship not typical of the product line), the Administrator has concluded that Method A should be abandoned. Accordingly, no applications may be filed under Method A after October 16, 1945. Orders will continue to be issued, pursuant to applications under Method A filed prior to that date, provided the proposed increase factor is in line with the increase factor which would be derived from the use of Method B. If it is not, you may be required to supply such additional information as may be needed to show your increase factor derived by the use of Method B.

This amendment shall become effective October 16, 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18371; Filed, Oct. 11, 1945;  
11:41 a. m.]

## PART 1305—ADMINISTRATION

[SO 129, Amdt. 2]

## EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

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

Supplementary Order 129 is amended in the following respects:

1. Section 1 is amended by adding the following sentence: "The heading of each section of this article indicates the commodity price branch of the National Office having jurisdiction over the machines, parts, industrial materials and services listed."

2. Section 2 (b) is amended by adding the following to the list of commodities thereunder:

Prefabricated non-dwelling structures—limited to direct sales to users by manufacturers, other than retail lumber yard dealers or an agent or employee thereof, whose gross sales during any calendar year is \$5000 or less.

3. Section 4 (a) is amended by striking out the phrase ". . . pursuant to a cost-plus-a-fixed-fee or a cost-plus-a-percentage-of-cost contract," appearing in the description of batteries, wet-cell electric storage, in the list of electrical equipment appearing in that section.

4. Section 4 (a) is further amended by adding to the list of electrical equipment appearing thereunder as follows:

(1) Bells (including tubular tower bells) upon which musical selections are played and  
(2) Peals of bells or chimes of bells when designed for installation in the towers of religious, educational or similar institutions.

Radio tubes and parts when sold by a manufacturer to a brand owner for replacement purposes only.

5. Section 4 (b) is amended by adding the following to the list of miscellaneous equipment thereunder:

Amusement riding devices (such as roller coaster, whip, caterpillar, kiddy rides, octopus, loop-o-plane, scooter, swings, Ferris wheel, merry-go-round) when sold for installation in amusement parks, carnivals or for use in itinerant amusement enterprises, excluding power units and power transmission units for operating devices, highway vehicles and railroad cars for transporting the devices.

6. Section 8 (a) (2) is amended by adding the following in alphabetical order to the list of chemicals and drugs thereunder:

Annatto seeds.  
Aconitum heterophyllum.  
Botanical drugs, domestic and imported, whether crude, milled, ground or powdered, and solid, fluid and powdered extracts of the foregoing.  
Bruceine sulphate.  
Cochineal.  
Emetine hydrochloride.  
Gum Ghatti.  
Saffron.  
Saponin (extract of soap bark).  
Thallium sulphate.

7. Section 9 is amended by adding the following sentence: "The heading of

each section of this article indicates the commodity price branch of the National Office having jurisdiction over the machines, parts, industrial materials and services listed."

8. Section 10 (a) is amended by adding the following to the list of commodities thereunder:

Chemical stoneware.  
Talc, ground soapstone and pyrophyllite.

9. Section 10 is amended by adding the following paragraph (b):

(b) *Mechanical building equipment covered by MPR 591 as follows.*

Non-metallic air and fume conductor devices and accessories.

Aluminum molding, binding and edging.  
Stainless steel molding, binding and edging.

Casket and casket shell hardware.

Cast iron risers manufactured in accordance with the specifications of applicable sanitary laws or regulations.

C. N. I. Alloy cast iron thread pipe, couplings and nipples.

Cocks, ground key, plug type corporation, curb and service patterns as used by water and gas utilities for underground water and service connections.

Flag poles and staffs, metal.

Liquid soap dispensing equipment, except portable or detachable self-contained units.

Mail chutes, except pneumatic.

Metal awnings.

Metal clad wooden plumbing fixtures.

Oil separators, all types, except those covered by RMPR 136.

Plastic pipe and tubing manufactured from co-polymer vinyl and vinylidene.

Repair clamps and couplings, except garden hose clamps and couplings.

Tie rods and accessories, except inserts, especially designed for concrete form construction which become permanent parts of the structure.

Vault doors.

Window guards.

Wood casing for pipe.

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

(b) *Machine tools and parts as follows:*

Spring-winding and spring-forming machinery.

11. Section 12 (c) is amended by adding the following to the list of miscellaneous equipment thereunder:

Instruments, industrial, designed and sold as devices to measure and control physical and chemical variables in industrial processes (such as measurement and control of pressure, temperature, humidity, flow, motion, position, space, gravity, liquid level, chemical-physical variables, acidity, alkalinity, electrolytic conductivity, oxygen content, CO<sub>2</sub> content and other such gases, liquids and solids), excluding any instruments covered by MPR 591 and instruments for measuring, testing, indicating or recording electrical quantities. These instruments are only those used in industrial processes for the purpose of control or control and measurement of the process.

12. Section 12 (d) is amended by striking out subparagraph (4) of the list of exclusions from parts for heavier and lighter than air aircraft.

13. Section 12 (d) is amended by correcting the listed equipment "Marine

equipment listed in RMPR 136" to read "Marine equipment listed as such in RMPR 136".

14. Section 12 is amended by adding the following paragraph (e):

(e) *Processing machinery and parts as follows:*

Knitting needles, industrial.

15. Section 13 (a) is amended by adding the following to the list of non-ferrous metals and products thereunder:

Calcium metal.

Ferroboreon and other boron alloys.

Ferrophosphorus.

Lead bullet rod.

Non-ferrous forgings.

Tool steel scrap.

16. Section 13 is amended by adding the following paragraph (b):

(b) *Iron and steel and products as follows.*

Stainless steel (all forms, grades and analyses which are subject to RPS No. 0 when sold by a producer or are subject to RPS No. 49 when sold by a reseller).

17. A new section 15 is added to Article II to read as follows:

Sec. 15. *Paper and paper products—(a) Miscellaneous paper and paperboard products as follows.*

Shredded wastepaper except when sold to any person who uses wastepaper as a raw material in any manufacturing process (wastepaper is defined as in MPR 30).

18. Section 18 (b) is amended by the addition of the following subparagraphs (2), (3) and (4):

(2) *Mechanical building equipment; filing of published prices.* Every manufacturer of an article listed under section 10 (b) shall forward to the Building Materials and Construction Price Branch, Office of Price Administration, Washington 25, D. C., on or before November 15, 1945, unless previously submitted, copies of all published current catalogs, published price books, and published discount sheets relative to any such commodities. Copies of all such catalogs, price books and discount sheets issued at any time after October 16, 1945, shall be forwarded to the Building Materials and Construction Price Branch at least five days before the issuance thereof.

(3) *Industrial knitting needles; reports of increased prices.* Any manufacturer who increases his selling prices for industrial knitting needles of any class over the maximum prices in effect on October 16, 1945, shall forward to the Office of Price Administration within 10 days after the first days of January, April, July, and October in each year, beginning January 1, 1946, a report showing the percentage amount of the price increase for each class of industrial knitting needles sold during the preceding three-month period.

(4) *Shredded wastepaper; reports of sales.* Every seller whose total sales of shredded wastepaper exceed ten tons in any month shall report for each such

month to the Office of Price Administration, Washington 25, D. C., the total tonnage volume, total dollar sales, and also the total tonnage and dollar sales of shredded wastepaper for the month of August 1945.

This amendment shall become effective October 16, 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18872; Filed, Oct. 11, 1945; 11:41 a. m.]

PART 1340—FUEL

[RMPR 137, Amdt. 14]

PETROLEUM PRODUCTS SOLD AT RETAIL ESTABLISHMENTS AND CERTAIN OTHER RETAIL SALES OF LIQUEFIED 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. 137 is amended in the following respects:

1. Section 8 (b) (3) is amended to read as follows:

(3) *Massachusetts.* In the Metropolitan Boston, Massachusetts Area comprising the following towns and cities: Arlington, Belmont, Boston, Braintree, Brookline, Cambridge, Canton, Chelsea, Cohasset, Dedham, Dover, Everett, Hingham, Hull, Lexington, Lynn, Malden, Medford, Melrose, Milton, Nahant, Needham, Newton, Quincy, Reading (but not North Reading), Revere, Saugus, Somerville, Stoneham, Swampscott, Wakefield, Waltham, Watertown, Wellesley, Weston, Westwood, Weymouth, Winchester, Winthrop and Woburn, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.1 cents per gallon.

2. Section 8 (b) (9) is amended to read as follows:

(9) *Rhode Island.* In the State of Rhode Island in the towns and cities named below, the maximum prices for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be as follows:

City or town:	Sales at retail establishments (cents per gal.)
1. Barrington.....	11.5
2. Bristol.....	11.5
3. Burrillville.....	11.5
4. Central Falls City.....	11.0
5. Charlestown.....	11.0
6. Coventry.....	11.5
7. Cranston City.....	11.0
8. Cumberland.....	11.0
9. East Greenwich.....	11.5
10. East Providence.....	11.0
11. Exeter.....	11.5
12. Foster.....	11.5
13. Gloucester.....	11.5
14. Hopkinton.....	11.0
15. Jamestown.....	12.0
16. Johnston.....	11.0
17. Lincoln.....	11.0
18. Little Compton.....	11.5

City or town:	Sales at retail establishments (cents per gal.)
19. Middletown.....	11.5
20. Narragansett.....	11.0
21. Newport City.....	11.5
22. North Kingstown.....	11.5
23. North Providence.....	11.0
24. North Smithfield.....	11.0
25. Pawtucket City.....	11.0
26. Portsmouth.....	11.5
27. Providence City.....	11.0
28. Richmond.....	11.0
29. Scituate.....	11.5
30. Smithfield.....	11.0
31. South Kingstown.....	11.0
32. Tiverton.....	11.5
33. Warren.....	11.5
34. Warwick City.....	11.5
35. Westerly.....	11.0
36. West Greenwich.....	11.5
37. West Warwick.....	11.5
38. Woonsocket.....	11.0

This amendment shall become effective October 16, 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18866; Filed, Oct. 11, 1945; 11:40 a. m.]

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

[MPR 349, Amdt. 6]

DISTRIBUTORS' MAXIMUM PRICES FOR CERTAIN COARSE PAPER PRODUCTS

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

Maximum Price Regulation 349 is amended in the following respects:

1. The pricing units of the following items in section 1 (c) are amended to read as follows:

Commodities:	Pricing unit
5. Bowl liners.....	10M.
7. Butter chips.....	10M.
14. Souffle cups <sup>2</sup> .....	5M.
15. Baking cups <sup>2</sup> .....	5M.
17. Dishes <sup>2</sup> .....	M.
27. Napkins <sup>2</sup> .....	10M.
37. Shirtboards...Per cwt. per M, or per bundle of not less than 50 lbs.	
45. Tray covers.....	5M.

<sup>2</sup> When sold in resale packages, the pricing unit may be case or carton or gross.

2. Item 2 in the list of commodities in section 1 (c) is amended to read as follows:

2. Bags—all kinds including but not limited to cellophane, glassine, greaseproof, acetate and specialty paper bags, and excluding those covered by MPR 162.—M.

3. Section 13 (a) (10) is amended to read as follows:

(10) "Distributor" means any reseller commonly known and recognized in the industry as a wholesale paper merchant or jobber, at least 35% of whose total dollar sales (for the latest three month

<sup>1</sup> 8 F.R. 3617, 6110, 7266, 11434; 9 F.R. 457, 12635.

period) was in the papers and paper products (excluding paperboard and boxes) covered by this regulation and Maximum Price Regulations Nos. 130, 140, 182 and 266; and in printing and writing papers covered by Maximum Price Regulations Nos. 400 and 522. Any reseller of paperboard clothes hangers, excluding any manufacturer who resells such hangers, shall be deemed to be a distributor, as herein defined, of such hangers. Any person who enters the wholesale paper business subsequent to October 16, 1945 shall qualify as a distributor if, after three months operations, he satisfies the requirements of the foregoing definition: *Provided, however,* That such person shall not sell under this regulation until he has filed a statement with the Office of Price Administration, Washington, D. C., setting forth all the relevant facts, and the authority to act as a distributor hereunder has been granted by the Office of Price Administration.

4. Section 13 (a) (17) is amended to read as follows:

(17) "Manufacturer's maximum price" is the manufacturer's maximum price established by the applicable maximum price regulation issued by the Office of Price Administration, and shall include all transportation charges for the particular commodity actually paid by the distributor less all transportation allowances made by the manufacturer: *Provided, however,* That no transportation charge shall be included by the distributor in the manufacturer's maximum price unless the distributor customarily included or would have included such transportation charge in the manufacturer's price in March 1942.

5. Appendix A is amended by adding at the end thereof the following paragraph (k).

(k) If a distributor had no base period practice with respect to the pricing of a commodity or service under this regulation he shall establish his maximum price for such commodity or service in accordance with the March, 1942 practice of his closest competitive seller in sales to the same class of purchaser.

This amendment shall become effective October 16, 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18293; Filed, Oct. 11, 1945; 11:41 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 319, Amdt. 1]

CERTAIN BAKERY PRODUCTS

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

Second Revised Maximum Price Regulation 319 is amended in the following respects:

1. Revised Supplementary Order No. 106 is substituted for Revised Supplementary Order No. 34 referred to in section 1 (c) (4).

2. Section 6 (b) is amended to read as follows:

(b) *On sales to wholesalers and routesellers.* Your maximum price on sales of bakery products to wholesalers and routesellers shall be the maximum price which you were last required to report for your sales to ultimate consumers, less twenty-five (25) percent.

3. Sections 10 (a) (4) and 10 (a) (5) are added to read as follows:

(4) If you are a producer and have discontinued manufacturing a bakery product covered by this regulation at the time for recalculating maximum prices, you need not recalculate your maximum price for such product at such time, but when you resume production you shall report a recalculation of your maximum price for such product either on the basis of your then existing cost of ingredients and packaging materials, but using your previously reported direct labor costs and markup, or in the case of pies, if your previous report was calculated under Section 11, on the basis of the weighted average of your then existing costs of ingredients and packaging materials, but using your previously reported weighted average of direct labor costs and markups.

You must report such maximum price on the appropriate form and to the appropriate office of the Office of Price Administration as provided in section 10 (b) of this regulation before making any sales of such product.

(5) If you are a producer and the transferee of a bakery plant and carry on the business, or continue to deal in the same type of commodities, in an establishment separate from any other establishment previously owned or operated by you, your direct labor costs and markup shall, for the purpose of determining a maximum price, be the same as those to which your transferor would have been subject if no transfer had taken place, and your obligation to keep records sufficient to verify such items shall be the same. The transferor shall either preserve and make available or turn over to you all records of transactions prior to the transfer which are necessary to enable you to comply with the record provisions of this regulation.

If you are unable to ascertain the direct labor costs and markup of your transferor in connection with any bakery product, you may at the time for recalculating apply in writing to the regional office of the Office of Price Administration for the region in which your plant is located for the establishment of a maximum price on your sales of such product, giving the information required by section 14 (c) of this regulation.

The regional administrator for such region or any district director authorized to act for such regional administrator shall approve or disapprove said maximum price and, in the event of a

disapproval, he shall proceed to determine a reasonable maximum price for such product. Whenever authority pursuant to the provisions of this subparagraph has not been delegated to a district office, the district director of such district office shall receive the applications provided for herein and shall transmit them to the appropriate regional office for processing.

4. Section 13 is amended by adding the following paragraph:

Any action that may be taken by the Office of Price Administration under this section may be taken by the regional administrator for the region in which the producing plant is located or by any district director authorized to act for such regional administrator.

5. Section 14 (c) is amended to read as follows:

(c) If you cannot establish a maximum price under subparagraph (a) or (b) above or if you are a producer who has not previously manufactured a bakery product covered by this regulation, you shall apply to the regional office of the Office of Price Administration for the region in which you will produce such product for a maximum price therefor. Such application shall set forth (1) a detailed description of the product, including the brand name, if any, (2) the reason why you are unable to establish a maximum price under the foregoing provisions of this section, (3) an itemized breakdown showing the cost of each ingredient and packaging material of the new product, (4) an itemized breakdown for your most nearly comparable product, if any, (5) the name and address of your closest competitor who produces the same or similar product, (6) a description of such product, and its maximum price, and (7) the specific price desired for each producing plant for a sale to each type of purchaser.

The regional administrator for such region or any district director authorized to act for such regional administrator shall approve or disapprove said maximum price and, in the event of a disapproval, he shall proceed to determine a reasonable maximum price for such product. Whenever authority pursuant to the provisions of this subparagraph has not been delegated to a district office, the district director of such district office shall receive the applications provided for herein and shall transmit them to the appropriate regional office for processing.

6. Section 17 is amended to read as follows:

SEC. 17. *Posting requirement for sales to ultimate consumers.* If you sell a commodity covered by this regulation to ultimate consumers which is unwrapped or unpackaged or fruit cake which was purchased on an f. o. b. basis, you shall post your current selling price for each such item at or near the place in the store where it is offered for sale and where it can readily be seen by the pur-

chaser. This provision shall not apply to sales by routesellers.

This amendment shall become effective October 16, 1945.

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

Issued this 11th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 3, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-18870; Filed, Oct. 11, 1945;  
11:42 a. m.]

[RMPR 156, Amdt. 8]

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

CANNED MEAT

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

Revised Maximum Price Regulation No. 156 is amended by the addition of section 16 to read as follows:

SEC. 16. *War procurement items for sale to civilians following termination of war contracts.* Notwithstanding the provisions of any other section of this regulation, on and after October 9, 1945, any manufacturer of a canned meat product heretofore authorized to be sold only to war procurement agencies (including the canned items priced in Schedule I (h) of § 1364.35 of Revised Maximum Price Regulation No. 148, those priced in this regulation, and those for which sales to war procurement agencies are exempted from price control) whose contract has been terminated for the convenience of the government or by mutual consent of the manufacturer and the contracting war procurement agency, and who, with the approval of the contracting war procurement agency has elected to sell the undelivered products called for by the terminated contract to civilian buyers for their consumption shall price such canned meat product in accordance with the following provisions:

(a) Until December 8, 1945, such manufacturer may sell such product, to civilian buyers for civilian consumption at a price no higher than the established dollar-and-cents ceiling price for such product if dollar-and-cents ceiling prices therefor have been established in Revised Maximum Price Regulations Nos. 148 or 156, or at a price no higher than the last invoiced price at which such product was sold to any war procurement agency if the product is one for which dollar-and-cents ceiling prices are not established in Revised Maximum Price Regulations Nos. 148 and 156, subject to the following conditions:

(1) All canned meat products sold subject to this paragraph (a) of section 16 either shall be sold f. o. b. the point of manufacture, or, if delivery is made, the delivered price shall not exceed the f. o. b. price at the point of manufacture plus the actual costs of delivery, regardless of whether sold in carload or less than carload lots.

(2) Canned meat products packed in cans of 36 ounce or greater capacity—except canned bacon, slab or sliced—may not be sold to retailers, or to wholesalers for resale to retailers, or to intermediate distributors for resale to retailers.

(3) Canned meat products packed in cans of less than 36 ounce capacity, and canned bacon, slab or sliced, packed in any size can may be sold to all classes of buyers.

(4) Boxes meeting the specifications called for by the terminated contract shall be used only to the extent permitted by the inventory of such boxes on hand or on order on the date the contract was terminated. After the supply of all such boxes available on the contract termination date has been used, additional boxes meeting those specifications may be obtained for use if desired, but the deduction hereinafter specified in subparagraph (5) of this paragraph (a) shall be applicable the same as though such boxes were shipping containers other than the type required by the terminated contract.

(5) If any canned meat product sold in accordance with the provisions of this paragraph (a) of section 16 is packed in a shipping container other than the type required by the terminated contract, \$0.50 per cwt. must be deducted from the applicable ceiling price.

(6) Each manufacturer selling canned meat products in accordance with the provisions of this paragraph (a) of section 16 must file with the Office of Price Administration, Washington, D. C., on or before October 24, 1945, a signed statement setting forth the following information:

(i) The date of termination of each contract for each product, and the war procurement agency involved.

(ii) The number of cans of each size of each product already packed which the manufacturer had on hand on the date of termination of its contract with the war procurement agency involved.

(iii) The number of unpacked cans, of each type and size for each product, which the manufacturer had on hand or on order for use under the provisions of the terminated war procurement contract on the date of termination of its contract with the war procurement agency involved without ordering additional cans.

(iv) The number of each size and type of box required under the provisions of the terminated war procurement contract, which the manufacturer had on hand or on order for use on the date of termination of its contract with the war procurement agency involved without ordering additional boxes.

(v) The last invoiced price charged any war procurement agency for each canned meat product not specifically

priced in Revised Maximum Price Regulations Nos. 148 or 156 intended to be sold in accordance with the provisions of this paragraph (a) of section 16, the type and size of box and can required by the terminated war procurement contract, and the name of the product.

(vi) The point at which each such canned meat product was, or will be, manufactured.

(7) On and after December 9, 1945, the provisions of this paragraph (a) of section 16 shall be void.

(b) On and after December 9, 1945, no manufacturer shall sell such products to civilian trade until he first shall have had maximum prices established therefor in accordance with the provisions of section 9 of this regulation.

This amendment shall become effective October 9, 1945.

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

Issued this 9th day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 9, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-18763; Filed, Oct. 9, 1945; 4:52 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 10]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

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 19 of Revised Maximum Price Regulation 136 is amended by adding paragraph (m) to read as follows:

(m) *One-wear wrought steel freight car wheels.* The maximum prices for sales of the following classes of one-wear wrought steel freight car wheels, as the basic prices of such wheels before treatment, shall be:

Type:	Maximum price (before treatment) (each)
Class 33-C.....	\$21.69
Class 33-D.....	23.69

The foregoing prices are f. o. b. Chicago, Illinois, or Pittsburgh, Pennsylvania. These prices are subject to the schedule of additional charges for extras which the manufacturer had in effect on October 1, 1941.

This amendment shall become effective October 16, 1945.

Issued this 11th day of October 1945.

JAMES G. ROGINS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18865; Filed, Oct. 11, 1945; 11:40 a. m.]

17 F.R. 8550.

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5D, Amdt. 3]

GASOLINE RATIONING REGULATIONS FOR PANAMA CANAL ZONE

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

Ration Order 5D is amended in the following respects:

1. Section 1394.9001 (a) (20) is amended to read as follows:

(20) Unit means the value, in gallons of gasoline, assigned to a coupon contained in a ration book, by these regulations. The value of a unit with respect to the class of the coupon, with respect to the type or quality of gasoline transferred, with respect to the type of motor vehicle or type of gasoline use for which such coupon is issued, or with respect to the area in which or time when the transfer of gasoline is made, may be changed from time to time by amending these regulations. Until changed by amendment of these regulations the value of the coupons in the ration books of the respective classes shall be as follows:

Class A books: Six gallons  
Class B books: Four gallons  
Class E books: Three gallons

2. Section 1394.9006 is amended to read as follows:

§ 1394.9006 *Persons entitled to basic rations.* The owner or the person who is entitled to the use of a registered passenger automobile or a registered motorcycle and who is otherwise authorized to purchase gasoline in the Canal Zone under Article III of the 1936 Treaty between the United States and the Republic of Panama, may obtain a basic ration, for use with such automobile or motorcycle during the period from October 1, 1945, to September 30, 1946, inclusive.

3. Section 1394.9007 (b) is amended to read as follows:

(b) Coupons in Basic (Class E) books shall be valid for transfer of gasoline to a consumer at any time during the period from October 1, 1945 to September 30, 1946, inclusive.

4. Section 1394.9003 (b) and (c) are amended to read as follows:

(b) Pursuant to such application, a basic ration shall be issued immediately by the Chief, License Bureau, who shall remove from any Class A book issued subsequent to October 1, 1945, all expired coupons and one currently valid coupon for each full eight days which have elapsed in the valid period during which such book is issued.

(c) No more than one Basic ration may be issued for a vehicle except as provided in § 1394.9038 and no person may obtain more than one basic ration for the same vehicle, during the period from October 1, 1945 to September 30, 1946, inclusive.

This amendment shall become effective as of October 1, 1945.

Issued this 11th day of October 1945.

J. C. MEHAFFEY,  
Rationing Administrator  
for the Canal Zone.

Approved:

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

[F. R. Doc. 45-18863; Filed, Oct. 11, 1945;  
11:42 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[2d Rev. RO 3, Zoning Order 2]

SUGAR

Pursuant to section 13.1 of 2d Revised Ration Order 3, Zoning Order No. 2 is issued to provide as follows:

§ 1407.282 *Establishment of zones; authorization of certain deliveries, shipments and transfers.* (a) The following zones are hereby established:

Zone 1 shall include the States of Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.

Zone 1A shall include the State of Connecticut.

Zone 2 shall include the State of New York and Bergen, Essex, Hudson, Middlesex, Monmouth, Morris, Passaic, Sussex, and Union Counties in the State of New Jersey.

Zone 3 shall include the States of Delaware and Pennsylvania and that part of the State of New Jersey which is not included in Zone 2.

Zone 4 shall include the State of Maryland; Barbour, Berkeley, Braxton, Calhoun, Doddridge, Gilmer, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Pleasants, Preston, Randolph, Ritchie, Taylor, Tucker, Tyler, Upshur, Wetzel, Wirt, and Wood Counties in the State of West Virginia; and that part of the State of North Carolina which is not included in Zone 6 or Zone 8A; and the District of Columbia.

Zone 5 shall include the State of Ohio; and Brooke, Hancock, Ohio and Marshall Counties in the State of West Virginia; and that part of the State of Indiana which is not located in zone 11.

Zone 6 shall include the State of Georgia except that part located in zone 8A; the State of South Carolina; Anson, Bladen, Brunswick, Cabarrus, Catawba, Chatham, Cleveland, Columbus, Cumberland, Davidson, Davie, Gaston, Harnett, Hoke, Iredell, Lee, Lincoln, Mecklenburg, Montgomery, Moore, New Hanover, Polk, Randolph, Richmond, Robeson, Rowan, Rutherford, Scotland, Stanly, and Union Counties in the State of North Carolina.

Zone 7 shall include that part of the State of Florida which lies east of the Apalachicola River.

Zone 8 shall include the States of Arkansas, Alabama, Louisiana and Mississippi; that part of the State of Florida which lies west of the Apalachicola River; that part of the State of Kentucky which is not included in zone 8A; and that part of the State of Tennessee which is not included in zone 8A.

Zone 8A shall include that part of the State of West Virginia not located in zone 4; Bartow, Catosa, Chattooga, Cherokee, Dade, Dawson, Fannin, Floyd, Gilmer, Gordon, Habersham, Lumpkin, Murray, Pickens, Polk, Rabun, Towns, Union, Walker, White and

Whitfield Counties in the State of Georgia; Bath, Bell, Boyd, Breathitt, Carter, Clay, Elliott, Estill, Fleming, Floyd, Greenup, Harlan, Jackson, Johnson, Knott, Knox, Laurel, Lawrence, Lee, Leslie, Letcher, Lewis, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Owsley, Perry, Pike, Powell, Rowan, Whitley and Wolfe Counties in the State of Kentucky; Alexander, Alleghany, Ashe, Avery, Buncombe, Burke, Caldwell, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Swain, Transylvania, Watauga, Wilkes and Yancey Counties in the State of North Carolina; Anderson, Blount, Bradley, Campbell, Carter, Claiborne, Cocke, Grainger, Greene, Hamblen, Hamilton, Hancock, Hawkins, Jefferson, Johnson, Knox, Loudon, McMinn, Meigs, Monroe, Polk, Rhea, Roane, Sevier, Sullivan, Unicoi, Union and Washington Counties in the State of Tennessee; Bland, Buchanan, Dickenson, Grayson, Lee, Russell, Scott, Smyth, Tazewell, Washington, Wise and Wythe Counties, and the independent City of Bristol in the State of Virginia.

Zone 9 shall include that part of the State of Texas which is not located in zone 12.

Zone 10 shall include the lower peninsula of the State of Michigan.

Zone 11 shall include the States of Illinois, Missouri and Wisconsin; the upper peninsula of the State of Michigan; Benton, Boone, Brown, Carroll, Clark, Clay, Clinton, Crawford, Daviess, Dubois, Floyd, Fountain, Gibson, Greene, Harrison, Hendricks, Jasper, Johnson, Knox, Lake, Lawrence, Marion, Martin, Monroe, Montgomery, Morgan, Newton, Orange, Owen, Parke, Perry, Pike, Porter, Posey, Pulaski, Putnam, Spencer, Sullivan, Tippecanoe, Vandenberg, Vermillion, Vigo, Warren, Warrick, Washington, and White Counties in the State of Indiana.

Zone 12 shall include all of the continental United States not included in zones 1 to 11, inclusive; and shall include Andrews, Armstrong, Bailey, Baylor, Borden, Brewster, Briscoe, Carson, Castro, Childress, Cochran, Collingsworth, Cottle, Crane, Crockett, Crosby, Culberson, Dallam, Dawson, Deaf Smith, Dickens, Donley, Ector, El Paso, Fisher, Floyd, Foard, Gaines, Garza, Glasscock, Gray, Hale, Hall, Hansford, Hardeman, Hartley, Haskell, Hemphill, Hockley, Howard, Hudspeth, Hutchinson, Irion, Jeff Davis, Jones, Kent, King, Knox, Lamb, Lipscomb, Loving, Lubbock, Lynn, Martin, Midland, Mitchell, Moore, Motley, Ochiltree, Oldham, Farmer, Pecos, Potter, Presidio, Randall, Reagan, Reeves, Roberts, Scurry, Shackelford, Sherman, Sterling, Stonewall, Swisher, Terrell, Terry, Throckmorton, Upton, Ward, Wheeler, Wilbarger, Winkler, and Yoakum Counties in the State of Texas.

(b) "Base rate", as used herein, refers to the lowest published refiners' base rate in effect on the effective date of this Zoning Order No. 2.

(c) For the purposes of this Zoning Order No. 2 the provision that certain kinds of sugar, specified in section 13.1 (d) may be delivered from one zone to any point in another zone, does not apply.

(d) However sugar may be delivered, shipped, or transferred, by a primary distributor, from one zone to any point in any other zone.

(e) Any carrier, who has, prior to the effective date of this Zoning Order No. 2 accepted sugar for a delivery, shipment, or transfer not at that time prohibited by section 13.1 may complete such delivery, shipment, or transfer after the effective date of this Zoning Order No. 2 under the Second Revised Ration Order 3.

This zoning order shall become effective October 10, 1945.

Issued this 10th day of October 1945.

JAMES E. KELLEY,  
Director,  
Food Rationing Division.

[F. R. Doc. 45-18835; Filed, Oct. 10, 1945;  
4:35 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[2d Rev. RO 3, Amdt. 39]

SUGAR

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

Section 3.3 is amended by adding a new paragraph (e) to read as follows:

(e) An industrial user who has a base period use of sugar must at the time of, or before application for an allotment for the first quarterly allotment period of 1946, report, in writing, to the District Office with which he is registered, his best estimate of the amount of sugar he used in each quarterly period of 1941, separately stated for each quarter, in each class of products for delivery to the Veterans' Administration. These amounts shall be excluded from his base for each such class of products or uses as shown on Schedule I of OPA Form R-1200.

This amendment shall become effective October 15, 1945.

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

Issued this 11th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18862; Filed, Oct. 11, 1945;  
11:43 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16, Amdt. 77]

MEAT, FATS, FISH AND CHEESES

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

Section 7.5 is amended by adding a new paragraph (f) to read as follows:

(f) Any industrial user of lard, shortening, salad or cooking oils, who registered pursuant to section 7.7a of this order, must, on or before application for the first quarterly allotment period for 1946 is made, report, in writing, to the District Office with which he is registered his best estimate of the amount of lard

<sup>1</sup> 9 F.R. 13992, 14642, 15048; 10 F.R. 201, 413, 1143, 1537, 2144.

<sup>2</sup> 10 F.R. 48, 521, 857, 293, 294.

used during the period between March 3, 1944 and January 19, 1945, in products for delivery to the Veterans Administration and his best estimate of the amount (stated separately) of shortening, salad or cooking oils used during the period between April 16, 1944 and January 19, 1945, in products for delivery to the Veterans Administration. The District Office shall amend his registration on OPA Form R-1200 by excluding from his base period use for each class of products or uses listed on Schedule I of that form, the quantity of lard, shortening, cooking or salad oils used between March 3, 1944 (in the case of lard) or April 16, 1944 (in the case of shortening, salad or cooking oils) and January 19, 1945, in products for delivery to the Veterans Administration.

This amendment shall become effective October 15, 1945.

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

Issued this 11th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18864; Filed, Oct. 11, 1945; 11:43 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16, Amdt. 78]

MEAT, FATS, FISH AND CHEESES

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

Section 15.13 is added to read as follows:

SEC. 15.13 *Point loans for purchase of dry salt pork*—(a) *Application for loan.* A wholesaler or retailer whose bid for dry salt pork has been accepted by the Commodity Credit Corporation may apply for and obtain a loan of points equal to the point value of the amount for which his bid was accepted. Application must be made in writing to the District Office for the place where the applicant's principal place of business is located and must be signed by the applicant. The application must state the name and address of the establishment for which application is being made, the amount of dry salt pork for which the applicant's bid was accepted and the date of its acceptance. The Commodity Credit Corporation's notification of acceptance of the applicant's bid must accompany the application.

(b) *Action by District Office.* The District Office may grant the loan and shall issue a ration check for the number of points loaned. The District Office shall, when it issues such check, note the amount and date of issuance of the check on the Commodity Credit Corporation's notification of acceptance and return the notification to the applicant.

<sup>1</sup>10 F.R. 48, 293, 294, 521, 857.

(c) *Repayment of loan.* Loans made under this section must be repaid to the District Office within 90 days of the issuance of the ration check.

This amendment shall become effective October 9, 1945.

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

Issued this 9th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18762; Filed, Oct. 9, 1945; 4:52 p. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS [MFR 589, Amdt. 1]

DOUGLAS FIR STOCK MILLWORK

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.

In Maximum Price Regulation 509 the first paragraph of section 19 (a) is amended to read as follows:

(a) Except for inside door jambs and door stops which are priced under section 5, the maximum prices for Grade A Douglas fir frames sold alone or with other softwood lumber or lumber products, in carload quantities, shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices and list extras contained in Standard Pine Frames, Catalogue No. 8-A, published by the Pinney Printing Company, Clinton, Iowa.

This amendment shall become effective October 16, 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18869; Filed, Oct. 11, 1945; 11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES [RMFR 165, Amdt. 4 to Supp. Service Reg. 47]

RETAIL SHOE REPAIR SERVICES

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

SSR 47 is amended in the following respects:

In § 1499.680 (i) subparagraph (1) is amended to read as follows:

(1) Attaching Neolite full-soles or half-soles manufactured by the Good-year Tire and Rubber Company to dress or work shoes:

A seller's correctly filed maximum prices under RMFR 165 for attaching semi-fine leather full-soles or half-soles to dress or work shoes, plus the following additions:

	Per pair
Men's shoes and Boys' shoes larger than size 3½	\$0.25
Boys' shoes size 3½ or smaller	.15
Women's, Girls' and Children's shoes	.15

This amendment shall become effective October 16, 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18873; Filed, Oct. 11, 1945; 11:40 a. m.]

PART 1499—COMMODITIES AND SERVICES [MFR 183, Amdt. 63]

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMERS' GOODS OTHER THAN APPAREL

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

Maximum Price Regulation No. 183 is amended in the following respects:

Section 1499.166, Appendix A is amended as follows:

a. Paragraph (b) (6) is amended by deleting the following:

Mechanical refrigerator cabinets.

b. Paragraph (b) (20) is amended by adding to the list of unclassified articles set forth therein the following:

Mechanical refrigerator cabinets.

This amendment shall become effective on the 16th day of October 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18867; Filed, Oct. 11, 1945; 11:41 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3—STANDARD AND HIGH FREQUENCY BROADCAST STATIONS

STANDARDS OF GOOD ENGINEERING PRACTICE CONCERNING STANDARD BROADCAST STATIONS (550-1600 KC)

The Commission, effective September 30, 1945, amended section 26<sup>1</sup> of the Standards of Good Engineering Practice, to read as follows:

26. AVERAGE SUNRISE AND SUNSET TIMES

(Effective September 23, 1945)  
(Revised September 30, 1945)

Section 3.3 states that the terms "sunrise" and "sunset" mean for each particular station during any particular month, the average times of sunrise and sunset as specified in the license of a broadcast station. The following is a tabulation of the average times of sunrise and sunset for each month at various points:

<sup>1</sup>7 F.R. 825.

[Average Sunrise Time (SR) ; Average Sunset Time (SS) ; (A) Atlantic ; (E) Eastern ; (C) Central ; (M) Mountain ; (P) Pacific ; Standard Time]

Table with columns for Month (January-December) and rows for various cities including Aberdeen, S. Dak. (C), Abilene, Kans. (C), Akron, Ohio 1 (E), Albany, Ga. (E), Albany, N. Y. 1 (E), Albuquerque, N. Mex. (M), Altoona, Pa. 1 (E), Amarillo, Tex. (C), Ames, Iowa (C), Anderson, Ind. (C), Ardmore, Okla. (C), Asheville, N. C. (E), Ashtabula, Ohio (E), Atlanta, Ga. 1 (C), Atlantic City, N. J. 1 (E), Aurora, Ill. (C), Austin, Tex. (C), Baker, Oreg. (P), Baltimore, Md. 1 (E), Bangor, Maine (E), Baton Rouge, La. (C), Bay City, Mich. (E), Beaumont, Tex. (C), Beverly Hills, Calif. 1 (P), Billings, Mont. (M), Binghamton, N. Y. (E), Birmingham, Ala. 1 (C), Bismarck, N. D. (C), Bluefield, W. Va. (E), Blytheville, Ark (C), Boise, Idaho (M), Boone, Iowa (C), Boston, Mass. 1 (E), Brady, Tex. (C), Bridgeport, Conn. 1 (E), Brookings, S. Dak. (C), Brooklyn, N. Y. 1 (E), Brownsville, Tex. (C), Brunswick, Ga. (E), Buffalo, N. Y. 1 (E), Burlington, N. C. (E), Butler, Pa. (E), Butte, Mont. (M), Camden, N. J. 1 (E), Canton, N. Y. (E), Canton, Ohio 1 (E), Carthage, Ill. (C), Cedar Rapids, Iowa (C), Charleston, S. C. (E), Charleston, W. Va. 1 (E), Charlotte, N. C. (E), Chattanooga, Tenn. 1 (C)

Table with columns for Month (January-December) and rows for various cities including Cheyenne, Wyo. (M), Chicago, Ill. 1 (C), Chico, Calif. (P), Cincinnati, Ohio 1 (E), Clayton, Mo. 1 (C), Cleveland, Ohio 1 (E), Coffeyville, Kans. (C), College Station, Tex. (C), Columbia, Mo. (C), Columbia, S. C. (E), Columbus, Ohio 1 (E), Cordele, Ga. (E), Corpus Christi, Tex. (C), Corvallis, Oreg. (P), Cumberland, Md. (E), Dallas, Tex. 1 (C), Danville, Va. (E), Davenport, Iowa 1 (C), Dayton, Ohio 1 (E), Decatur, Ala. (C), Decatur, Ill. (C), Decorah, Iowa (C), Denver, Colo. 1 (M), Des Moines, Iowa 1 (C), Detroit, Mich. 1 (E), Dodge City, Kans. (C), Dothan, Ala. (C), Dublin, Tex. (C), Dubuque, Iowa (C), Duluth, Minn. 1 (C), East Lansing, Mich. (E), Eau Claire, Wis. (C), Elmira, N. Y. (E), El Paso, Tex. 1 (C), Erie, Pa. 1 (E), Eureka, Calif. (P), Evansville, Ind. 1 (C), Everett, Wash. (P), Fairmont, W. Va. (E), Fall River, Mass. 1 (E), Fargo, N. Dak. (C), Fayetteville, N. C. (E), Fergus Falls, Minn. (C), Findlay, Ohio (E), Flint, Mich. 1 (E), Fort Wayne, Ind. 1 (C), Fort Worth, Tex. 1 (C), Frederick, Md. (E), Fredericksburg, Va. (E), Fremont, Nebr. (C), Fresno, Calif. (P), Gainesville, Fla. (E)

1 Metropolitan district.

[Average Sunrise Time (SR) ; Average Sunset Time (SS) ; (A) Atlantic; (E) Eastern; (C) Central; (M) Mountain; (P) Pacific; Standard Time]

Table with columns for Month (January to December) and rows for various cities including Gallup, N. Mex. (M), Gary, Ind. (C), Glendale, Calif. (P), etc.

Table with columns for Month (January to December) and rows for various cities including Little Rock, Ark. (C), Lincoln, Nebr. (C), Logan, W. Va. (E), Long Beach, Calif. (P), etc.

\*Metropolitan district. No. 201-3

[Average Sunrise Time (SR); Average Sunset Time (SS); (A) Atlantic; (E) Eastern; (C) Central; (M) Mountain; (P) Pacific; Standard Time]

Table with columns for Month, January through December, and rows for various cities including Opelika, Orlando, Palestine, Panama City, Paterson, Pensacola, Peoria, Petersburg, Philadelphia, Phoenix, Pierre, Pittsburg, Plainview, Pocatello, Ponce, Pontiac, Port Arthur, Portland, Portsmouth, Providence, Pueblo, Pullman, Quincy, Racine, Raleigh, Rapid City, Reading, Reno, Rice Lake, Richmond, Roanoke, Rochester, Rockford, Rock Island, Roseburg, Rutland, Sacramento, Saginaw, St. Paul, St. Petersburg, Salem, Salina, Salt Lake City, San Antonio, San Diego, San Francisco, San Jose, San Juan, Santa Barbara, Saranac Lake, Sarasota, Sault Ste Marie, Savannah, Schenectady, Scranton, Seattle, Sharon, Sheboygan, Shenandoah, Sherman, Shreveport, Siloam Springs, Sioux City, Sioux Falls, South Bend, Spartanburg, Spokane, Springfield, Springfield, St. Albans, St. Joseph, St. Louis, Stevens Point, Stockton, Suffolk, Sumter, Syracuse, Tacoma, Tallahassee, Tampa, The Dalles, Toledo, Topeka, Trenton, Troy, Tucson, Tulsa, Tuscaloosa, Tuscola, Twin Falls, Uniontown, Urbana, Valdosta, Vancouver, Vermillion, Vicksburg, Victoria, Visalia, Wallace.

1 Metropolitan district.

[Average Sunrise Time (SR); Average Sunset Time (SS); (A) Atlantic; (E) Eastern; (C) Central; (M) Mountain; (P) Pacific; Standard Time]

Month	January	February	March	April	May	June	July	August	September	October	November	December	Month	January	February	March	April	May	June	July	August	September	October	November	December
Washington, D. C. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	Washington, D. C. (E).....	SR 7:30	7:15	6:30	5:45	5:15	5:00	5:15	5:45	6:15	6:45	7:15	7:30
Washington, N. C. (E).....	SR 7:15	6:45	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	Washington, N. C. (E).....	SR 7:15	6:45	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15
Waterbury, Vt. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	Waterbury, Vt. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15
Watertown, N. Y. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	Watertown, N. Y. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15
West Lafayette, Ind. (C).....	SR 7:15	6:45	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	West Lafayette, Ind. (C).....	SR 7:15	6:45	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15
Wenatchee, Wash. (P).....	SR 7:45	7:15	6:15	5:15	4:30	4:00	4:15	4:30	5:00	5:30	6:00	6:30	Wenatchee, Wash. (P).....	SR 7:45	7:15	6:15	5:15	4:30	4:00	4:15	4:30	5:00	5:30	6:00	6:30
Wheeling, W. Va. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	Wheeling, W. Va. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15
Wichita, Kans. (C).....	SR 7:45	7:15	6:30	5:45	5:15	5:00	5:15	5:45	6:15	6:45	7:15	7:30	Wichita, Kans. (C).....	SR 7:45	7:15	6:30	5:45	5:15	5:00	5:15	5:45	6:15	6:45	7:15	7:30
Wichita Falls, Tex. (C).....	SR 7:45	7:15	6:30	5:45	5:15	5:00	5:15	5:45	6:15	6:45	7:15	7:30	Wichita Falls, Tex. (C).....	SR 7:45	7:15	6:30	5:45	5:15	5:00	5:15	5:45	6:15	6:45	7:15	7:30
Wilmington, Del. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	Wilmington, Del. (E).....	SR 7:30	7:00	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15
Wilmington, N. C. (E).....	SR 7:15	6:45	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15	Wilmington, N. C. (E).....	SR 7:15	6:45	6:15	5:30	5:00	4:45	5:00	5:15	5:45	6:15	6:45	7:15
	SS 6:30	6:00	5:15	4:30	4:00	3:45	4:00	4:15	4:45	5:15	5:45	6:15		SS 6:30	6:00	5:15	4:30	4:00	3:45	4:00	4:15	4:45	5:15	5:45	6:15

<sup>1</sup> Metropolitan district.

By the Commission.

[SEAL] Wm. P. MASSING,  
Acting Secretary.

[F. R. Doc. 45-18754; Filed, Oct. 5, 1945;  
3:02 p. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

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 have been issued to the firms hereinafter mentioned under section 14 of the act, 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 determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

*Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890).*

H. B. Glover Company, Union Street, Dyersville, Iowa; shirts; 10 learners (T); effective October 3, 1945, expiring October 2, 1946.

Husin Shirt Company, 14-16 Rose Street, Ephrata, Pennsylvania; dress uniform and military shirts; 10 percent (T); effective September 28, 1945, expiring September 27, 1946.

Martin Shirt Company, 207 South Main Street, Shenandoah, Pennsylvania; contracting on boys' shirts; 10 percent (T); effective October 20, 1945, expiring October 19, 1946.

Foultney Shirt Company, Inc., Beaman Street, Foultney, Vermont; dress shirts; 10 learners (T); effective October 6, 1945, expiring October 5, 1946.

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

Carlville Glove Company, Inc., Daley Street, Carlville, Illinois; work gloves; 6 learners (T); effective October 5, 1945, expiring October 4, 1946.

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

B. C. Hosiery Mill, 443 West Church Street, Newport, Tennessee; boys' sport socks, mittens, anklets; 20 learners (E); effective October 5, 1945, expiring May 4, 1946.

Fidelity Hosiery Mills, Inc., Shamokin, Pennsylvania; seamless hosiery; 10 learners (AT); effective October 3, 1945; expiring April 2, 1946.

Hickory Knitting Mills, Hickory, North Carolina; seamless hosiery; 10 learners (AT); effective October 3, 1945, expiring April 2, 1946.

The Nolde & Horst Company, Tennessee Division, McMinnville, Tennessee; seamless hosiery; 10 percent (AT); effective October 3, 1945, expiring April 2, 1946.

Princeton Hosiery Mills, Inc., Princeton, Kentucky; seamless hosiery; 15 percent (E); effective October 27, 1945, expiring April 20, 1946.

*Independent Telephone Learner Regulations, July 17, 1944, (9 F.R. 7125).*

Central Iowa Telephone Company, Belle Plaine, Iowa; (T); effective October 12, 1945, expiring October 11, 1946.

Central Iowa Telephone Company, Williamsburg, Iowa; (T); effective October 20, 1945, expiring October 19, 1946.

Mutual Telephone Company of Medinapolis, Medinapolis, Iowa; (T); effective October 7, 1945, expiring October 6, 1946.

*Regulations, Part 522--Regulations Applicable to the Employment of Learners.*

Utuafo Leaf Tobacco Company, Utuafo, Puerto Rico; cigars; 4 learners; bunch making and hand rolling at not less than 12½ cents an hour for the first 240 hours; not less than 16 cents an hour for the second 240 hours; not less than 19 cents an hour for the third 240 hours; not less than 24 cents an hour for the fourth 240 hours; and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of the termination of the learning period; effective September 24, 1945, expiring March 24, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at sub-minimum rates in order to prevent curtailment of opportunities for employment. 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 within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Regulations, Part 522.

Signed at New York, New York, this 5th day of October 1945.

PAULINE C. GILBERT,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 45-18223; Filed, Oct. 10, 1945;  
4:32 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-673]

MICHIGAN-WISCONSIN PIPE LINE CO.

NOTICE OF APPLICATION

OCTOBER 10, 1945.

Notice is hereby given that on September 24, 1945, an application was filed with the Federal Power Commission by Michigan-Wisconsin Pipe Line Company (Applicant), a Delaware corporation with its principal place of business at Wilmington, Delaware, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction, acquisition and operation of certain facilities hereinafter described. The above application filed by Applicant supersedes the application filed April 2,

1945, by the American Light & Traction Company in Docket No. G-631.<sup>1</sup>

The proposed project when finally completed will consist of a transmission pipe line approximately 1,216 miles in length. The initial construction is limited to approximately 1,076 miles of the total length, extending from a point in the Hugoton field in Texas in a general northeasterly direction to the Austin gas storage field in Mecosta County, Michigan. Eight hundred sixteen miles will be constructed of 26-inch, and the remainder of 22-inch, O. D. steel-pipe. The project also includes the construction of certain lateral lines in the States of Missouri, Iowa, Illinois, Wisconsin and Michigan. The original construction includes one 14,300 horsepower gas compressor station in Hansford County, Texas, to discharge gas at a pressure of 900 pounds. This installation is to be supplemented by additional equipment at said station and additional pumping stations along the pipe line from year to year as required. It is planned to begin construction on or about March 1, 1946, and to complete the initial installation on or before October 31, 1947.

Upon completion of the initial construction as above described, the capacity of the line will be 150,000 Mcf per 24 hours. An ultimate capacity of 320,000 Mcf per day is planned. The estimated annual sales by Applicant for the first year amount to approximately 50,000,000 Mcf with a maximum day of 242,795 Mcf, which it submits will increase to 105,120,000 Mcf annually, and a maximum day of 630,899 Mcf during the fifth year of operation.

The project as proposed by Applicant will be operated in conjunction with gas storage fields in Michigan, including the Austin field in Mecosta County, Michigan. Michigan Consolidated Gas Company (Michigan Consolidated) owns the Austin gas storage field, and proposes to construct or cause to be constructed approximately 140 miles of 26-inch O. D. transmission pipeline connecting the Austin field with the Detroit area, together with appurtenant facilities, in the event Applicant is authorized to construct such project. Such company further proposes to drill additional wells and construct an enlarged gathering system in the Austin field. The ultimate plan contemplates the storage of a minimum of 13 billion cubic feet of gas in the underground storage fields.

It is estimated by the Applicant that, through the use of the storage fields above referred to, a maximum day's requirement in excess of 630,000 Mcf of

<sup>1</sup> American Light & Traction Company in its application filed on April 2, 1945, proposed to organize a wholly owned subsidiary under the laws of the State of Delaware with the name of Michigan-Wisconsin Natural Gas Pipe Line Company, to construct, own and operate certain pipe-line facilities. The present Applicant, Michigan-Wisconsin Pipe Line Company, has been organized as a subsidiary of American Light & Traction Company as proposed in the latter company's application filed April 2, 1945.

natural gas can be supplied by the fully-completed system.

The application further recites that at such time as the Applicant is permitted to furnish the entire natural-gas requirements of Michigan Consolidated, it will buy all properties, including the gas storage fields and pipelines now connected with said fields and used by Michigan Consolidated to supply its Michigan properties, but pending such acquisition of the Michigan facilities by Applicant, such facilities will be operated by Applicant pursuant to an agreement with Michigan Consolidated.

Applicant asserts that the service to be rendered initially and for the first four years will consist of supplying Michigan Consolidated with all of its requirements of natural gas in excess of those supplied under contract by Panhandle Eastern Pipe Line Company, such gas to be delivered at the Austin field in Michigan, and the entire natural-gas requirements of the following cities and towns:

*Wisconsin:* Milwaukee, Racine, Beloit, Janesville, and Madison.

*Illinois:* Rock Island, and Moline.

*Missouri:* Maryville.

*Iowa:* Des Moines, Davenport, Cedar Rapids, Ottumwa, Ft. Dodge, Iowa City, Oska-loosa, Shenandoah, Red Oak, Indianola, Winterset, Avoca, Oakland, Griswold, Walnut, Carson, Waterloo, Burlington, Marshalltown, Keokuk, Ft. Madison, Newton, Cedar Falls, Centerville, Creston, Webster City, Chariton, Washington, Grinnell, Albia, Clarinda, Tama, Toledo, Mt. Pleasant, Osceola, Colfax, Corning, Bedford, Villisca, Mr. Ayr, and Mystic.

Michigan Consolidated presently supplies natural gas in six districts in the State of Michigan, which include Detroit, Grand Rapids, Muskegon, Ann Arbor, Mount Pleasant, and Big Rapids.

Michigan Consolidated at present obtains its natural-gas requirements for Ann Arbor and Detroit and its environs from Panhandle Eastern Pipe Line Company under contracts which expire December 31, 1951. Applicant proposes to supply the natural-gas requirements of Michigan Consolidated in excess of the volumes delivered by Panhandle Eastern under the latter's contract with Michigan Consolidated until such contract is terminated, at which time Applicant proposes to take over and supply the entire natural-gas requirements of Michigan Consolidated.

Applicant states that it does not propose to sell natural gas directly to any domestic, commercial or industrial consumer, nor is it contemplated that gas will be sold to any other natural-gas pipe line company except in case of emergency. Applicant proposes to obtain its natural-gas supply from the Phillips Petroleum Company, which company, it asserts, has gas reserves in the Hugoton Panhandle fields in Texas and Oklahoma estimated to be not less than three trillion cubic feet, which, Applicant submits, is sufficient to supply its requirements for at least 30 years.

It is estimated that the initial cost of construction will be \$49,000,000 which includes \$1,500,000 for working capital. It is asserted that necessary additional con-

struction and capital cost during the first four years of operation will be as follows: \$849,738 in 1948; \$652,478 in 1949; \$1,654,955 in 1950; and \$17,951,198 in 1951, making the total estimated cost of the completed project \$70,000,000.

Any person desiring to be heard or to make any protest with reference to said application should on or before November 15, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-18848; Filed, Oct. 11, 1945; 9:44 a. m.]

[Docket No. G-670]

DEMPSEYTOWN GAS Co.

NOTICE OF APPLICATION

OCTOBER 10, 1945.

Notice is hereby given that on October 3, 1945, application was filed with the Federal Power Commission by Dempseytown Gas Company (Applicant), a West Virginia corporation having its principal place of business at Borough of Port Allegany, McKean County, Pennsylvania, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authority to construct and operate facilities for the purpose of transporting natural gas, to be purchased from New York State Natural Gas Corporation and selling such gas at wholesale and retail in the counties of Clarion, Venango and Forest, all within the State of Pennsylvania, such facilities being described as follows:

Approximately 9.19 miles of 4-inch pipe line extending from a point on the existing 12-inch pipe line of New York State Natural Gas Corporation in Limestone Township, Clarion County, Pennsylvania, to a point of connection with an existing 6-inch pipe line of Applicant in Monroe Township, Clarion County, Pennsylvania.

The Applicant states that no new service or use of natural gas will result from the construction of the proposed line as it is necessary to assure Applicant a dependable source of natural gas to meet the demand of present customers by reason of its insufficient natural gas reserves and the uncertainty of a continued supply of gas from Alum Rock Gas Company.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 26th day of October 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-18849; Filed, Oct. 11, 1945; 9:44 a. m.]

## OFFICE OF DEFENSE TRANSPORTATION.

[Notice and Order of Termination 68]

PETERSON &amp; SONS TRANSFER

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Peterson & Sons Transfer by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Peter C. Peterson, Earl K. Peterson, and Clarence D. Peterson, doing business as Peterson & Sons Transfer, 2288 University Ave., St. Paul, Minnesota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 68."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-18817; Filed, Oct. 10, 1945;  
3:33 p. m.]

[Notice and Order of Termination 69]

HESS MOTOR EXPRESS

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Harry Hess, doing business as Hess Motor Express, 503 West Main Street, Pipestone, Minnesota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Harry Hess, doing business as Hess Motor Express, 503 West Main Street, Pipestone, Minnesota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to

effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 69."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-12818; Filed, Oct. 10, 1945;  
3:33 p. m.]

[Notice and Order of Termination 70]

HYMAN TRANSPORTATION Co.

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Hyman Transportation Company by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Hyman Transportation Company, 410—3rd Avenue, S. W., Aberdeen, South Dakota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 70."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-18819; Filed, Oct. 10, 1945;  
3:33 p. m.]

[Notice and Order of Termination 71]

NORTH SHORE FISH &amp; FREIGHT Co.

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of North Shore Fish & Freight Company by the United States is no longer necessary for the suc-

cessful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of North Shore Fish & Freight Company, 402 Lake Ave., So., Duluth, Minnesota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 71."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-12820; Filed, Oct. 10, 1945;  
3:33 p. m.]

[Notice and Order of Termination 72]

TALIN BROS. FREIGHT LINE, INC.

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Talin Bros. Freight Line, Inc., by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Talin Bros. Freight Line, Inc., 100 E. 10th St., Waterloo, Iowa, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 72."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-12821; Filed, Oct. 10, 1945;  
3:33 p. m.]

## [Notice and Order of Termination 73]

## KOEPP TRUCKING SERVICE

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Koepf Trucking Service by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Ernest Robert Koepf, doing business as Koepf Trucking Service, 201 East Allen Street, Rice Lake, Wisconsin, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 73."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-18822; Filed, Oct. 10, 1945;  
3:33 p. m.]

## [Notice and Order of Termination 74]

## WEIGHLEY TRANSFER CO.

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Weighley Transfer Company by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Fred A. Benz and Howard M. Barnes, doing business as Weighley Transfer Company, Waterloo, Iowa, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 74."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-18823; Filed, Oct. 10, 1945;  
3:34 p. m.]

## [Notice and Order of Termination 75]

## DES MOINES TRANSPORTATION CO., INC.

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Des Moines Transportation Company, Inc., by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Des Moines Transportation Company, Inc., 201 S. E. 6th St., Des Moines, Iowa, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 75."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-18824; Filed, Oct. 10, 1945;  
3:34 p. m.]

## [Notice and Order of Termination 76]

## WHITE'S MOTOR TRANSPORT

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of White's Motor Transport by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the

United States of the motor carrier transportation system of Bernard L. White, doing business as White's Motor Transport, Harmony, Minnesota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the notice and order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., October 15, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 76."

Issued at Washington, D. C., this 11th day of October 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-18825; Filed, Oct. 10, 1945;  
3:34 p. m.]

## OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Rev. Order 2557]

## B. K. SWEENEY ELECTRICAL CO.

## APPROVAL OF MAXIMUM PRICES

Order No. 2557 under § 1499.158 of Maximum Price Regulation No. 188 is revised 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) This revised order establishes maximum prices for sales and deliveries of the Powerench manufactured by The B. K. Sweeney Electrical Co., of 1601 23rd Street, Denver 17, Colorado.

(1) For all sales and deliveries to the following classes of purchasers by any person, the maximum prices are those set forth below:

For sales to jobbers.....	Each \$16.92
For sales to retailers.....	22.74
For sales to consumers.....	32.50

These maximum prices are for the article described in the manufacturer's application dated June 10, 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. They are f. o. b. factory, and they are subject to a cash discount of two percent for payment within ten days, except that sales to consumers are net.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$32.50  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18803; Filed, Oct. 10, 1945; 11:45 a. m.]

[MPR 188, Rev. Order 4227]

ALISTO MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4227 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Alisto Manufacturing Co., 222 Main Street, Cincinnati 2, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
"Rin-Tin-Tin Lamp"	1	Each \$2.12	Each \$2.50	Each \$4.50
"Old Man Fire Side Lamp" (radio lamp)	2	2.97	3.50	6.30

These maximum prices are for the articles described in the manufacturer's application dated March 30, 1945.

(2) For sales by all persons the maximum prices apply to all sales and de-

liveries 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.

(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, § 1499.156 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 revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18804; Filed, Oct. 10, 1945; 11:45 a. m.]

[MPR 177, Order 59]

STORRS-SCHAEFER CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1389.106 of Maximum Price Regulation 177; *It is ordered:*

(a) M. Brown Riley, Montgomery, West Virginia, and any other salesman employed by The Storrs-Schaefer Co., of Cincinnati, Ohio, for whom this order may hereafter become effective, as provided in paragraph (d), may sell and deliver to individual consumers and individual consumers may buy and receive from them, men's made-to-measure tailored garments, at or below the maximum price for the same or similar Storrs-Schaefer Co. men's made-to-measure tailored garment established under § 1389.106 of Maximum Price Regulation 177, by the retail store whose facilities are being used for the sale and delivery of such garment.

(b) A garment priced under this order shall be deemed to be "the same" or "similar" to a Storrs-Schaefer Co.

garment (as set forth in paragraph (a) above) if both garments are of the same class and classification (as described in Appendix A) and the garment being priced is made with fabrics costing not less than the fabric cost for garments of the same class as set forth in Appendix B and with a cut, make and trim cost which is no lower than the cut, make and trim cost for garments of the same class and classification as set forth in Appendix C.

(c) The maximum prices established by this order are subject to all trade practices, including practices relating to discounts, credit terms, price premiums or reductions for extra sizes and special constructions, customarily used in sales and deliveries of similar Storrs-Schaefer Co. men's made-to-measure tailored clothing by the retail store whose facilities are used for sales made under this order.

(d) Any other salesman employed by Storrs-Schaefer Co., Cincinnati, Ohio, may file an application under § 1389.106 of Maximum Price Regulation 177 for maximum prices for sales to individual consumers of men's made-to-measure garments of the same class and classifications, as set forth by M. Brown Riley in his application, to be sold upon the same basis (utilizing the facilities of retail stores now selling The Storrs-Schaefer Co. made-to-measure garments). This order shall become effective for any salesman of The Storrs-Schaefer Co. so applying upon receipt by him of an acknowledgment of the filing of his application from the Office of Price Administration, Washington, D. C.

(e) All prayers of the application by M. Brown Riley not granted herein are denied.

(f) Unless the context otherwise requires, the definitions set forth or incorporated in Maximum Price Regulation 177 shall apply to all terms used in this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective October 11, 1945.

Issued this 10th day of October, 1945.

CHESTER BOWLES,  
Administrator.

APPENDIX A—CLASSIFICATION

Class	2-piece suit	Coat and pants, overcoat or topcoat	Coat and vest	Coat	Vest	Trousers
C.....	"	"	"	"	"	"
D.....	"	"	"	"	"	"
E.....	"	"	"	"	"	"
F.....	"	"	"	"	"	"
G.....	"	"	"	"	"	"
H.....	"	"	"	"	"	"
K.....	"	"	"	"	"	"

APPENDIX B—FABRIC COST PER YARD REQUIRED FOR GARMENTS OF THE FOLLOWING CLASSES

Class C.....	\$4.20 to \$4.70
Class D.....	4.00 to 4.50
Class E.....	4.05 to 4.55
Class F.....	5.35 to 6.00
Class G.....	6.10 to 6.60
Class H.....	7.00 to 7.50
Class K.....	8.00 and over

APPENDIX C—CUT, MAKE AND TRIM COST REQUIRED FOR GARMENTS OF THE FOLLOWING CLASSES AND CLASSIFICATIONS

Class	Three piece suit over-coat and top-coat	Coat and pants	Coat and vest	Coat	Vest	Trousers
C.....	\$10.25	\$16.00	\$16.00	\$13.00	\$ 4.25	\$4.25
D.....	21.50	18.25	18.25	14.75	4.75	4.75
E.....	21.50	18.25	18.25	14.75	4.75	4.75
F.....	25.00	20.75	20.75	17.00	5.25	5.25
G.....	25.00	20.75	20.75	17.00	5.25	5.25
H.....	25.00	20.75	20.75	17.00	5.25	5.25
K.....	25.00	20.75	20.75	17.00	5.25	5.25

[F. R. Doc. 45-18836; Filed, Oct. 10, 1945; 4:36 p. m.]

[MPR 188, Amdt. 1 to Order 50 Under 2d Rev. Order A-3]

APPLETON WOOD PRODUCTS 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 Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered*, That paragraph (d) of Order No. 50 under Second Revised Order No. A-3 under § 1499.189b of Maximum Price Regulation No. 188 be and the same hereby is revoked.

This amendment shall become effective on October 11, 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18847; Filed, Oct. 10, 1945; 4:36 p. m.]

[MPR 188, Order 5 Under Rev. Order 2525]

STEINWAY AND SONS

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 (d) (2) of Revised Order 2525 under § 1499.159b of Maximum Price Regulation No. 188: It is ordered:

(a) *Manufacturer's maximum prices for all sales except at retail.* Steinway and Sons, 109 West 57th Street, New York, New York, herein called the manufacturer, may use the following method to adjust its maximum prices, in effect prior to October 7, 1944, for all sales, except sales at retail of new pianos of its manufacture.

(1) Subtract the Federal excise tax and any amount for freight which is included in the price to each class of purchaser.

(2) To this figure add 38.52% thereof.

(3) The result is the new maximum price to each class of purchaser. The Federal excise tax payable on that maximum price and any freight deducted may be added.

(b) *Maximum prices for sales at retail.* The maximum price for a sale or delivery

by the manufacturer on or after the effective date of this order, or by a retailer, (except a mail order house) of a piano which he receives on or after the effective date of this order is the total of the following, adjusted upward or downward to the nearest dollar.

(1) The manufacturer's highest maximum price to retailers as established under paragraph (a) of this order (exclusive of freight and Federal excise tax).

(2) The applicable markup of the following: If the manufacturer's highest price (exclusive of freight and Federal excise tax), is:

(i) Not more than \$225, add 67% of such maximum price.

(ii) Between \$225.01 and \$338.00, add 64% of such maximum price, or \$150.75, whichever is greater.

(iii) Between \$338.01 and \$564.00, add 60% of such maximum price, or \$216.32, whichever is greater.

(iv) Over \$564.00, add 58% of such maximum price, or \$338.40, whichever is greater.

(3) The amount of Federal excise tax payable by the manufacturer.

(4) The freight allowances indicated in paragraph (e) (2) (i) and (e) (2) (ii) (a) of Revised Order 2525 under Maximum Price Regulation No. 188.

The maximum retail prices as computed included the Federal excise tax and the permissible charge for freight. No additional amounts may be added thereto on account of these terms. Each seller at retail shall continue to furnish the services he customarily furnished in March 1942 on the sale of a new piano, as, for example, free delivery, tuning, etc. In addition, a seller at retail shall continue in effect, terms, discounts, trade-in and other allowances no less favorable to the purchaser than he allowed in March, 1942. Local and state taxes and credit charges (in accordance with paragraph (i) of Revised Order 2525) may be added, together with other price differentials for which the seller at retail customarily made a separately stated charge during March 1942.

(c) *Applicability of provisions of Revised Order 2525.* The following paragraphs of Revised Order 2525 are specifically applicable to the pianos for which adjusted maximum prices are established by this order:

(e) Manufacturer's maximum prices for new or changed models.

(f) Tagging.

(h) Adjustment, correction, and revocation of maximum prices.

(i) Credit charges.

(j) Definitions.

(k) Relationship between this order, the General Maximum Price Regulation and Maximum Price Regulation No. 188.

(d) The revised maximum prices for sales by the manufacturer established by this order apply only to sales and deliveries made within the ninety days following the effective date of the order. The revised maximum retail prices established by this order apply to all pianos shipped by the manufacturer from his manufacturing plant within the ninety days following the effective date of this order.

This order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18838; Filed, Oct. 10, 1945; 4:36 p. m.]

[MPR 188, Rev. Order 2646]

HUNTSMAN WELDING SHIELD CO.

APPROVAL OF MAXIMUM PRICES

Order No. 2646 under § 1499.158 of Maximum Price Regulation No. 188 is revised 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) This revised order establishes maximum prices for sales and deliveries of certain screwdriving screwdrivers manufactured by Huntsman Welding Shield Company, of 605 West Second South Street, Salt Lake City, Utah.

(1) For all sales and deliveries to the following classes of purchasers by any person, the maximum prices are those set forth below:

Blade size	Maximum prices for sales to—		
	Jobbers	Retailers	Consumers
4 inches.....	Each \$0.55	Each \$0.733	Each \$1.10
6 inches.....	.675	.799	1.15
8 inches.....	.625	.833	1.25
9 inches.....	.65	.895	1.30
10 inches.....	.675	.90	1.33
11 inches.....	.70	.933	1.40
12 inches.....	.725	.969	1.45
13 inches.....	.75	1.00	1.50
14 inches.....	.775	1.033	1.53
15 inches.....	.80	1.069	1.60
16 inches.....	.825	1.10	1.63
17 inches.....	.85	1.133	1.70
18 inches.....	.875	1.166	1.75
19 inches.....	.90	1.20	1.80
20 inches.....	.925	1.233	1.85

These maximum prices are for the articles described in the manufacturer's application dated June 22, 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. They are f.o.b. factory, and they are subject to a cash discount of two percent for payment within ten days, except that sales to consumers are net.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices

for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the amount properly filled in:

OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on the 11th day of October, 1945.

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesale (jobbers)	Retailers (5 units or more)	Retailers (less than 5 units)	Consumers
Two-burner hot plate, 6' cord and plug.....	JW5HP100.....	Each \$1.25	Each \$3.05	Each \$3.49	Each \$3.19

These maximum prices are for the articles described in the manufacturer's application dated August 29, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 138 became applicable to those sales and deliveries. These prices include the Federal Excise Tax. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 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. 138, 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 either of the following statements with the correct order number, model number and retail prices properly filled in:

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18839; Filed, Oct. 10, 1945; 4:37 p. m.]

[MPR 188, Order 4520]

JOHN WILKES MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 138; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by John Wilkes Manufacturing Co., 69 Public Square, Wilkes-Barre, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

articles manufactured by Michael Dembicer, 1537 Coney Island Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Crystal vanity lamp with crystal breaks and column. Height 17"	1	\$1.42	\$1.05	\$3.00
Crystal table lamp with two crystal columns and two crystal shades. Height 26"	2	.75	2.54	4.57
Pottery table lamp with metal base. Height 21"	3	4.18	4.02	8.57
Pottery table lamp with pottery base. Height 21"	4	3.73	4.15	7.47
Crystal vanity lamp. Height 17"	5	2.12	2.50	4.50
Crystal table lamp with white metal base, crystal insert, break and tube. Height 27"	6	3.82	4.50	8.10
Metal table lamp with white metal base, marble insert, metal breaks and body.....	7	3.05	4.00	8.40

These maximum prices are for the articles described in the manufacturer's application dated June 16, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 138 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 138, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser

[F. R. Doc. 45-18840; Filed, Oct. 10, 1945; 4:37 p. m.]

[MPR 188, Order 4521]

MICHAEL DEMBICER

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. 138; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain

CHESTER BOWLES,  
Administrator.

in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18841; Filed, Oct. 10, 1945; 4:38 p. m.]

Article	Model No	Maximum prices for sales by any seller to—			
		Wholesale-salers (Jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Electric broiler 15" diameter 8 1/2" high.....	Super broil.....	Each \$8.25	Each \$9.75	Each \$10.50	Each \$15.75

These maximum prices are for the articles described in the manufacturer's application dated August 8, 1945.

(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 include the Federal Excise Tax. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 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 either of the following statements with the correct order number, model number, and retail prices properly filled in:

Order No. 4522  
Model No.-----  
OPA Retail Ceiling Price—\$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

or  
Union Products Manufacturing Company  
35 Park Place  
New York 7, New York

Model No.-----  
OPA Retail Ceiling Price—\$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

[MPR 188, Order 4522]

UNION PRODUCTS MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 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 Union Products Manufacturing Company, 35 Park Place, New York 7, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No	Maximum prices for sales by any seller to—			
		Wholesale-salers (Jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Electric broiler 15" diameter 8 1/2" high.....	Super broil.....	Each \$8.25	Each \$9.75	Each \$10.50	Each \$15.75

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18842; Filed, Oct. 10, 1945; 4:38 p. m.]

[MPR 188, Order 4523]

ARGYLE PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Argyle Products Company, 446 Broadway, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Metal torchers with spun base and glass shade.....	1	\$6.60	\$7.75	\$13.95
Metal junior floor lamp with spun base and rayon shade with top and bottom trim.....	3	6.95	7.00	12.60

These maximum prices are for the articles described in the manufacturer's application dated June 11, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 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—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18843; Filed, Oct. 10, 1945; 4:38 p. m.]

[MPR 188, Order 4524]

SILFEN AND MAGEDOFF

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 Silfen and Magedoff, 426 Coney Island Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Crystal vanity lamp with hand cut base, breaks and fluted tube.....	106	\$2.68	\$3.15	\$5.70
Crystal vanity lamp with hand cut base, breaks and fluted tube.....	101	2.34	2.75	4.85
Crystal vanity lamp with hand cut base and column of 3 crystal breaks.....	103A	2.97	3.50	6.30
Modern table lamp and shade. Column is bleached maple separated by glass break.....	122	6.54	7.70	13.85
Modern table lamps and shade of walnut and glass blocks.....	147	7.06	8.31	14.95

These maximum prices are for the articles described in the manufacturer's application dated June 16, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 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—\$-----  
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 be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18844; Filed, Oct. 10, 1945; 4:38 p. m.]

[MPR 183, Order 4525]

QUASI MANUFACTURING Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Quasi Manufacturing Company, 6041 West Grand Avenue, Chicago 39, 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.	Maximum prices for sales by any seller to—			
		Wholesale (Jobbers)	Dropship (Jobbers)	Retailer	Consumer
Bake Master.....	1	Each \$3.75	Each \$3.49	Each \$4.09	Each \$4.79

These maximum prices are for the articles described in the manufacturer's application dated September 5, 1945.

(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 are 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 with the correct model number and retail price properly filled in:

Model No. 1  
OPA Retail Ceiling Price—\$1.50 Each  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-16345; Filed, Oct. 10, 1945; 4:39 p. m.]

[MPR 183, Order 4526]

PRINCE MACHINE Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Prince Machine Company, 33 Prince Street, Newark 3, N. J.

(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 sales by any seller to—			
		Wholesale (Jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Radiant bowl heater, 15" diameter.....	P101	Each \$2.25	Each \$2.75	Each \$2.99	Each \$4.50

These maximum prices are for the articles described in the manufacturer's application dated August 9, 1945.

(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 include the Federal Excise Tax. 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 either of the follow-

ing statements with the correct order number, model number and retail prices properly filled in:

Order No. 4526  
Model No. -----  
OPA Retail Ceiling Price—\$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

or

Prince Machine Company  
33 Prince Street  
Newark 3, New Jersey  
Model No. -----  
OPA Retail Ceiling Price—\$-----  
Federal Excise Tax Included  
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th of October, 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18846; Filed, Oct. 10, 1945;  
4:39 p. m.]

[MPR 188, Order 2 Under 159e]

WOOD RADIO CABINETS  
ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

**SECTION 1. Purpose of this order.** Wood radio cabinets have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order, issued under that section, specified a price increase factor for the product and contains special pricing provisions under which manufacturers shall hereafter determine their ceiling prices for sales of wood radio cabinets. These pricing provisions supersede the pricing provisions contained in § 1499.153 through § 1499.158 of Maximum Price Regulation No. 188.

This order does not apply to radio cabinets made principally of any material other than wood, as for example, plastic, fabric, leather and metal.

The ceiling prices established by this order do not include any Federal excise tax and calculation of prices of new models must be based on prices which do not include any such tax.

**SEC. 2. Ceiling prices for radio cabinets delivered between July 1, 1941 and October 31, 1941, or previously determined under Maximum Price Regulation No. 188.** The ceiling price for a manufacturer's sale to a radio set manufacturer of a radio cabinet which he delivered at any time between July 1, 1941, and October 31, 1941, or for which a maximum price has been previously established

under the provisions of Maximum Price Regulation No. 188 is:

(a) In the case of a radio cabinet delivered to a radio set manufacturer at any time between July 1, 1941 and October 31, 1941, the ceiling price is 118% of the manufacturer's highest f. o. b. factory price at which that cabinet was delivered during that period to a radio set manufacturer.

(b) In the case of a radio cabinet which cannot be priced under paragraph (a) but which was delivered to a radio set manufacturer during March 1942 or thereafter, the ceiling price is 112% of the manufacturer's maximum f. o. b. factory price for sales to radio set manufacturers as properly established under the provisions of Maximum Price Regulation No. 188.

**SEC. 3. Ceiling prices for new radio cabinets; comparable method—(a) Calculation of ceiling prices.** A manufacturer shall calculate his ceiling prices for a new radio cabinet which is comparable to a cabinet for which he has established ceiling prices under section 2 or 4 of this order, as follows:

First, he finds his current unit direct costs of the comparable radio cabinet for which he has a ceiling price under section 2 or 4 of this order, and for the new radio cabinet which is being priced.

"Comparable" cabinet means the one which is of the same type as the cabinet being priced, (for example, table model, console model, combination radio phonograph, etc.), and which is closest to it in unit direct cost. A radio cabinet for which the manufacturer has determined his ceiling price under this section is not a comparable model for pricing another new model under this section.

"Unit direct cost" of the comparable cabinet and of the cabinet being priced is the cost per unit of direct labor and materials on the basis of the following wage rates, material prices and operating conditions:

(1) **Wage rates.** The wage rates applicable to any cabinet shall be the straight-time wage rates for each class of labor involved in the production of the cabinet prevailing in the manufacturer's plant at the time the report required by this section is filed.

(2) **Material prices.** The prices of materials used in the comparable cabinet and the cabinet being priced shall be the prices being paid by the manufacturer at the time the report required by this section is filed, but not in excess of legal ceiling prices. Material prices must be based on purchases in comparable quantities from the same or corresponding class of supplier for both the comparable cabinet and the cabinet being priced.

(3) **Operating conditions.** Using the wage rates and material prices determined under (1) and (2), the manufacturer shall compute the cost per unit of direct labor and materials for the cabinet according to the methods customarily employed by him in computing his cost. He shall compute this cost on the basis of the same labor efficiency and the same volume of production for the comparable cabinet as for the cabinet being priced.

Second, he finds his markup factor by dividing the unit direct cost of the com-

parable model into its f. o. b. factory ceiling price to a radio set manufacturer.

Third, he multiplies the unit direct cost of the model being priced by that markup factor. The result is his f. o. b. factory ceiling price for sales of the new model to a radio set manufacturer.

(b) **Reports.** Within five days after entering into a contract for the sale of a radio cabinet the ceiling price for which is computed in accordance with this section, the manufacturer shall file a report with the Housewares and Accessories Branch, Washington, D. C., on OPA Form No. 6065-2571.<sup>1</sup> With the form, the manufacturer must include illustrations and specifications of the new model and illustrations and specifications of the comparable model if they have not been previously furnished.

The manufacturer may proceed at once to sell and deliver the new model at the reported price if (1) he has reported the correct ceiling price of the comparable model used in the computation and (2) he has used reasonable care and good faith in selecting and reporting the comparable model and (3) he has used reasonable care and good faith in arriving at and reporting all unit direct costs as provided by this order. If the manufacturer has not met all three of these conditions, a sale at the reported price, if it is higher than the correctly determined price, is in violation of this order. The reported price, however, shall be subject to adjustment (not to apply retroactively if the manufacturer has met the three conditions specified in this paragraph in computing and reporting his price) at any time, by an order of the Office of Price Administration, issued under this section, so as to bring it into line with the general level of ceiling prices otherwise established by this order.

**SEC. 4. Ceiling prices for new radio cabinets; special orders.** If a manufacturer cannot apply the formula in section 3 because he is a new manufacturer or otherwise has no comparable model, then his ceiling price is the price specifically authorized by the Office of Price Administration, in line with the level of ceiling prices fixed by this order. Applications for the establishment of such prices must be made to the Office of Price Administration, Washington, D. C. A manufacturer may not sell, or deliver a radio cabinet for which a price must be fixed under this section prior to specific authorization by the Office of Price Administration.

Manufacturers' applications for ceiling prices under this section should also be made on OPA Form No. 6065-2571. All information called for by that form and by paragraph (b) of section 3 of this order, regarding the new model should be given. The manufacturer should also state why section 3 cannot be used for pricing in the particular case.

**SEC. 5. Ceiling prices for sales to different classes of purchasers.** Manufacturers' ceiling prices for sales to different classes of purchasers shall reflect the manufacturers' differentials in effect between July 1, 1941 and October 31, 1941 or as subsequently established under

<sup>1</sup> Forms will be available from the National Office.

Maximum Price Regulation No. 183. Manufacturers who have no established differentials for such sales shall apply for the establishment of differentials under this section. The manufacturer's application shall be made by letter to the Office of Price Administration, Washington 25, D. C., and shall indicate the classes of purchasers for sales to whom the differentials are to be established. An order will be issued under this section establishing differentials for sales to different classes of purchasers in line with the differentials of other radio cabinet manufacturers.

**Sec. 6. Establishment of ceiling prices in special cases.** If a manufacturer who is required by this regulation to file a report under section 3, or to apply for the establishment of a ceiling price under section 4 or 5, fails to do so, or fails to provide any of the information required by those sections, the Price Administrator may, upon his own motion, issue orders under this section fixing ceiling prices for the manufacturer's sales in line with the level of ceiling prices established by this order. Ceiling prices so established will be effective as of the date of first sale.

**Sec. 7. General provisions—(a) Terms, discounts, allowances.** Each manufacturer must maintain all terms, discounts, allowances, delivery practices and other price differentials in effect between July 1, 1941 and October 31, 1941, or as subsequently established under Maximum Price Regulation No. 188, for sales to each class of purchaser.

(b) **Definitions.** Unless the context requires otherwise, the definitions in § 1499.163 of Maximum Price Regulation No. 188 shall apply to all terms used herein.

(c) **Relationship of this order to Maximum Price Regulation No. 188.** The provisions of this order supersede the provisions of § 1499.153 through § 1499.158 of Maximum Price Regulation No. 188, with respect to sales made on or after the effective date of this order. All other provisions of that regulation apply to sales and deliveries for which maximum prices are established by this order except to the extent that they are inconsistent with the provisions of this order.

**Note:** The reporting and record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective on the 16th day of October 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-18874; Filed, Oct. 11, 1945;  
11:43 a. m.]

[MPR 183, Order 3 Under 159e]

HAND LAWN MOWERS

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 § 1499.159e of Maximum Price Regulation No. 183, it is ordered:

**SECTION 1. Purpose of this order.** Hand lawn mowers have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order is issued under that section and permits manufacturers to increase their October 1941 prices, by a specified price increase factor. It also contains provisions governing wholesalers' and retailers' ceiling prices. It applies only to hand lawn mowers shipped by the manufacturer on and after October 10, 1945.

**Sec. 2. Manufacturers' ceiling prices.** The f. o. b. factory ceiling price for a manufacturer's sale of a hand lawn mower to each class of purchaser is the higher of:

(a) His f. o. b. factory ceiling price to that class of purchaser as otherwise established under Maximum Price Regulation No. 188, or

(b) 117% of the highest f. o. b. factory price at which he delivered that model of lawn mower to that class of purchaser during the period October 1-15, 1941; however, no part of this increase in a ceiling price to any retailer may be charged if it would have the effect of reducing the margin of the retailer below 27% of his retail ceiling price as fixed by this order.

If during any calendar quarter the net average price per unit of the hand lawn mowers delivered by a manufacturer is greater than 125% of the net average price per unit of the mowers which he delivered during the corresponding quarter of 1941, the Administrator may issue an order under this section, denying in whole or in part the manufacturer's authority to use his October 1941 prices increased by 17% as his ceiling prices.

**Sec. 3. Manufacturers' reports, catalogs and price lists.** Every manufacturer of lawn mowers shall, within 10 days after first offering a model for sale to the trade, file a report with the Office of Price Administration, Washington, D. C., giving the model designation, his ceiling prices to each class of purchaser, and an explanation of the method by which he determined each ceiling price. In addition, every manufacturer shall file, with the District Office of the Office of Price Administration having jurisdiction over the area in which his principal place of business is located, three copies of every catalog, price list, and price notification to the trade, etc., in accordance with the provisions of § 1499.159d of Maximum Price Regulation No. 188.

**Sec. 4. Wholesalers' ceiling prices.** The ceiling price for a wholesaler's (distributor's) sale of a hand lawn mower is the retail ceiling price for that mower as established by section 5 (b) of this order (as indicated on the tag provided by the manufacturer) less 27% thereof. It is the price for a sale in the smallest quantity customarily sold.

**Sec. 5. Retailers' ceiling prices.** Manufacturers are required to calculate

the retail ceiling prices of all hand lawn mowers, according to the rules in this section, and to provide tags showing the retail ceiling price for all mowers except those which they sell to a mail order house.

For the purpose of this section, "manufacturer's ceiling price" means his f. o. b. factory ceiling price, as provided by section 2 of this order, or his adjusted f. o. b. factory ceiling price as permitted under the provisions of Supplementary Orders Nos. 118 or 119, unless the Office of Price Administration specifically prohibits its use as a basis for determining retail prices under the provisions of this section.

(a) **Chain stores and mail order houses.** The retail ceiling price for a hand lawn mower sold by a manufacturer to a chain store or a mail order house is 150% of the manufacturer's ceiling to the class of chain store or mail order house to which he sold the largest volume during 1941.

For the purpose of this order:

"Chain store", means a store which is one of a group of ten or more retail stores under common ownership or control which, as a group had combined sales of over \$1,000,000 for the year 1944.

"Mail order house", means an establishment selling at retail which makes offerings through catalogs or printed price lists, receives orders by mail, and makes deliveries by mail, railroad, express or other common carriers.

(b) **Other retailers.** The retail ceiling price for a hand lawn mower sold by a manufacturer to a wholesaler or a retailer other than a chain store or a mail order house is 170% of the manufacturer's ceiling price to the class of wholesaler to which he sold the largest volume during 1941. If the manufacturer does not have a ceiling price to a wholesaler, the retail ceiling price is 170% of the manufacturer's ceiling price to the class of retailer other than a chain store or mail order house for sales to which he has the lowest ceiling price.

(c) **Alternative retail ceiling prices—**

(1) **Who may apply.** The Office of Price Administration may, upon application by a manufacturer, establish ceiling prices for retail sales other than those determined in accordance with the preceding provisions of this section whenever it appears that:

(i) The article was sold at retail at substantially uniform prices prior to April 1, 1942;

(ii) The article is identified by a brand or company name;

(iii) The price requested for the article is no higher than the level of retail ceiling prices fixed by this order.

An order may be issued under this section establishing uniform ceiling prices for all retail sales of an article which shall apply in place of the retail ceiling price that would otherwise have been determined under this section. Except as may be provided by such an order, all other provisions of this order remain in effect.

(2) **What the application must contain.** A manufacturer requesting establishment of uniform ceiling prices under this paragraph (c) must file an applica-

tion with the Office of Price Administration, Consumer Goods Price Division, Washington 25, D. C. In the application the manufacturer shall state the following:

- (i) His business name and address.
- (ii) A complete identification of the article for which the price is sought including:
  - (a) The name identifying the article and its style or lot numbers.
  - (b) His own ceiling prices to all classes of purchasers.
  - (c) His selling prices and terms to wholesalers and retailers.
  - (d) His suggested retail price prior to April 1, 1942.
  - (e) A list of the names and addresses of his retail and wholesale customers to whom he delivered the article prior to April 1, 1942 in substantial quantities. (Applicant may request OPA to accept a specific part of this list as representative.)
  - (iii) The uniform retail ceiling price which he requests for the article. Different prices may be proposed for sales in different areas.

**SEC. 6. Tagging.** (a) The manufacturer shall provide a tag or label for every hand lawn mower shipped to a purchaser for resale other than a mail order house. That tag or label shall state the properly established retail ceiling price, the manufacturer's name or the brand-name, and the manufacturer's model designation. A tag or label in the following form with blanks properly filled in is satisfactory.

Manufacturer or Brand Name \_\_\_\_\_  
 Model \_\_\_\_\_  
 OPA Retail Ceiling Price \$ \_\_\_\_\_

(b) On or after November 15, 1945, retailers other than mail order houses, may not display, offer for sale, sell, or deliver a hand lawn mower at retail unless it bears the tag or label provided by the manufacturer as required by this section.

**SEC. 7. General provisions—(a) Delivery, terms, conditions of sale.** The ceiling prices established by this order are subject to each seller's customary delivery terms, quantity differentials, conditions of sale, other price differentials and terms in effect during March 1942 or thereafter properly established under OPA regulations.

(b) **Notification.** At the time of, or prior to the first invoice to a purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum resale prices and conditions established by this order.

(c) **Definitions.** Unless the context requires otherwise, the definitions contained in § 1499.20 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation No. 188, whichever is applicable, shall apply to all terms used herein.

(d) **Relationship of this order to the General Maximum Price Regulation and Maximum Price Regulation No. 188.** The provisions of this order supersede the provisions of the General Maximum Price Regulation and Maximum Price Regulation No. 188, with respect to sales and deliveries for which ceiling prices are

established by this order, only to the extent that they are inconsistent with the provisions of those regulations.

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

This order shall become effective on the 10th day of October 1945.

Issued this 10th day of October 1945.

CHESTER BOWLES,  
 Administrator.

[F. R. Doc. 45-18837; Filed, Oct. 10, 1945;  
 4:35 p. m.]

[MPR 188, Order 4518]

NOTIFICATION TO RETAILERS OF RETAIL  
 CEILING 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) **Scope of this order.** The Office of Price Administration has issued orders under Maximum Price Regulation No. 188 which establish dollar and cent retail ceiling prices and which require manufacturers to attach a tag or label to the articles covered by those orders setting forth that retail ceiling price. This order applies to those orders insofar as they require sellers who sell to retailers to notify the retailer of his ceiling price to the ultimate consumer.

(b) **Sellers to retailers not required to give notification.** Regardless of any contrary provision which may appear in orders, heretofore or hereafter, issued under Maximum Price Regulation No. 188, which establish dollar and cent retail ceiling prices and require the manufacturer to attach a tag or label to the article showing that retail ceiling price, sellers of those articles to retailers shall not be required to furnish the retailer with any notification of the retail ceiling prices of those articles.

(c) **Tagging requirements unchanged.** This order does not in any way affect any provision in any order issued under Maximum Price Regulation No. 188 which requires a manufacturer to attach to his articles a tag or label setting forth the retail ceiling prices of those articles.

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

(e) This order shall become effective on the 16th day of October 1945.

Issued this 11th day of October 1945.

JAMES G. ROGERS, Jr.,  
 Acting Administrator.

[F. R. Doc. 45-18875; Filed, Oct. 11, 1945;  
 11:42 a. m.]

[MPR 591, Order 48]

SPECIFIED MECHANICAL BUILDING  
 EQUIPMENT

INDUSTRY WIDE ADJUSTMENTS FOR RECON-  
 VERSION COMMODITIES

For the reasons set forth in an opinion accompanying this order and pursuant to section 22 of MPR 591; it is ordered:

ARTICLE I—GENERAL PROVISIONS

**SECTION 1.1 Purpose and scope of this Order No. 48.** This Order No. 48 provides for the modification of maximum prices of particular commodities covered by Maximum Price Regulation No. 591, when with respect to the product the Price Administrator finds:

(a) That in 1944 its production was approximately one-half or less of its production in its last representative year of peacetime production;

(b) That this reduction in volume resulted from (1) government restrictions on the manufacture of the commodities or on the use of materials, facilities, or manpower, or (2) the use of facilities for the production of war goods, or (3) other direct needs of the war effort; and

(c) That because of changes in government restrictions or in the needs of the war program, manufacturers of the commodity generally are able to begin or to increase substantially the production of the commodity line.

Increases granted under this order will be industry wide and will result from surveys conducted by the Price Administrator, either upon the request of the particular industry or upon his own action.

In general, the new maximum prices resulting from the increases provided for under this order will represent costs experienced during the last period of normal production adjusted for subsequent lawful changes in the level of materials prices and in basic wage rate schedules of factory workers, plus the industry's average peacetime profit margin over cost. Changes in materials prices may be measured by materials cost increase factors, determined by the Price Administrator, in those cases where such action may be necessary to eliminate temporary or artificial influences. This order may in addition to modifying manufacturers' maximum prices, modify maximum prices or establish new methods of determining maximum prices for sales by persons other than manufacturers which will supersede maximum prices fixed by other regulations for such sales and which will be consistent with the standards applied by the Office of Price Administration for reasonable absorption of necessary cost increases.

**Sec. 1.2 Relationship of this order to SO 118, SO 119 and section 16 of Maximum Price Regulation No. 591—(a) SO 118.** (1) Any manufacturer of a commodity listed under Article II whose total net overall sales during 1941 (not including sales under contracts or sub-contracts with any United States war procurement agency) did not exceed \$200,000 may, in lieu of applying the increase permitted under this order, use as his maximum price for such commodity that which he calculates by using the formulae and procedures outlined under SO 118, or under any order issued thereunder, if the maximum price so calculated is higher than the maximum price resulting from the increase permitted under this order. The industry profit factor which may be used with this type of adjustment will be found under the appropriate section of Article II, of this Order No. 48.

(2) *Reports and approval of maximum prices.* Any manufacturer using the procedure of SO 118 shall submit his report on OPA Form 611-2489 or 611-2489A, whichever is applicable, to the Building Materials and Construction Price Branch, OPA Washington 25, D. C. Copies of OPA Form 611-2489 or 611-2489A may be obtained from any Regional or District Office.

The manufacturer's new maximum price as determined under this paragraph (a) shall be deemed to be automatically approved on the expiration of 15 days after mailing the report (or on the expiration of 15 days after the mailing of all additional information which may have been requested) unless the OPA notifies the manufacturer that his proposed maximum price has not been approved or that action thereon has been deferred pending receipt of further information.

(b) *SO 119.* (1) Any manufacturer not eligible for an adjustment under (a) above, may apply for an adjustment using the formulae and procedures outlined under SO 119, if, after the increase permitted under this order, his maximum price still continues eligible for adjustment under that supplementary order. The industry profit factor which may be used in connection with this type of adjustment will be found under the appropriate section of Article II of this Order No. 48.

(2) *Reports and approval of maximum prices.* Any manufacturer using the procedures of SO 119 shall submit his report on OPA Form 611-2488-B to the Building Materials and Construction Price Branch, OPA, Washington 25, D. C. Copies of OPA Form 611-2488-B may be obtained from any OPA Regional and District Office.

The manufacturer's new maximum price as determined under this paragraph (b) shall be deemed to have been automatically approved on the expiration of 15 days after mailing the report (or on the expiration of 15 days after mailing of all additional information which may have been requested) unless the OPA notifies the manufacturer that his proposed maximum price has not been approved or that action thereon has been deferred pending the receipt of further information.

(c) *Section 16 of Maximum Price Regulation No. 591.* A manufacturer of any commodity listed under Article II of this Order shall not be eligible for an adjustment of his maximum prices for such commodities under the provisions of section 16 of Maximum Price Regulation No. 591.

**Sec. 1.3 Reporting requirements.** Any manufacturer who increases his maximum prices as permitted under Article II or who receives a price adjustment under section 1.2 of this order, shall, within 5 days after such maximum prices have been increased or in the case of adjustments under section 1.2, within 5 days after such adjusted maximum prices have been approved, submit to the Building Materials and Construction Price Branch, OPA, Washington 25, D. C. the following information:

(a) A description of each commodity the maximum price of which has been increased or adjusted, together with the plate number or other identifying number thereof.

(b) A statement indicating whether the maximum price of each commodity has been increased as permitted by Article II or adjusted in accordance with section 1.2 of this order.

(c) The maximum price of each commodity prior to its increase or adjustment in accordance with this order.

(d) The maximum price of each commodity after its increase or adjustment in accordance with this order.

**Sec. 1.4 Definitions.** Unless the context requires otherwise, the definitions contained in the General Maximum Price Regulation and Maximum Price Regulation No. 591, whichever is applicable, shall apply to all terms used in this order.

**Sec. 1.5 Discounts and allowances.** Except as otherwise required by the provisions of Article II, every seller must maintain terms, discounts, allowances and other price differentials at least as favorable as those required under Maximum Price Regulation No. 591 or the General Maximum Price Regulation, whichever is applicable.

#### ARTICLE II—INCREASES PERMITTED

**Sec. 2.1 Automatic electrical temperature controls—(a) Manufacturers' increase.** Any manufacturer of the following types of automatic electrical temperature control equipment devices for heating, air conditioning, and refrigeration, excluding industrial process controls may increase his prices to each class of purchaser in effect on October 1, 1941, or which are specifically established under the provisions of Maximum Price Regulation No. 591, by 5 percent.

By these types is meant those temperature, pressure or humidity actuated controls and their related control devices that are electrically operated or control electrical circuits and are primarily designed for and normally used to control domestic and commercial space heating, cooling and air conditioning, and domestic and commercial refrigeration.

Excluded from these types are controls designed specifically for controlling industrial processing.

**Package regulator sets.** Two or more of the controls in the list which follows are frequently furnished as a package set, for convenience in ordering, installation, and stocking. They are often provided with special wiring diagrams, and frequently with the necessary installation accessories such as wire, staples, chain, pulleys, etc., as required. Such package sets are priced as a complete set.

Package sets include, but not limited to the following:

- Domestic damper operator sets.
- Warm air furnace control sets.
- Zone control sets.
- Gas burner control sets.
- Oil burner control sets.
- Stoker control sets.

#### 1. Thermostats and humidity controls.—

(a) Thermostats. Wall type, for heating, air conditioning and refrigeration, with or without special features such as pilot lamp, night switch, "on-and-off" switch, etc., and accessories.

Plain pattern—single.

Plain pattern—twin or dual.

Night set-back type—self contained, mechanical.

Night set-back type—self contained, electric clock.

Night set-back type—with separate clock.

Two or multi-stage type.

Modulating type.

Modulating type in combination with any of the above.

Thermostat guards.

Thermostat mounting plates.

(b) Humidity controls.

Humidity controller—wall mounting type.

Humidity controller—duct insertion type.

Humidity controller—thermostat combination.

2. *Primary controls for automatic firing, including oil burner, stoker, and gas primary controls.* (a) Oil burner primary controls—including electrically operated controls designed for the control of vaporizing or atomizing oil burners, either with constant or intermittent ignition.

Stack mounted relays.

Wall or burner mounted relays.

Stack temperature responsive controls.

Radiant heat (oil flame) responsive controls.

Solenoid oil valves—single or dual.

Oil flow metering control valve, capable of automatically maintaining high and low fire, and equipped with automatic safety cut-off.

Combination oil lifter and flow metering control valve.

Electric conversion units for manually operated oil flow metering valve.

Motorized oil valves.

(b) Stoker primary controls.

Stack temperature responsive stoker controls.

Stoker timer relays.

Stoker control relays—plain.

Stoker timer switches.

(c) Gas primary controls—either with or without special features such as secondary air control, adjustable bleed valve, recycling flame pilot control and manual operating means.

Solenoid gas valves—single stage.

Solenoid gas valves—two stage.

Solenoid operated 3-way gas valve.

Motorized gas valves—single stage.

Motorized gas valves—two stage.

Relay operated diaphragm gas valves.

Relay operated gas valves.

Electric solenoid pilot operated diaphragm gas valves.

Motorized diaphragm gas valves.

Motorized slow opening gas valves.

Solenoid operated slow opening gas valves.

Thermocouple operated electro magnetic gas valves.

Motorized, Solenoid or Relay operated gas valve with additional built-in features such as pressure regulator, pilot protection or limit control.

Motorized, Solenoid, or Electric Pilot operated gas valve with butterfly modulating or throttling control of gas flow.

Gas Pilot Light Safety Control, including pilot burner.

Electrically operated manual reset valve.

3. *Motor operators, electrically driven.* Includes electrically operated motors for 2 position, multi-position, reversing or modulating operation, designed specifically for temperature control equipment.

Motor operators—damper—domestic.

Motor operators—damper—zone control.

Motor operators—steam and water valves.

Motor operators—miscellaneous applications on temperature control equipment.

4. *Building heating system control specialties and motorized steam and hot water valves.* (a) Building heating system control specialties—including the special equipment necessary for the control of building temperature from inside or outdoor temperatures, or a combination of both.

Outside thermostats—remote bulb or direct type.

Indoor—Outdoor differential thermostats. Differential remote bulb controllers. Time cycle heating control panels. Central control and equipment panels. Power and transformer assembly panels. Switchboard panels and assemblies for temperature control circuits.

Program and sequence switches.

(b) Motorized Steam and Hot Water Valves—includes electrically operated valves normally used in heating or air conditioning, regulating the flow of steam or water, and furnished with motor operator, valve body and necessary linkage.

Motorized valve—two position type, single or double seated valve with or without special parts.

Motorized valve—modulating operation.

Motorized 3-way mixing valves for heating or air conditioning service.

Motorized Butterfly valves for hot water heating service.

Motorized radiator valves up to and including 2" size.

5. Refrigeration controls. Includes only those devices electrically operated or controlling electrical circuits with electrical rating of 5 HP or less.

High or low side pressure controls.

Temperature controls—remote bulb type.

Temperature controls—self-contained type.

Combination high or low side pressure controls.

Combination temperature and pressure controls.

Refrigerant solenoid valves.

Refrigeration or unit cooler control panels or assemblies incorporating temperature or pressure controls, or both, with or without timer, and with controlling equipment for compressor operation.

Refrigerator motor control devices.

6. Remote bulb and temperature or pressure actuated heating and air conditioning controls. (a) Remote bulb temperature controllers—for heating and air conditioning two position, floating or modulating types. With or without a well.

Rigid stem type.

Remote bulb—capillary tube type.

Differential temperature controller.

(b) Temperature or Pressure Actuated Heating & Air Conditioning Controls—Two position, floating or modulating type for limit controls and for operating fans, blowers, circulators, unit heaters and compressors.

Steam pressure responsive controls.

Vacuum pressure responsive controls.

Vapor pressure responsive controls.

Water temperature responsive controls—immersion type.

Water temperature responsive controls—surface type.

Air temperature responsive controls—immersion type.

Air temperature responsive controls—surface type.

Combination controls for any of the above, responding separately to 2 or more temperature or pressure settings.

Stack temperature responsive controls—surface type.

Stack temperature responsive controls—immersion type.

7. Relays. Only those types with an electrical rating of 5 HP or less, designated specifically for operation with temperature control circuits manufactured by a producer of temperature control equipment, and customarily used with such equipment.

Transformer relays.

Plain relays—low or line voltage operating and load circuits.

Modulating control relays.

Floating control relays.

Motor driven relays.

Relays with special manual switching means for summer-winter control, etc.

Relays with built-in hot water temperature responsive means for controlling summer-winter hot water and circulator systems.

NOTE: Primary combustion control relays are covered in a paragraph above.

8. Miscellaneous controls and equipment.

Solenoid water valves.

Boiler low water cut-off.

Boiler low water cut-off with pressure control.

Transformers—when especially designed for use with control equipment circuits and when manufactured by a producer of temperature control equipment.

Combination low water cut-off and water feeder.

Float switches.

Flow switches.

Boiler water feeder.

Other miscellaneous electric control and parts, and appurtenances used with automatic electric temperature control equipment.

(b) Resellers' increase. Any reseller may increase his maximum prices for the types of electrical controls listed in section 2.1 (a) above, as established under the General Maximum Price Regulation to each class of purchaser, by 5 percent.

(c) Profit factor for use in connection with adjustments under section 1.2 (a) and (b). Any manufacturer of a commodity listed in section 2.1 (a) filing an application for adjustment in accordance with section 1.2 (a) or (b) may use in connection with such application the industry profit factor of 12.5 percent.

This order shall become effective October 9, 1945.

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

Issued this 9th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18764; Filed, Oct. 9, 1945;  
4:53 p. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File No. 54-135]

NIAGARA HUDSON POWER CORP. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING ON PLAN FILED

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of October 1945.

In the matter of Niagara Hudson Power Corporation, Central New York Power Corporation and Northern Development Corporation, File No. 54-135.

Notice is hereby given that Niagara Hudson Power Corporation ("Niagara Hudson"), a subsidiary of The United Corporation, a registered holding company, Central New York Power Corporation ("Central New York") and Northern Development Corporation ("Northern"), subsidiaries of Niagara Hudson, have filed a joint plan pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for the purpose of ef-

fecting compliance with section 11 (b) of the act.

All interested persons are referred to said plan, on file in the office of this Commission, for a full statement of the transactions therein proposed, which are summarized as follows:

Niagara Hudson proposes to effectuate the merger of Northern into Central New York and, in connection therewith, Central New York will issue 250,000 shares of its common stock, no par value, having an aggregate stated value of \$18,200,000 to Niagara Hudson in exchange for all the outstanding capital stock of Northern (consisting of 182,000 shares of common stock having a stated value of \$18,200,000).

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 plan and that said application shall not be granted except pursuant to further order of this Commission;

It is ordered, That a hearing under the applicable provisions of the act and rules promulgated thereunder be held on October 17, 1945, at 10:00 a. m., e. s. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as the hearing room clerk in Room 318 will at that time advise. All persons desiring to be heard or otherwise wishing to participate in the proceedings shall file with the Commission on or before October 12, 1945, a written request relative thereto as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all 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 notice of said hearing be given to Niagara Hudson, Central New York and Northern, and to all interested persons; said notice to be given to Niagara Hudson, Central New York, Northern, and the Public Service Commission of the State of New York by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER and 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.

It is further ordered, That, without limiting the scope of the issues presented by said application, particular attention will be directed at the hearing to the following matters and questions:

(1) Whether the proposed plan is necessary to effectuate the provisions of section 11 (b) of the act and is fair and equitable to the persons affected thereby.

(2) Whether the proposed consideration to be received and paid in connection with the proposed sale and acquisition of the securities of Northern is reasonable and bears a fair relation to the sum involved in or the earning

capacity of the assets underlying the securities to be transferred.

(3) Whether the proposed acquisitions of stock by Central New York and Niagara Hudson and the subsequent merger of Northern into Central New York will serve the public interest by tending toward the economical and efficient development of an integrated public utility system.

(4) Whether the accounting adjustments and entries proposed to be made in connection with the plan are proper and are in accordance with sound accounting principles and practice.

(5) Whether and to what extent it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose terms and conditions in respect of the proposed transactions.

(6) Generally, whether in any respect the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to contravene or circumvent any provisions of the act or of the rules and regulations promulgated thereunder.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-18811; Filed, Oct. 10, 1945;  
2:17 p. m.]

[File Nos. 70-1137, 54-117, 59-72]

**COLUMBIA GAS & ELECTRIC CORP. ET AL.**  
ORDER GRANTING APPLICATION-DECLARATION  
TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of October 1945.

In the matters of Columbia Gas & Electric Corporation, The Cincinnati Gas & Electric Company, Miami Power Corporation, The Union Light, Heat and Power Company, File No. 70-1137; Columbia Gas & Electric Corporation, File No. 54-117; Columbia Gas & Electric Corporation and its subsidiary companies, respondents, File No. 59-72.

Columbia Gas & Electric Corporation ("Columbia"), a registered holding company and a subsidiary of The United Corporation, also a registered holding company, and Columbia's utility subsidiaries, The Cincinnati Gas & Electric Company ("Cincinnati"), Miami Power Corporation ("Miami"), The Union Light, Heat and Power Company ("Union"), have filed a joint application-declaration, with amendments thereto, pursuant to the provisions of the Public Utility Holding Company Act of 1935, regarding the following:

1. The repayment by Miami and Union of \$100,000 and \$300,000, respectively, to Columbia on account of certain 6% Demand Notes owing by said companies to Columbia;

2. The purchase by Cincinnati from Columbia of the latter's holdings of the common stocks and indebtedness of Miami, Union and The West Harrison Electric and Water Company, Inc. ("West Harrison") for a consideration

equal to the aggregate principal amount of bonds and notes (plus accrued interest to the date of sale) and the aggregate underlying book net worth of the common stocks to be purchased. These securities are as follows:

**MIAMI POWER CORPORATION:**

\$225,000 principal amount of 6% Demand Notes.

1,000 shares of Common Stock (no par value).

**THE UNION LIGHT, HEAT AND POWER COMPANY:**

\$2,287,800 principal amount of First Mortgage 6% Bonds, Series A, due August 15, 1949.

\$242,100 principal amount of First Mortgage 6% Bonds, Series B, due August 15, 1949.

\$2,067,238.47 principal amount of 6% Demand Notes.

4,878-88/94ths shares of Common Stock (\$100 par value).

**WEST HARRISON ELECTRIC AND WATER COMPANY, Inc.**

2,000 shares of Common Stock (\$10 par value);

3. A capital contribution of \$7,000,000 in cash to be made by Columbia to Cincinnati;

4. The issue and sale by Cincinnati of \$45,500,000 principal amount of First Mortgage Bonds, to be dated October 1, 1945, which are to be sold at competitive bidding and the proceeds applied, to the extent necessary, to the redemption of all the outstanding mortgage indebtedness of Cincinnati, consisting of \$31,063,000 principal amount of 3 1/4% First Mortgage Bonds, Series due 1966, and \$9,031,000 principal amount of 3 1/2% First Mortgage Bonds, Series due 1967;

5. The issue by Cincinnati of 270,000 shares of a first series of its Cumulative Preferred Stock and the exchange of such stock for outstanding shares of Cincinnati's Cumulative 5% Preferred Stock, Series A, and a cash payment to the exchanging holders of such Cumulative 5% Preferred Stock, Series A, equivalent to the difference between the price to be paid Cincinnati for the new preferred stock by the purchases thereof at competitive bidding and the redemption price of \$107.50 per share of the Cumulative 5% Preferred Stock, Series A;

6. The redemption of unexchanged shares of Cincinnati's Cumulative 5% Preferred Stock, Series A; and

Columbia and Cincinnati having requested that the Commission enter an order finding that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that such order conform to the formal requirements of Sections 371, 373 and 1808 (f) of the Internal Revenue Code, as amended; and

The Commission having issued a notice of and order for hearing on said application-declaration and having directed that the proceedings thereon should be consolidated with proceedings pursuant to sections 11 (b) and 11 (e) of the act concerning the applicants and declarants herein, and a public hearing having been held on such matters, after appropriate public notice; the Commission having considered the record in the matter and having made and filed its findings and opinion herein;

It is ordered, That said application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective, subject, however, to the conditions specified in Rules U-24 and U-50 and except as to the prices to be paid Cincinnati for the bonds and new Preferred Stock, the interest and dividend rates thereon, respectively, the redemption prices thereof, the underwriters' spread on the bonds and its allocation, the remuneration to be paid the underwriters for their services in connection with effecting exchanges of the new Preferred Stock for outstanding Preferred Stock, and all legal and other fees and expenses to be paid in connection with the proposed transactions, as to which matters jurisdiction be, and the same hereby is, reserved.

It is further ordered, That the sales, transfers and exchanges of securities, the cash payments and the transactions specified and itemized above in paragraphs numbered 1 to 3, inclusive, as proposed by the application-declaration, as amended, are necessary or appropriate to the integration and simplification of the holding company system of which Cincinnati and Columbia are members, and necessary and appropriate to effectuate the provisions of subsection (b) of section 11 of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-18314; Filed, Oct. 10, 1945;  
2:18 p. m.]

[File No. 70-1143]

**PUBLIC SERVICE CO. OF OKLAHOMA**  
ORDER GRANTING APPLICATIONS AND DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 8th day of October, A. D., 1945.

Public Service Company of Oklahoma, a public utility subsidiary of Central and South West Utilities Company, a registered holding company, which is in turn a subsidiary of The Middle West Corporation, also a registered holding company, has filed applications and declarations and amendments thereto pursuant to sections 6, 7, and 12 of the Public Utility Holding Company Act of 1935 with respect to the issue and sale pursuant to the competitive bidding requirements of Rule U-50 of (1) \$22,500,000 principal amount of First Mortgage Bonds, Series A, due 1975, and (2) 98,500 shares of Cumulative Preferred Stock, the price for such securities, the interest rate on the bonds and the dividend rate on the preferred stock to be determined at competitive bidding. Public Service Company of Oklahoma proposes to use the proceeds from the sale of such securities, together with other funds as required, to retire (1) its presently outstanding bonded indebtedness consisting of \$16,000,000 principal amount of First Mortgage Bonds, Series A, 3 1/4%, at 108 5/8% of principal amount plus accrued inter-

est, and \$6,581,000 principal amount of First Mortgage Bonds, 3¾% of Southwestern Light & Power Company (assumed by Public Service Company of Oklahoma) at 104.75% of principal amount plus accrued interest, and (2) 98,500 shares of 5% Cumulative Preferred Stock, constituting the entire amount outstanding, at the redemption price of \$110 per share.

Public Service Company of Oklahoma has requested that the 10-day period for the solicitation of bids required by the provisions of Rule U-50 be shortened to not less than 6 days.

Public hearing on these matters having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein;

*It is ordered*, That the said applications and declarations, as amended, be and the same hereby are granted and permitted to become effective subject, however, to the terms and conditions, prescribed in Rule U-24 and to further terms and conditions as follows:

1. That the proposed issuance and sale of bonds and preferred stock shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order entered in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for such purpose;

2. That, except pursuant to further order of the Commission, Public Service Company of Oklahoma shall not pay any dividends on its common stock except out of surplus earned subsequent to June 30, 1945.

*It is further ordered*, That, in accordance with the request of Public Service Company of Oklahoma, the ten day period for inviting bids as provided by Rule U-50 be, and the same hereby is, shortened to a period of not less than six days.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-18813; Filed, Oct. 10, 1945;  
2:18 p. m.]

[File No. 70-1144]

UNITED GAS CORP. AND UNITED GAS PIPE  
LINE CO.

ORDER GRANTING APPLICATION AND PER-  
MITTING DECLARATION TO BECOME EFFEC-  
TIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania on the 5th day of October, A. D. 1945.

United Gas Pipe Line Company ("Pipe Line"), a wholly-owned subsidiary of United Gas Corporation ("United"), a subsidiary of Electric Power and Light Corporation, a registered holding company, having filed a joint application and declaration pursuant to the Public Utility Holding Company Act of 1935 and

the rules and regulations promulgated thereunder with respect to the following transaction: Pipe Line proposes to sell to United, and United proposes to buy, all of Pipe Line's natural gas transmission facilities located within the corporate limits of the City of Houston, Texas, except a small part of one of Pipe Line's 16" main transmission lines, for a cash purchase price of \$251,746 plus the cost of all capital expenditures made by Pipe Line from July 31, 1945 to date of transfer in connection with the facilities to be sold. The proposed purchase price is based upon the construction cost of the properties proposed to be sold minus the proportion of Pipe Line's retirement reserve allocated thereto; and

Said joint application and declaration having been filed on the 11th day of September, 1945, and a notice of said filing having issued on the 25th day of September, 1945, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said joint application and declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules or regulations promulgated thereunder, that the proposed transactions satisfy the requirements of the applicable provisions of the act and of the rules thereunder in so far as they are applicable, and that it is appropriate in the public interest and in the interest of investors and consumers that said application be granted and said declaration be permitted to become effective.

*It is hereby ordered*, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application be, and the same hereby is, granted and that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-18810; Filed, Oct. 10, 1945;  
2:17 p. m.]

[File Nos. 70-1157, 70-1165]

WISCONSIN POWER AND LIGHT CO. AND  
NORTH WEST UTILITIES CO.

NOTICE OF FILING AND ORDER FOR HEARING  
AND ORDER FOR CONSOLIDATION

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 October, A. D. 1945.

Notice is hereby given that applications and declarations have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, particularly sections 6, 7, 9, 10, and 12 thereof, by North West Utilities Company ("North West"), a registered hold-

ing company and a subsidiary of The Middle West Corporation, also a registered holding company, and by Wisconsin Power and Light Company ("Wisconsin"), a public utility subsidiary of North West.

All interested persons are referred to said documents which are on file in the office of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Wisconsin proposes to amend its Articles of Organization (a) by changing each share of its common stock having a par value of \$50 to five shares of common stock having a par value of \$10 each, (b) by increasing the authorized Preferred Stock from \$20,000,000 to \$28,800,000, and (c) by incorporating various provisions stated to be designed for the protection of the Preferred Stock. Wisconsin then proposes to change its entire outstanding common stock, represented by 146,185 shares of the par value of \$50 per share, 141,970 of which shares are owned by North West, into 730,925 shares of the par value of \$10 per share.

Wisconsin proposes to issue and sell to North West, and North West proposes to acquire 450,000 additional shares of common stock of the par value of \$10 per share for \$4,500,000 in cash. Wisconsin proposes to use the proceeds from the sale of such common stock, together with other funds of the company, to effect the redemption of so much of its outstanding preferred stock as is not exchanged for new 4½% Preferred Stock.

Wisconsin proposes to issue 120,000 shares of 4½% Preferred Stock at \$105 per share to the holders of its presently outstanding 106,068 shares of 7% Preferred Stock and 61,595 shares of 6% Preferred Stock in exchange for 120,000 shares of such stock on a share for share basis and to pay to the holders of the outstanding preferred stock, (a) \$5 in cash (the difference between the issue price of \$105 of the 4½% Preferred Stock and \$110, the redemption price of the outstanding preferred stock), and (b) an additional amount in cash equal to the difference between the accrued dividends per share on the outstanding Preferred Stock and the 4½% Preferred Stock to the date fixed for redemption. If more than 120,000 shares of 7% and 6% Preferred Stock are offered in exchange, the number of shares to be exchanged will be reduced pro rata, as nearly as may be done without the issuance of fractional shares, to a maximum of 120,000 shares. If less than 120,000 shares of 7% and 6% Preferred Stock are offered in exchange, Wisconsin may at its option either withdraw the exchange offer or exchange the shares so deposited.

Wisconsin requests exemption from the competitive bidding requirements of Rule U-50 with respect to the preferred stock exchange offer. However, should the exchange offer be withdrawn, Wisconsin proposes to offer for sale at competitive bidding, \$12,000,000 par amount of preferred stock, the dividend rate and price to be paid to be fixed by the bidders, and to use the proceeds, together with the necessary additional moneys

from the Company's treasury, to retire said \$12,000,000 par amount of presently outstanding 7% and 6% Preferred Stock.

Wisconsin proposes to issue and sell to certain banks \$3,800,000 principal amount of 2% Serial Notes, (5% after maturity) payable semi-annually over a period of seven years and to apply the proceeds from the sale of such notes, together with other funds of the company, to the payment and retirement of all its outstanding Serial Notes in the aggregate principal amount of \$4,070,000, maturing serially to August 1, 1951 and bearing interest at 2½%, 2¾% and 3%.

Wisconsin proposes to call a special stockholders' meeting to be held in October 1945 to consider and vote upon the proposed refinancing and related matters and has requested immediate entry by the Commission of Interim Order authorizing the solicitation of proxies in connection therewith pursuant to the requirements of Rule U-62.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said matters, and that said applications and declarations shall not be granted or permitted to become effective except pursuant to further order of the Commission:

It further appearing that the foregoing matters are related, and that evidence offered in respect to each of the matters may have a bearing on the other, and that substantial saving in time, effort and expense will result if said matters are consolidated;

*It is hereby ordered,* That said proceedings be, and hereby are, consolidated subject to the reservation that the Commission may at any time it appears conducive to an orderly, efficient or economical disposition of any of the matters herein, order a separate hearing concerning any of the issues in the consolidated proceedings, close the record with respect to any of such issues or take any action on any such issues prior to

the close of the record on the other issues therein, or consolidate with this proceeding other matters filed pertaining to the instant proceedings.

*It is further ordered,* That a hearing on said matters under the applicable provisions of said act and the rules of this Commission thereunder be held on October 22, 1945 at the offices of this Commission, 18th and Locust Streets, Philadelphia, Pa. On such date the hearing room clerk in Room 318 will advise as to the room in which said hearing will be held. At such hearing, cause shall be shown why such declaration shall be permitted to become effective and such applications granted.

*It is further ordered,* That Robert P. Reeder or any other officer or officers of this Commission designated by it for that purpose shall preside at the hearing on 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 without limiting the scope of the issues otherwise to be considered in the proceedings, particular attention will be directed at the hearing to the following matters and questions:

(1) Whether the proposed issue and sale of Serial Notes, Preferred Stock and common stock by Wisconsin are solely for the purpose of financing the business in which it is engaged.

(2) Whether the terms and conditions of the proposed exchange offer affecting the Preferred Stocks of Wisconsin are fair and reasonable and appropriate in the public interest and the interest of investors and consumers and whether exemption from the competitive bidding requirements of Rule U-50 should be granted with respect thereto.

(3) Whether the acquisition by North West of the common stock of Wisconsin will be detrimental to the carrying out of the provisions of section 11 and will

have the tendency required by section 10 (c) (2) of the act and will otherwise meet the requirements of section 10 of the act.

(4) Whether the issue of the promissory note by North West conforms to the provisions of section 7 of the act.

(5) Whether the accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound principles of accounting and meet the standards of the act.

(6) Whether the terms and conditions of the issues of said securities are detrimental to the public interest or the interests of investors or consumers.

(7) Generally whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

*It is further ordered,* That notice of said hearing is hereby given to Wisconsin Power and Light Company, to its respective security holders, to the Public Service Commission of Wisconsin, to the Federal Power Commission, and to all interested persons; said notice to be given to Wisconsin Power and Light Company, the Public Service Commission of Wisconsin and the Federal Power Commission by registered mail, and to other persons by publication of this notice and order in the FEDERAL REGISTER and by general release of this Commission distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before October 18, 1945 an appropriate request or application to be heard, as provided by Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-18312; Filed, Oct. 10, 1945; 2:17 p. m.]

