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the Secretary of War by that part of section 1 of the said Act of August 29, 1916, reading as follows:

"The President, in time of war, is empowered, through the Secretary of War, to take possession and assume control of any system or systems of transportation, or any part thereof, and to utilize the same, to the exclusion as far as may be necessary of all other traffic thereon, for the transfer or transportation of troops, war material and equipment, or for such other purposes connected with the emergency as may be needful or desirable."

7. The Director of the Office of Defense Transportation may request the Secretary of War to furnish protection for persons employed or seeking employment in the plants, facilities, or transportation system of which possession is taken and to furnish protection for such plants, facilities, and transportation system, and may request the Secretary of War to furnish equipment, manpower, and other facilities or services deemed necessary by the Director to carry out the provisions, and to accomplish the purposes, of this order; and the Secretary of War is authorized and directed upon such request to take such action as he deems necessary to furnish such protection, equipment, manpower, or other facilities or services.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 14, 1946.

[F. R. Doc. 48-10256; Filed, June 14, 1946; 1:49 p. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 5—SURPLUS PROPERTY DISPOSAL

PURCHASE OF SURPLUS PROPERTY BY OFFICERS, EMPLOYEES, OR AGENTS

Chapter I, Title 6, Code of Federal Regulations is hereby amended by the addition of new § 5.109-01 to read as follows:

§ 5.109-01 *Purchase of surplus property by officers, employees, or agents.* No officer, employee, or agent of the Farm Credit Administration, the Federal Farm Mortgage Corporation, or any institution under the supervision of the Farm Credit Administration shall, except in the exercise of a priority right pursuant to the Surplus Property Act of 1944,

purchase any surplus property assigned for disposal to the Department of Agriculture as disposal agency for agricultural and forest property and no sale of any such surplus property to any such officer, employee, or agent in the exercise of any such priority right shall be made except with the prior approval of the Farm Credit Administration.

The foregoing amendment has been approved by the Secretary of Agriculture.

(SPA Reg. 1; SPA Reg. 5, as amended; Surplus Property Act of 1944, 58 Stat. 765, 50 U.S.C. App. Supp. 1611)

[SEAL]

A. T. ESCATE,
Acting Governor.

[F. R. Doc. 48-10314; Filed, June 17, 1946; 11:14 a. m.]

TITLE 7—AGRICULTURE

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

[WFO 75-2, Amdt. 49]

PART 1410—LIVESTOCK AND MEATS

CONVERSION FACTOR

War Food Order No. 75-2, as amended (11 F.R. 5993), is hereby further amended as follows:

1. By adding the following items and figures and the following paragraph immediately after the conversion weight table in paragraph (f) (1)

| | |
|-----------------------------------|--------|
| Corned beef hash..... | \$9.70 |
| Beef tushonka..... | 1.80 |
| Beef and pork products: | |
| XX..... | .60 |
| OO..... | .60 |
| Brawn..... | .60 |
| Meat food products and gravy..... | .60 |

(With respect to the above items which contain both beef and pork, the conversion factor takes into account the beef content only. Credit for the pork content of these items shall be taken under War Food Order No. 75-3.)

2. By deleting paragraph (f) (2) and substituting in lieu thereof the following:

(2) The conversion weight of beef of any type used in the preparation of sausage or in the preparation of canned meat, or any other beef product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the beef in such processing, and multiplying such net weight by 1.45. The net weight of beef which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

This amendment shall become effective at 12:01 a. m., e. s. t., June 16, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or

other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 10 F.R. 4649)

Issued this 14th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator Pro-
duction and Marketing Ad-
ministration.

[F. R. Doc. 46-10315; Filed, June 17, 1946;
11:14 a. m.]

[WFO 75-3, Amdt. 34]

PART 1410—LIVESTOCK AND MEATS

CONVERSION FACTORS

War Food Order No. 75-3, as amended (11 F.R. 6273) is hereby further amended as follows:

1. By deleting the figure "1.00" which appears opposite the item "pork sausage" in the conversion weight table in paragraph (d) (1) and substituting in lieu thereof the figure "1.26"

2. By adding the following items and figures and the following paragraph immediately after the conversion weight table in paragraph (d) (1)

| | |
|-----------------------------------|------|
| Pork and gravy..... | 1.26 |
| Beef and pork products: | |
| XX..... | 60 |
| OO..... | 60 |
| Liver spread..... | 60 |
| Brawn..... | .60 |
| Meat food products and gravy..... | .60 |

(With respect to the above items which contain both beef and pork, the conversion factor takes into account the pork content only. Credit for the beef content of these items should be taken under War Food Order No. 75-2)

3. By deleting paragraph (d) (2) and substituting in lieu thereof the following:

(2) The conversion weight of pork of any type used in the preparation of sausage, or in the preparation of canned meat, or any other meat product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the pork used in such processing, and multiplying such net weight by 1.28. The net weight of pork which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

This amendment shall become effective at 12:01 a. m., e. s. t., June 16, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 14th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Pro-
duction and Marketing Ad-
ministration.

[F. R. Doc. 46-10316; Filed June 17, 1946;
11:14 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Adminis-
tration, Federal Security Agency

PART 141—TEST AND METHODS OF ASSAY
FOR ANTIBIOTIC DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff. 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., 1st Sess., July 6, 1945) the regulations for tests and methods of assay for antibiotic drugs (10 F.R. 11478-11485) as amended, are hereby amended as indicated below:

1. Section 141.1 (e) is amended by striking out the second and third sentences and substituting therefor the following: "Distribute the agar evenly in the plates and allow it to harden. Use the plates the same day they are prepared."

2. Section 141.1 (e) is also amended by adding the following at the end of the first paragraph. "A suspension of the test organism may be used in place of the broth culture described above in preparing the inoculum for the seeding of plates. Prepare such suspension as follows: Wash the organisms from an agar slant which has been incubated for 24 hours at 37°C with 2.0 ml of sterile physiological saline onto a large agar surface such as that provided by a Roux bottle containing 300 ml of agar. Spread the suspension of organisms over the entire agar surface with the aid of sterile glass beads. Incubate 24 hours at 37°C. Wash the resulting growth from the agar surface with about 50 ml of sterile physiological saline. Standardize this suspension by determining the dilution which will permit 20% light transmission through a filter at 6500 Angstrom units in a photoelectric colorimeter. Add 1.5 to 2.0 ml of this resulting dilution to each 100 ml of agar which has been melted and cooled to 48°C to prepare the inoculum for the plates. The suspension may be used for one week."

3. Section 141.1 is amended by adding a new paragraph as follows:

(h) The potency of a sample may also be determined by the standard curve technique using a single dose of standard and unknown.

Dilute the sample to be tested to 1.0 unit per ml. (estimated) in 1% phosphate buffer pH 6.0 using the 50 unit (estimated) dilution prepared as described in § 141.1 (d). Place six cylinders on the inoculated agar surface so that they are at approximately 60° intervals on a 2.8 cm radius. Use three plates for each sample. Fill 3 cylinders on each plate with the 1.0 unit/ml standard and 3 cylinders with the 1.0 unit/ml (estimated) sample, alternating standard and sample. Incubate the plates for 16 to 18 hours at 37°C. and measure the diameter of each circle of inhibition. At the same time prepare a standard curve using concentrations of the standard of 0.6, 0.7, 0.8, 0.9, 1.0, 1.1, 1.2, 1.3, 1.4, and 1.5 units/ml in sterile 1% phosphate buffer pH 6.0. Use three plates for the determination

of each point on the curve a total of 27 plates. On each of three plates fill 3 cylinders with the 1.0 unit/ml standard and the other 3 cylinders with the concentration under test. Thus there will be 81 one unit determinations and 9 determinations for each of the other points on the curve. After the plates have incubated read the diameters of the circles of inhibition. Average the readings of 1.0 unit/ml concentration and the readings of the point tested for each set of 3 plates and average also all 81 readings of the 1.0 unit/ml concentration. The average of the 81 readings of the 1.0 unit/ml concentration is the correction point for the curve. Correct the average value obtained for each point to the figure it would be if the 1.0 unit/ml reading for that set of three plates were the same as the correction point. Thus, if in correcting the 0.8 unit concentration, the average of the 81 readings of the 1 unit concentration is 20.0 mm, and the average of the one unit concentration of this set of 3 plates is 19.8 mm, the correction is 0.2 mm. If the average reading of the 0.8 unit concentration of these same 3 plates is 19.0 mm the corrected value is then 19.2 mm. Plot these corrected values including the average of the 1 unit/ml concentration on 2 cycle semi-log paper using the concentration in units per ml as the ordinate (the logarithmic scale) and the diameter of the zone of inhibition as the abscissa. Draw the standard curve through these points. The 10 points selected to determine the curve are arbitrary and should be so chosen that the limits of the curve will fill the needs of the laboratory. However the potency of the sample under test should fall in the interval of from 60% to 150% of the correction point of the standard curve.

To estimate the potency of the sample average the zone readings of the standard and the zone readings of the sample on the three plates used. If the sample gives a larger average zone size than the average of the standard, add the difference between them to the 1.0 unit zone size on the standard curve. If the average sample value is lower than the standard value, subtract the difference between them from the 1.0 unit value on the curve. From the curve read the potencies corresponding to these corrected values of zone sizes.

Dated: June 13, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator

[F. R. Doc. 46-10284; Filed, June 17, 1946;
10:21 a. m.]

PART 146—CERTIFICATION OF BATCHES OF
PENICILLIN CONTAINING DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of Section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., July 6, 1945) the regulations for the certification of batches of penicillin-containing drugs (10 F.R. 11227), as

amended, are hereby further amended as indicated below:

1. Section 146.22 (a) is amended by changing the seventh line of sentence one so as to read "of not less than ten million units"

2. Section 146.24 (c) (1) is amended by striking "and" at the end of subdivision (ii) changing the period to a semicolon at the end of subdivision (iii) and adding "and" and adding the following new subdivision:

(iv) The statement "For Manufacturing Use" "For Repacking" or "For Manufacturing Use or Repacking" when packaged for repacking or for use as an ingredient in the manufacture of another drug, as the case may be.

3. Section 146.25 (a) third sentence is amended so as to read "The content of white wax in the menstruum before the addition of the calcium penicillin is not less than 3 percent (w/v) if the potency is to be 100,000 units or 200,000 units per milliliter, and not less than 4.7 or more than 4.9 percent (w/v) if the potency is to be 300,000 units per milliliter."

4. Section 146.25 (a) sixth sentence is amended so as to read "The calcium penicillin used conforms to the standards prescribed therefor by § 146.24 (a) except subparagraph (7) but its potency is not less than 750 units per milligram if it is used in making the 100,000 unit or 200,000 unit strength, and not less than 900 units per milligram if it is used in making the 300,000 unit strength."

5. Section 146.26 (c) (2) (ii) is amended so as to read:

(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription of a _____" the blank being filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be; and

6. Section 146.26 (c) (2) (iii) is amended by inserting the following phrase at the beginning thereof: "Unless the drug is intended solely for veterinary use and is so labeled" and by deleting the words "by physician" in line six and the words "to physicians" in line eleven.

7. Section 146.26 (c) is amended by adding the following new subparagraph:

(3) On the circular or other labeling within or attached to the package, if the drug is intended solely for veterinary use, directions and precautions adequate for the use of such ointment, including:

(i) Clinical indications;
(ii) Dosage and administration;
(iii) Contraindications; and
(iv) Untoward effects that may accompany administration.

8. Section 146.27 (c) (2) is amended so as to read:

(2) On the outside wrapper or container:

(i) The statement "Store in refrigerator not above 15° C. (59° F.)," or "Store below 15° C. (59° F.)"

(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be

dispensed only by or on the prescription of a _____" the blank being filled in with the word "physician" or "dentist" or "veterinarian" or any combination of two or all of these words, as the case may be.

9. Section 146.27 (c) (3) is amended by deleting the words "by physicians" in line 5.

10. Section 146.28 is hereby repealed.

11. Section 146.29 (c) (3) (i) is amended so as to read:

(i) "Caution: To be dispensed only by or on the prescription of a _____," the blank being filled in with the word "physician" or "dentist" or both, as the case may be; and.

12. Section 146.29 (c) (4) is amended by deleting the words "by physicians" in line 4.

13. Section 146.30 (c) (2) (ii) is amended to read:

(ii) The statement "Caution: To be dispensed only by or on the prescription of a _____," the blank being filled in with the word "physician" or "dentist" or both, as the case may be; and.

14. Section 146.30 (c) (iii) is amended by deleting the words "by physicians" in line six and the words "to physicians" in line eleven.

15. Section 146.31 (c) (2) (ii) is amended so as to read:

(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled the statement "Caution: To be dispensed only by or on the prescription of a _____," the blank being filled in with the words "physician" or "dentist" or "veterinarian" or of any combination of two or all of these words, as the case may be; and

16. Section 146.31 (c) (2) (iii) is amended by inserting the following phrase at the beginning thereof: "Unless the drug is intended solely for veterinary use and is so labeled" and by deleting the words "by dentists and physicians" in lines six and seven and the words "to dentists and physicians" in lines eleven and twelve.

17. Section 146.31 (c) is amended by adding the following new subparagraph:

(4) On the circular or other labeling within or attached to the package, if the drug is intended solely for veterinary use, directions and precautions adequate for the use of such penicillin dental cones, including:

(i) Clinical indications;
(ii) Dosage and administration;
(iii) Contraindications; and
(iv) Untoward effects that may accompany administration.

If two or more such immediate containers are in such package the number of circulars or other labeling shall not be less than the number of such containers.

18. Section 146.32 (c) (2) (iv) is amended so as to read:

(iv) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Warning—Not for injection; to be administered only by a _____," or if it is

represented for both human and veterinary use, the statement "Warning—Not for injection; to be administered to humans only by a _____" the blank in each such statement being filled in with the word "physician" or "dentist" or with any combination of these words as the case may be; and

19. Section 146.32 (c) (3) is amended so as to read:

(3) On the outside wrapper or container, unless it is intended solely for veterinary use and is conspicuously so labeled:

(i) The statement "Caution: To be dispensed only by or on the prescription of a _____" the blank being filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be; and

(ii) A reference specifically identifying a readily available medical publication containing directions and precautions (including contraindications and possible sensitization) adequate for the use of penicillin with vasoconstrictor; or a reference to a brochure or other printed matter containing such directions and precautions, and a statement that such brochure and printed matter will be sent on request.

20. Section 146.32 (c) is amended by adding the following new subparagraph:

(4) If intended solely for veterinary use, directions and precautions adequate for the use of such penicillin with vasoconstrictor, including:

(i) Clinical indications;
(ii) Dosage and administration;
(iii) Contraindications; and
(iv) Untoward effects that may accomplish administration.

If two or more such immediate containers are in such package the number of circulars or other labeling shall not be less than the number of such containers.

21. Section 146.32 (d) (3) (i) is amended by deleting the figure "5" in line three and substituting the figure "10" therefor and by deleting the figure "12" in line four and substituting the figure "20" therefor.

22. Section 146.33 (c) (2) (iii) is amended so as to read:

(iii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription of a _____," the blank to be filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be;

23. Section 146.33 (c) (2) (v) is amended by deleting the words "by physicians" in line seven and the words "to physicians" in line eleven.

24. Section 146.33 (c) is amended by adding the following new subparagraph:

(3) On the circular or other labeling within or attached to the package, if the drug is intended solely for veterinary use, directions and precautions adequate for the use of such penicillin for surface application, including:

(i) Clinical indications;

- (ii) Dosage and administration;
 (iii) Contraindications; and
 (iv) Untoward effects that may accompany administration.

If two or more such immediate containers are in such package, the number of circulars or other labeling shall not be less than the number of such containers.

25. Section 146.34 (c) (2) is amended so as to read:

(2) On the outside wrapper or container:

(i) The statement "Store in refrigerator not above 15° C. (59° F.)" or "Store below 15° C. (59° F.)"

(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription of _____" the blank being filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be.

26. Section 146.34 (c) (3) is amended by deleting the words "by physicians" in line five.

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER.

(Sec. 507, 21 U.S.C. 301 et seq.)

Dated: June 13, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator

[F. R. Doc. 46-10285; Filed, June 17, 1946;
10:21 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 94]

PART 1111—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF WASHINGTON

WORKERS ENGAGED IN PICKING CHERRIES IN WALLA WALLA COUNTY, WASHINGTON

§ 1111.18 *Workers engaged in picking cherries in Walla Walla County, Washington.* Pursuant to § 4001.7 of Title 32, Chapter XVIII (regulations of the Economic Stabilization Director) relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "specific wage ceiling regulations" and based upon a certification of the Washington USDA Wage Board that a majority of the producers of cherries in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Washington USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in picking cherries in Walla Walla County, Washington, are

agricultural labor as defined in § 4001.1 (1) of Title 32, Chapter XVIII (regulations of the Economic Stabilization Director) issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517)

(b) *Maximum wage rates for picking cherries.* Picking cherries—3½¢ per pound.

No perquisites may be paid in addition to the maximum wage rates specified above unless otherwise specifically provided for herein. Wages paid on any basis other than the above shall not exceed the equivalent of the rates specified herein.

(c) *Administration.* The Washington USDA Wage Board, located at 255 Liberty Building, Yakima, Washington, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177)

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This section shall become effective at 12:01 a. m., Pacific Standard Time, June 14, 1946.

(56 Stat. 765 (1942) 50 U.S.C. 961 et seq. (Supp. IV) 57 Stat. 63 (1943) 50 U.S.C. 964 (Supp. IV) 58 Stat. 632 (1944) Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8037; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691, regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517 regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581, 9 F.R. 831, 12807. 14206; 10 F.R. 3177; 11 F.R. 5903)

Issued this 14th day of June 1946.

[SEAL] HOWARD A. PRESTON,
Acting Director Labor Branch,
Production and Marketing
Administration.

[F. R. Doc. 46-10313; Filed, June 17, 1946;
11:14 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

ORDER EXCEPTING SURPLUS COAL PRODUCED IN DISTRICT 1 FROM PROVISIONS OF INTERIM DIRECTION ISSUED MAY 31, 1946

Certain producers at mines in District No. 1, because of a temporary curtailment of export and some lake shipments, have accumulated, and are accumulating surplus coal after fulfilling their obligations as prescribed by the Interim Di-

rection issued May 31, 1946. Therefore, in order to permit the free movement of such surplus coal and to avoid any suspension or reduction of mining at such mines, the following order is issued pursuant to the provisions of Executive Order No. 9332 (8 F.R. 5355)

Exception to the provisions of the "Notice of Interim Direction to Shippers of Bituminous Coal Produced in All Districts and to Lake and Tidewater Commercial Dock Operators and Retail Dealers" issued May 31, 1946, is hereby granted with respect to all bituminous coal produced in District No. 1 as follows:

Notwithstanding the limitations imposed by the Stock Limitation Table prescribed by the Interim Direction issued May 31, 1946, shippers of bituminous coal produced in District No. 1 may ship, and consumers may receive, surplus coal remaining after fulfillment of the shippers' obligations as prescribed by Section 1 of said May 31 Interim Direction: *Provided, That:*

(a) The shipper shall have reported such surplus coal to the Area Distribution Manager in conformity with section 1 (e) of the May 31 Interim Direction.

(b) Any consumer receiving such surplus coal shall set forth on his order to the shipper, the information required by paragraph (b) of SFAW Order No. 32, as amended by Amendment No. 2 to SFAW Order No. 32, issued May 31, 1946, separately with respect to (1) the coal ordered in conformity with the provisions of the May 31 Interim Direction, and (2) the surplus coal ordered and obtained by virtue of this exception.

(The estimated days' supply of coal in each of the above categories shall be set forth.)

(c) Any shipper shipping such surplus coal shall report the information required by paragraph (a) of SFAW Order No. 32, as amended by Amendment No. 1 to SFAW Order No. 32, issued May 10, 1946, separately with respect to (1) the coal ordered in conformity with the provisions of the May 31 Interim Direction, and (2) the surplus coal ordered and shipped by virtue of this exception.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 14th day of June 1946.

OSCAR L. CHAPMAN,
Acting Solid Fuels
Administrator for War

[F. R. Doc. 46-10311; Filed, June 17, 1946;
10:56 a. m.]

[SFAW Order 39]

PART 602—GENERAL ORDERS AND DIRECTIVES

ORDER AMENDING NOTICE OF INTERIM DIRECTION, ISSUED MAY 31, 1946, SO AS TO MODIFY RESTRICTIONS AS TO RETAIL DEALER DELIVERIES TO DOMESTIC CONSUMERS

The resumption of mining has rendered it advisable to amend the first paragraph of section 1 (c) of the "No-

tice of Interim Direction to Shippers of Bituminous Coal Produced in All Districts and to Lake and Tidewater Commercial Dock Operators and Retail Dealers" issued May 31, 1946. Accordingly, the first paragraph of section 1 (c) of the Interim Direction, issued May 31, 1946, is hereby amended to read as follows:

(c) Third Preference is to be given to orders of domestic consumers to the limited extent necessary to supply such consumers with the amounts set out below:

(1) If any such consumer regularly stores coal, he may receive not in excess of 60% of the tonnage such consumer received from such retail dealer during the period April 1, 1945 to March 31, 1946, inclusive.

(2) If any such consumer does not regularly store coal, he may receive not more than 10 days' supply, or one truck load, or if he normally purchases coal in carload or barge lots, he may receive not more than one carload or barge load.

This order shall take effect immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 14th day of June 1946.

OSCAR L. CHAPMAN,
Acting Solid Fuels
Administrator for War.

[F. R. Doc. 46-10312; Filed, June 17, 1946;
10:56 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Service Order, Field No. 120-A]

PERSONNEL IN DISTRICT OF COLUMBIA

TRAVEL AT GOVERNMENT EXPENSE

Pursuant to the authority vested in me by § 608.41 (a) (1) of the Selective Service Regulations, as amended, Colonel Walter S. Welsh is hereby designated to authorize travel at Government expense in the execution of the selective service law of the personnel engaged in the administration of Selective Service in the District of Columbia; *Provided, however*, That the authority herein delegated may be terminated at any time at the will of the State Director of Selective Service for the District of Columbia or the Director of Selective Service; *And provided further* That this delegation of authority shall be limited to the authorization of travel within the territorial limits of the Third Service Command, except upon the prior approval of the Director of Selective Service.

LEWIS B. HERSHEY,
Director.

JUNE 13, 1946.

[F. R. Doc. 46-10255; Filed, June 14, 1946;
12:07 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 162, Amdt. 1]

ADJUSTMENT OF MAXIMUM PRICES FOR MANUFACTURERS AND MANUFACTURING RETAILERS OF CERTAIN LOW PRICED FOOTWEAR

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 162 is amended in the following respects:

1. Section 3 is amended by inserting the word "net" before the words "maximum price of the item" when it first appears in Step 1.

2. Section 3 is amended by adding a new paragraph at the end thereof to read as follows:

An item of footwear covered by this order may be billed at a gross price provided the terms or discounts added are unconditional and that the net price, after discounts, does not exceed the net maximum price determined in Step 3, above.

3. The heading of Section 4 is amended to read as follows:

SEC. 4. *Records, reports and notification.*

4. Section 4 (b) is amended to add at the end of the first sentence of the second paragraph the following: "However, a manufacturing-retailer chain subject to a uniform pricing order shall file with the office which issued the uniform pricing order, or the office to which has been delegated the responsibility for the administration of the uniform pricing order."

5. Section 4 is amended by adding a new paragraph (c) to read as follows:

(c) *Notification.* In addition to any other notification requirements in other regulations affecting the sale of footwear covered by this order, each manufacturer shall, in connection with each sale of an item of such footwear, state on the invoice (or on a separate statement (1) which of the items being sold were priced under this order and (2) with respect to sales to wholesalers, for each such item the maximum price established under § 1499.2 (a) of the General Maximum Price Regulation, exclusive of all adjustments (this is the same maximum price as determined under Step 1 of section 3 of this order)

6. Section 7 is added to read as follows:

SEC. 7. *Delegation of authority.* Any Regional Administrator, and any District Director who has been authorized to act by the appropriate Regional Administrator, may at any time approve or revise maximum prices proposed or established under this order so as to conform such prices to the standards for adjustment set forth in this order, or may at any time disapprove maximum prices improperly proposed or established under this order.

7. Part B of OPA Form No. 6064-2847 in Appendix B is amended by adding a

parenthetical phrase after the word "comparable" in the title of Part B to read as follows: "(To be 'comparable' the item of footwear must meet all of the tests described in section 2 (a) (2) of this Supplementary Order 162.)"

8. OPA Form No. 6064-2847 in Appendix B is amended to substitute for the sentence "Submit with this report a sample or samples (single shoe) of the shoes described in Parts A and B" under the heading "Samples and Patterns", which follows Part D, the following: "A sample or samples (single shoe) of the shoes described in Parts A and B may be required and shall be furnished on request from the Office of Price Administration."

This amendment 1 shall become effective June 14, 1946.

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

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10267; Filed, June 14, 1946;
4:29 p. m.]

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

[RMPR 169, Corr. to Amdt. 67 (§ 1364.401)]

DEER AND VEAL CARCASSES AND WHOLESALE CUTS

In Amendment 67 to Revised Maximum Price Regulation No. 169 in the 7th paragraph the price for Kosher cooked or smoked peppered beef (pas-trami) items grade AA, A and/or B in footnote 5 of § 1364.452 (p) (3) (ii) is erroneously stated to be \$66.50. This price is corrected to read \$67.75.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10269; Filed, June 14, 1946;
4:29 p. m.]

PART 1330—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 43]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of considerations issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. Section 19 (k) (1) is amended by striking out the date "June 15, 1946" and substituting the date "July 15, 1946."

2. Section 19 (k) (2) is amended by striking out the date "June 15, 1946" and substituting the date "July 15, 1946."

This amendment shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10265; Filed, June 14, 1946;
4:29 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14D, Corr. to Amdt. 12¹]

SCRAP CHEWING TOBACCO

In Column 2 of Table A in section 4 (a) (2) the maximum list price of "\$0.95" is corrected to read "\$0.96"

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10263; Filed, June 14, 1946;
4:29 p. m.]

PART 1401—SYNTHETIC TEXTILE PRODUCTS

[MPR 602, Amdt. 3]

WOMEN'S NYLON HOSIERY

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 602 is amended in the following respects:

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

(a) *Sales at retail.* A sale at retail is a sale in compliance with the provisions of this regulation to an ultimate consumer, by a seller who regularly conducts a retail business. "Ultimate consumer" also includes industrial, commercial, and institutional users who do not buy for resale.

Appendix B provides specific prices for sales by "chain stores" and "mail order houses" as defined below.

(1) "Chain stores"—(i) *Who are "chain stores."* Certain sellers at retail are classified as "chain stores" and must sell women's nylon hosiery at no higher than the chain store ceiling prices set forth in Appendix B. As used in this regulation, a chain store means a store which is one of a group of five or more commonly owned or controlled retail stores. However, if half or more of the stores which comprise the group were in the business of selling women's full length hosiery prior to January 1, 1943 and these stores, considered together, had an "average percentage of initial markup" of more than 34% on women's full length hosiery during each of the calendar years 1939, 1940, 1941 and 1942 (or during each of these specified calendar years in which such stores were in business) then, upon filing the computation set forth in (ii) below, such group of stores will be exempt from the chain store classification.

(ii) *Computation of "average initial percentage markup."* To determine the average initial percentage markup for any given year under (i) above the group must:

(a) Compute the total of the initial retail prices at which all purchases of women's full length hosiery were marked during that year;

(b) Compute the total of all invoice charges on purchases of the hosiery during the same year (figured after all discount deductions and including transportation costs),

(c) Subtract the total secured in (b) from the total secured in (a), and

(d) Divide the remainder by the total obtained in (a). Sellers who are eligible for exemption from the chain stores classification on the basis that they had an average percentage of initial mark-up of more than 34% in accordance with the provisions of (i) above should prepare the above computation for each of the calendar years 1939, 1940, 1941 and 1942 (or for each of these specified calendar years during which they were in business) and send this computation, signed by the seller or a responsible official of the seller, to Apparel Price Branch, Office of Price Administration, Washington 25, D. C., by registered mail. Until this computation is mailed to the Office of Price Administration, sales made by any store which is one of a group of five or more commonly owned or controlled retail stores shall be considered sales by a chain store and priced accordingly.

(iii) *Exception for certain chain store sales.* Any group of stores classified under this section as "chain stores" may file an application for permission to sell and deliver at the ceiling prices specified in column (g) of Table 1, Appendix B, such full-fashioned women's nylon hosiery as it purchases at the ceiling prices specified in column (d) of Table 1, Appendix B, from establishments making sales at wholesale, if it can establish that more than 50 percent (in dozens) of all the women's full-fashioned full length hosiery which was delivered to it during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it has been engaged in the business of selling women's full-fashioned full length hosiery) was purchased by it from establishments making sales at wholesale. Such application must be filed in writing with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., and shall contain the following information:

(a) The name and address of the applicant, and the number of stores in its group;

(b) The date on which applicant first engaged in the business of selling women's full-fashioned full length hosiery;

(c) Facts showing that the applicant is a "chain store" under the provisions of section 2 (a) (1) (i) of this regulation;

(d) The number of dozens of pairs of women's full-fashioned full length hosiery which were delivered to it during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it was in the business of selling women's full-fashioned, full-length hosiery)

(e) The number of dozens of pairs of women's full-fashioned hosiery as specified in subdivision (d) which were delivered to it by establishments making sales at wholesale and the number of dozens of pairs which were delivered to it by manufacturers during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it was in the business of selling full-fashioned full length hosiery),

(f) The name and address of each establishment making sales at wholesale

which delivered women's full-fashioned full length hosiery to the applicant during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it was in the business of selling women's full-fashioned full length hosiery) and the number of dozens of pairs delivered to the applicant by each such establishment during each of those years.

No sales or deliveries may be made by "chain stores" at higher than the ceiling prices specified in column (e) of table 1 of Appendix B until specific authorization is granted in writing by the Office of Price Administration pursuant to this subdivision. An order by the Office of Price Administration granting permission to sell rayon hosiery at prices in column (g) Table 1, of 2d Revised Maximum Price Regulation 339 shall constitute authorization to sell, at prices in column (g) Table 1, of this regulation, nylon hosiery lawfully purchased (in a sale at wholesale) at ceiling prices in column (d), Table 1, of this regulation.

(2) "Mail order houses." A mail order house is an establishment making sales at retail which does a "mail order business" (i. e. makes offerings through retail catalogs or price lists and receives orders and delivers by mail to ultimate consumers) Such establishment must sell at or below "mail order house" prices. However, if the establishment was doing a mail order business prior to January 1, 1943 and had an average percentage of initial markup (computed in accordance with the provisions of subparagraph (1) (ii) above) of more than 34% on women's full length hosiery not produced by it during each of the calendar years 1939, 1940, 1941 or 1942 (or during each of these specified calendar years in which it was in the mail order business) that establishment, upon filing with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., by registered mail, the computation described in (ii) above (signed by an officer or principal) showing that its average percentage of initial markup was more than 34% in each of those calendar years, will be exempt from the "mail order house" classification.

2. Section 2 (c) (3) is amended to read as follows:

(3) *Limitation of distribution by manufacturers to persons other than sellers at retail and ultimate consumers—(1) As it affects manufacturers generally.* No manufacturer shall deliver to persons other than sellers-at-retail and ultimate consumers, in any calendar quarter year, a larger percentage of his total deliveries of women's nylon hosiery (including finished and greige goods) than his "wholesaler percentage." A manufacturer's "wholesaler percentage" is the percentage that his deliveries in 1941, of women's full length hosiery of all fibers (including finished and greige goods) to persons other than sellers-at-retail and ultimate consumers bore to his total deliveries in 1941 of women's full length hosiery of all fibers (including finished and greige goods) If a manufacturer did not deliver any women's full length hosiery in

1941, his wholesaler percentage will be based on the deliveries of women's full length hosiery made during the first calendar year after 1941 in which he delivered this hosiery. In the case of a manufacturer who first delivered women's full length hosiery in 1945, his wholesaler percentage will be based on deliveries of women's full length hosiery made between January 1, 1945 and November 1, 1945. Deliveries by a manufacturer's agent or selling representative are to be considered as deliveries by the manufacturer. Deliveries to retailers' buying agencies, such as buying syndicates and central buying offices are to be considered as deliveries to sellers-at-retail. Export sales are included in the term "deliveries" as used in this subparagraph.

If a manufacturer did not deliver any women's full length hosiery in 1941, but has, since January 1, 1942, succeeded to the ownership and operation of a manufacturing plant which did deliver such hosiery in 1941 his wholesaler percentage is based upon his predecessor's deliveries in that year.

(ii) *Special "wholesaler percentages" for circular knit hosiery.* Manufacturers of circular knit hosiery may apply to the Office of Price Administration for special wholesaler percentages for circular knit hosiery, separately for such hosiery having a needle count of 370 or higher and such hosiery having a needle count lower than 370. Such special circular knit hosiery wholesaler percentages will be based upon the manufacturer's deliveries during 1941, or if he made no deliveries of circular knit hosiery during that year, upon his deliveries of such hosiery during the first subsequent calendar year (or first quarter year) in which he did deliver such hosiery. Applications for special circular knit wholesaler percentages shall be filed with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., and shall contain all of the information required by section 2 (c) (4) (i) below, showing separately, deliveries of circular knit hosiery having a needle count of 370 or higher and deliveries of circular knit hosiery having a lower needle count.

In granting special circular knit wholesaler percentages under this section the Office of Price Administration may revise the manufacturer's wholesaler percentage established under (i) above.

3. The period at the end of the second sentence of section 5 (a), after the word "stated" is changed to a colon, and section 5 (a) (1) is amended to read as follows:

(1) The words "O. P. A. Ceiling" or "O. P. A. Ceiling Price", accompanied by the maximum price at retail under this regulation.

(i) Where the retail price established under the tables of Appendix B for the hosiery (unbranded) is a maximum price for sales by retailers "buying from wholesalers" then the letter "W" must precede the maximum price. No manufacturer

may sell hosiery marked with a "W" to anyone other than a "qualified wholesaler" who has furnished the manufacturer with his OPA "Qualified wholesaler's registration number". No other person who first sells the hosiery in a finished state may mark hosiery with a "W" unless he is a qualified wholesaler under this regulation and has been issued a "Qualified wholesaler's registration number". No retailer may sell hosiery marked with a "W" unless he has purchased such hosiery from a "qualified wholesaler" and unless the qualified wholesaler's OPA registration number appears on the invoice delivered to the retailer for such hosiery in accordance with section 5 (c) (2) below.

(ii) If the hosiery meets the definition of "branded" as stated in this regulation and is permitted to be sold at branded ceiling prices, the letter "T" must precede the maximum price.

4. Section 5 (b) (2) is amended to read as follows:

(2) *Temporary marking provisions for hosiery finer than 30 denier.* For hosiery finer than 30 denier, the marking required under paragraph (a) above may be made by tag, insert or other device contained in or attached to the hosiery. *Provided,* That the hosiery so marked is delivered prior to July 1, 1946 by the person who first sells the hosiery in the finished state.

5. Appendix B is amended to read as follows:

APPENDIX B—SCHEDULE OF MAXIMUM PRICES

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSEY 1

[All prices are net f. o. b. point of shipment]
(a) *First quality*

| (a) | (b) (c) By manufacturer (per dozen) | | (d) Wholesale (per dozen). Drop shipments 10% below these prices | (e) (f) (g) At retail (per pair) | | |
|----------------------------|--|---------|---|---|--|---|
| | Un-branded | Branded | | Un-branded by chain and mail order houses | Of un-branded buying from manufacturer | Of branded or buying from wholesaler, also house to house |
| 39-gauge: | | | | | | |
| All nylon..... | \$9.00 | \$9.50 | \$10.60 | \$1.10 | \$1.20 | \$1.20 |
| Nylon leg..... | 8.00 | 8.50 | 9.40 | .95 | 1.05 | 1.15 |
| 42-gauge: | | | | | | |
| All nylon..... | 9.50 | 10.00 | 11.20 | 1.15 | 1.25 | 1.35 |
| Nylon leg..... | 8.50 | 9.00 | 10.60 | 1.00 | 1.15 | 1.20 |
| 45-gauge: | | | | | | |
| All nylon..... | 10.00 | 10.50 | 11.75 | 1.20 | 1.35 | 1.40 |
| Nylon leg..... | 9.00 | 9.50 | 10.60 | 1.10 | 1.20 | 1.30 |
| 48-gauge: | | | | | | |
| All nylon..... | 10.50 | 11.00 | 12.35 | 1.25 | 1.40 | 1.50 |
| Nylon leg..... | 9.50 | 10.00 | 11.20 | 1.15 | 1.25 | 1.35 |
| 51-gauge: | | | | | | |
| (a) 30 denier and coarser: | | | | | | |
| All nylon..... | 11.00 | 11.65 | 12.95 | 1.35 | 1.45 | 1.55 |
| Nylon leg..... | 10.00 | 10.50 | 11.75 | 1.20 | 1.35 | 1.40 |
| (b) Finer than 30 denier: | | | | | | |
| All nylon..... | 12.00 | 12.65 | 14.10 | 1.45 | 1.60 | 1.75 |
| Nylon leg..... | 11.00 | 11.65 | 12.95 | 1.35 | 1.45 | 1.55 |
| 54-gauge: | | | | | | |
| (a) 30 denier and coarser: | | | | | | |
| All nylon..... | 12.50 | 13.15 | 14.70 | 1.50 | 1.65 | 1.80 |
| Nylon leg..... | 11.50 | 12.15 | 13.55 | 1.40 | 1.55 | 1.65 |
| (b) Finer than 30 denier: | | | | | | |
| All nylon..... | 13.50 | 14.15 | 15.85 | 1.60 | 1.80 | 1.90 |
| Nylon leg..... | 12.50 | 13.15 | 14.70 | 1.50 | 1.65 | 1.80 |

See footnotes at end of table.

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSEY 1—continued

[All prices are net f. o. b. point of shipment]
(a) *First quality*

| (a) | (b) (c) By manufacturer (per dozen) | | (d) Wholesale (per dozen). Drop shipments 10% below these prices | (e) (f) (g) At retail (per pair) | | |
|----------------------------|--|---------|---|---|--|---|
| | Un-branded | Branded | | Un-branded by chain and mail order houses | Of un-branded buying from manufacturer | Of branded or buying from wholesaler, also house to house |
| 57-gauge: | | | | | | |
| (a) 30 denier and coarser: | | | | | | |
| All nylon..... | \$13.50 | \$14.15 | \$15.85 | \$1.60 | \$1.80 | \$1.90 |
| Nylon leg..... | 12.50 | 13.15 | 14.70 | 1.50 | 1.65 | 1.80 |
| (b) Finer than 30 denier: | | | | | | |
| All nylon..... | 14.50 | 15.25 | 17.05 | 1.75 | 1.95 | 2.05 |
| Nylon leg..... | 13.50 | 14.15 | 15.85 | 1.60 | 1.80 | 1.90 |
| 60-gauge and higher: | | | | | | |
| (a) 30 denier and coarser: | | | | | | |
| All nylon..... | 14.50 | 15.25 | 17.05 | 1.75 | 1.95 | 2.05 |
| Nylon leg..... | 13.50 | 14.15 | 15.85 | 1.60 | 1.80 | 1.90 |
| (b) Finer than 30 denier: | | | | | | |
| All nylon..... | 15.50 | 16.15 | 18.25 | 1.85 | 2.05 | 2.15 |
| Nylon leg..... | 14.50 | 15.15 | 17.05 | 1.75 | 1.95 | 2.05 |

Permissible additions for special constructions of First Quality. Description will be found at end of this table

| | | | | | | |
|---------------------------------|--------|--------|--------|--------|--------|--------|
| Extra lengths..... | \$0.75 | \$0.75 | \$0.85 | \$0.10 | \$0.10 | \$0.10 |
| Outsize—14 to 14 1/2" head..... | .75 | .75 | .85 | .10 | .10 | .10 |
| Outsize—15 to 15 1/2" head..... | 1.50 | 1.50 | 1.75 | .20 | .20 | .20 |
| Outsize—16" and wider..... | 2.25 | 2.25 | 2.65 | .30 | .30 | .30 |
| Nonrun..... | 2.00 | 2.00 | 2.35 | .25 | .25 | .25 |
| Loose and mesh..... | 1.50 | 1.50 | 1.75 | .20 | .20 | .20 |
| Jeopard..... | 2.50 | 2.50 | 2.95 | .30 | .35 | .35 |

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSIERY 1—continued

[All prices are net f. o. b. point of shipment]

(b) Irregulars

| (a) | (b) By manufacturers (per dozen) | | (d) Wholesale (per dozen). Drop shipments 10% below these prices | (e) At retail (per pair) | | |
|---|----------------------------------|---------|--|--------------------------------|-------------------------------|---|
| | Un-branded | Branded | | By chain and mail-order houses | (f) Buying from manufacturers | (g) Buying from wholesaler, also house to house |
| | | | | | | |
| 30-gauge: All nylon..... Nylon leg..... | \$7.65 6.80 | | \$9.00 8.00 | \$0.92 .82 | \$1.02 .91 | \$1.09 .97 |
| 42-gauge: All nylon..... Nylon leg..... | 8.10 7.20 | | 9.55 8.45 | .97 .86 | 1.08 .96 | 1.15 1.02 |
| 46-gauge: All nylon..... Nylon leg..... | 8.50 7.65 | | 10.00 9.00 | 1.02 .92 | 1.13 1.02 | 1.21 1.09 |
| 48-gauge: All nylon..... Nylon leg..... | 8.90 8.10 | | 10.45 9.55 | 1.07 .97 | 1.19 1.08 | 1.26 1.15 |
| 51-gauge: (a) 30 denier and coarser: All nylon..... Nylon leg..... (b) finer than 30 denier: All nylon..... Nylon leg..... | 9.35 8.50 10.20 9.35 | | 11.00 10.00 12.00 11.00 | 1.12 1.02 1.23 1.12 | 1.25 1.13 1.36 1.25 | 1.33 1.21 1.44 1.33 |
| 54-gauge: (a) 30 denier and coarser: All nylon..... Nylon leg..... (b) finer than 30 denier: All nylon..... Nylon leg..... | 10.60 9.80 11.50 10.60 | | 12.45 11.55 13.55 12.45 | 1.27 1.17 1.38 1.27 | 1.41 1.31 1.53 1.41 | 1.50 1.39 1.64 1.50 |
| 57-gauge: (a) 30 denier and coarser: All nylon..... Nylon leg..... (b) finer than 30 denier: All nylon..... Nylon leg..... | 11.50 10.60 12.35 11.50 | | 13.55 12.45 14.50 13.55 | 1.38 1.27 1.48 1.38 | 1.53 1.41 1.65 1.53 | 1.64 1.50 1.75 1.64 |
| 60-gauge and higher: (a) 30 denier and coarser: All nylon..... Nylon leg..... (b) finer than 30 denier: All nylon..... Nylon leg..... | 12.35 11.50 13.20 12.35 | | 14.50 13.55 15.55 14.50 | 1.48 1.38 1.59 1.48 | 1.65 1.53 1.76 1.65 | 1.75 1.64 1.87 1.75 |

Permissible addition for special constructions of Irregulars. Description will be found at end of this table

| | | | | | | |
|-------------------------------|--------|--|--------|--------|--------|--------|
| Extra lengths..... | \$0.64 | | \$0.75 | \$0.08 | \$0.08 | \$0.09 |
| Outsize—14" to 14½" head..... | .64 | | .75 | .08 | .08 | .09 |
| Outsize—15" to 15½" head..... | 1.28 | | 1.50 | .15 | .17 | .18 |
| Outsize 16" and wider..... | 1.91 | | 2.25 | .23 | .24 | .27 |
| Nonrun..... | 1.70 | | 2.00 | .20 | .23 | .24 |
| Lace and mesh..... | 1.28 | | 1.50 | .15 | .17 | .18 |
| Jacquard..... | 2.10 | | 2.50 | .25 | .28 | .30 |

(c) Seconds

| | | | | | | |
|--|------------------------------|--|------------------------------|--------------------------|---------------------------|-----------------------------|
| 30-gauge: All nylon..... Nylon leg..... | \$6.00 5.35 | | \$7.05 6.30 | \$0.72 .64 | \$0.80 .71 | \$0.85 .76 |
| 42-gauge: All nylon..... Nylon leg..... | 6.35 5.65 | | 7.45 6.65 | .76 .68 | .85 .75 | .90 .80 |
| 46-gauge: All nylon..... Nylon leg..... | 6.65 6.00 | | 7.80 7.05 | .80 .72 | .89 .80 | .94 .85 |
| 48-gauge: All nylon..... Nylon leg..... | 7.00 6.35 | | 8.25 7.45 | .84 .76 | .93 .85 | 1.00 .90 |
| 51-gauge: (a) 30 denier and coarser: All nylon..... Nylon leg..... (b) finer than 30 denier: All nylon..... Nylon leg..... | 7.35 6.65 8.00 7.35 | | 8.65 7.80 9.40 8.65 | .88 .80 .97 .88 | .98 .89 1.06 .98 | 1.04 .94 1.13 1.04 |

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSIERY 1—continued

[All prices are net f. o. b. point of shipment]

(c) Seconds

| (a) | (b) By manufacturers (per dozen) | | (d) Wholesale (per dozen). Drop shipments 10% below these prices | (e) At retail (per pair) | | |
|---|----------------------------------|---------|--|--------------------------------|-------------------------------|---|
| | Un-branded | Branded | | By chain and mail-order houses | (f) Buying from manufacturers | (g) Buying from wholesaler, also house to house |
| | | | | | | |
| 54-gauge and higher: (a) 30 denier and coarser: All nylon..... Nylon leg..... (b) finer than 30 denier: All nylon..... Nylon leg..... | \$8.35 7.65 9.00 8.35 | | \$9.80 9.00 10.60 9.80 | \$1.00 .92 | \$1.11 1.02 | \$1.19 1.09 1.27 1.19 |

Permissible additions for special constructions of Seconds. Description will be found at end of this table

| | | | | | | |
|------------------------------|--------|--|--------|--------|--------|--------|
| Extra lengths..... | \$0.50 | | \$0.59 | \$0.06 | \$0.06 | \$0.07 |
| Outsize—14 to 14½" head..... | .50 | | .59 | .06 | .06 | .07 |
| Outsize—15 to 15½" head..... | 1.00 | | 1.18 | .12 | .13 | .14 |
| Outsize—16" and wider..... | 1.60 | | 1.76 | .18 | .19 | .20 |
| Nonrun..... | 1.33 | | 1.66 | .16 | .18 | .19 |
| Lace and mesh..... | 1.00 | | 1.18 | .12 | .13 | .14 |
| Jacquard..... | 1.67 | | 1.96 | .20 | .22 | .24 |

(d) Thirds

| | | | | | | |
|--|----------------|--|----------------|---------------|---------------|---------------|
| 30-, 42- and 45-gauge (all deniers): All nylon..... Nylon leg..... | \$4.50 4.00 | | \$5.30 4.70 | \$0.54 .48 | \$0.60 .53 | \$0.64 .57 |
| 48- and 51-gauge (all deniers): All nylon..... Nylon leg..... | 5.25 4.75 | | 6.20 5.60 | .63 .57 | .70 .63 | .75 .69 |
| 54-gauge and higher (all deniers): All nylon..... Nylon leg..... | 6.25 5.75 | | 7.35 6.75 | .75 .69 | .83 .77 | .89 .82 |

Notes to Tables

1 How to use tables. "Chain stores" and "Mail order houses" will find the maximum prices at which they may sell nylon hosiery in column (e) above, except that they may sell "branded" hosiery at branded prices in a sale at retail. Other retailers who buy unbranded hosiery direct from manufacturers will find the maximum prices at which they may sell nylon hosiery in column (f) and they will find in column (g) the maximum prices at which they may sell branded hosiery purchased from a manufacturer or hosiery (branded or unbranded) which they bought from a "qualified wholesaler" in a sale at wholesale. Hosiery sold "house to house" may be sold at the prices shown in column (g). Only first quality hosiery may be sold at branded ceiling prices.

Drop shipments under sales at wholesale are sales which qualify as sales at wholesale and in addition involve delivery to the retailer either from a place of business other than that of the seller-at-wholesale, or shipment by such seller to the retailer in substantially the same shipping case, shipping container, or outer covering in which the seller received the hosiery.

Manufacturers who are not retailers have but two possible types of sales. When they sell "branded hosiery" (as that term is defined in section 3 of the regulation) they will find their ceilings in column (c). Their unbranded hosiery ceilings are found in column (b). Hosiery classed as irregulars, seconds, or thirds may not be sold at "branded" ceilings. Manufacturers should likewise note that no hosiery which they sell to wholesale establishments may be sold at prices higher than those shown in column (b). Manufacturers who are also retailers will find an explanation of their retail prices in section 2 (c).

Description of constructions referred to in Table 1.

(a) Extra length stockings are those with a minimum length of 33½" finished.
(b) Lace and mesh stockings are those with a distinctive lace or mesh pattern throughout the leg portion, knit with full lace or modified lace tackle on a full-fashioned knitting machine. No lace or mesh premium may be applied to gauges higher than 51 if such premium results in a price greater than the corresponding lace or mesh price for 51 gauge.

(c) Outsize hosiery 14" and 14½" outsize hosiery is hosiery which:
(i) Is knit on 14" and 14½" needle bar using the full needle bar (with tolerance of 4 needles);

(ii) Is knit with no fashionings or narrowings in the flare;
(iii) Is boarded on outsize forms in accordance with accepted trade practice, 16" and 16½" outsize hosiery is hosiery which is knit on a full 16" or 16½" needle bar (with a tolerance of 4 needles) and is boarded on outsize forms in accordance with accepted trade practice. No outsize premium may be applied to gauges higher than 51 if such premium results in a price greater than the corresponding price of 51 gauge.

(d) Non-run stockings are those which are knit throughout the leg portion by one of the generally accepted methods of knitting non-run fabric. No non-run premium may be applied to gauges higher than 51 if such premium results in a price greater than the corresponding non-run price for 51 gauge.

(e) All nylon. If hosiery is made entirely of continuous filament nylon thread, or if the entire stocking is made with continuous filament nylon thread and any part of

the foot is reinforced with another fibre, the hosiery is considered all-nylon. In the case of outsize hosiery, if the stocking is made with a cotton welt and is otherwise all-nylon except for foot reinforcement it is considered all-nylon.

(f) *Nylon leg.* If the leg is knitted entirely of continuous filament nylon thread, but some other portion of the stocking is made of another fibre (except for foot reinforcement described in (e) and cotton welt in outsize hosiery), the stocking is considered "nylon leg."

(g) *Jacquard stockings* are those made with a distinctive ornamental pattern or design on a full-fashioned knitting machine using a full Jacquard premium tuckle. No Jacquard premium may be applied to gauges finer than 51. If such premium results in a price greater than the corresponding price for 51 gauge Jacquard stocking.

(h) *When additions for special constructions are allowed.* Permissible additions for special constructions are applicable to "all-nylon" and to "nylon-leg" stockings if the welts are made entirely of cotton or combinations of cotton and nylon and the feet are nylon.

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 2—MAXIMUM PRICES FOR SALES OF CIRCULAR KNIT CONTINUOUS FILAMENT NYLON HOSEBURY¹

[All prices are net f. o. b. point of shipment]

(a) *First quality*

| Construction | (b) By manufacturer (per dozen) | (c) At wholesale (per dozen), drop shipments 10% below these prices | (d) At retail (per pair) | |
|----------------------------|------------------------------------|--|--|---|
| | | | By retailers buying from manufacturers | By retailers buying from wholesalers, also house to house |
| 280 needles: | | | | |
| All nylon..... | \$6.75 | \$8.10 | \$0.85 | \$1.00 |
| Nylon leg..... | 5.75 | 6.90 | .70 | .85 |
| 300-320 needles: | | | | |
| All nylon..... | 7.50 | 8.95 | .95 | 1.10 |
| Nylon leg..... | 6.50 | 7.75 | .89 | .95 |
| 340 needles: | | | | |
| All nylon..... | 8.25 | 9.85 | 1.05 | 1.20 |
| Nylon leg..... | 7.25 | 8.65 | .90 | 1.05 |
| 360-380 needles: | | | | |
| All nylon..... | 8.75 | 10.45 | 1.10 | 1.25 |
| Nylon leg..... | 7.75 | 9.25 | .95 | 1.10 |
| 400 needles and higher: | | | | |
| (a) 30 denier and coarser: | | | | |
| All nylon..... | 9.50 | 11.35 | 1.20 | 1.35 |
| Nylon leg..... | 8.50 | 10.15 | 1.05 | 1.25 |
| (b) Finer than 30 denier: | | | | |
| All nylon..... | 10.00 | 12.55 | 1.35 | 1.50 |
| Nylon leg..... | 9.50 | 11.35 | 1.20 | 1.35 |

Permissible additions for special constructions of First Quality

| | | | | |
|----------------------|--------|--------|--------|--------|
| Single end mesh..... | \$0.50 | \$0.55 | \$0.05 | \$0.05 |
| Double end mesh..... | .75 | .85 | .10 | .10 |
| Outsized..... | .50 | .60 | .10 | .10 |
| Extra length..... | .75 | .85 | .10 | .10 |

(b) *Irregulars*

| | | | | |
|----------------------------|--------|--------|--------|--------|
| 280 needles: | | | | |
| All nylon..... | \$5.75 | \$6.90 | \$0.72 | \$0.84 |
| Nylon leg..... | 4.90 | 5.85 | .61 | .71 |
| 300-320 needles: | | | | |
| All nylon..... | 6.35 | 7.60 | .79 | .92 |
| Nylon leg..... | 5.50 | 6.60 | .63 | .69 |
| 340 needles: | | | | |
| All nylon..... | 7.00 | 8.40 | .87 | 1.02 |
| Nylon leg..... | 6.15 | 7.35 | .76 | .89 |
| 360-380 needles: | | | | |
| All nylon..... | 7.45 | 8.90 | .92 | 1.05 |
| Nylon leg..... | 6.60 | 7.90 | .82 | .93 |
| 400 needles and higher: | | | | |
| (a) 30 denier and coarser: | | | | |
| All nylon..... | 8.05 | 9.65 | 1.09 | 1.17 |
| Nylon leg..... | 7.20 | 8.60 | .89 | 1.05 |
| (b) Finer than 30 denier: | | | | |
| All nylon..... | 8.90 | 10.65 | 1.11 | 1.23 |
| Nylon leg..... | 8.05 | 9.65 | 1.00 | 1.17 |

Permissible additions for special constructions of Irregulars

| | | | | |
|----------------------|--------|--------|--------|--------|
| Single end mesh..... | \$0.43 | \$0.51 | \$0.05 | \$0.05 |
| Double end mesh..... | .64 | .75 | .03 | .03 |
| Outsized..... | .43 | .51 | .05 | .05 |
| Extra length..... | .64 | .75 | .03 | .03 |

(c) *Seconds*

| | | | | |
|------------------|--------|--------|--------|--------|
| 280 needles: | | | | |
| All nylon..... | \$4.50 | \$5.40 | \$0.75 | \$0.65 |
| Nylon leg..... | 3.85 | 4.60 | .48 | .50 |
| 300-320 needles: | | | | |
| All nylon..... | 5.00 | 6.00 | .62 | .73 |
| Nylon leg..... | 4.35 | 5.20 | .54 | .63 |
| 340 needles: | | | | |
| All nylon..... | 5.50 | 6.60 | .63 | .69 |
| Nylon leg..... | 4.85 | 5.60 | .60 | .71 |
| 360-380 needles: | | | | |
| All nylon..... | 5.80 | 6.95 | .72 | .85 |
| Nylon leg..... | 5.15 | 6.15 | .64 | .75 |

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 3—MAXIMUM PRICES FOR SALES OF CIRCULAR KNIT CONTINUOUS FILAMENT NYLON HOSEBURY—Continued

[All prices are net f. o. b. point of shipment]

(c) *Seconds*

| Construction | (b) By manufacturer (per dozen) | (c) At wholesale (per dozen), drop shipments 10% below these prices | (d) At retail (per pair) | |
|----------------------------|------------------------------------|--|--|---|
| | | | By retailers buying from manufacturers | By retailers buying from wholesalers, also house to house |
| 400 needles and higher: | | | | |
| (a) 30 denier and coarser: | | | | |
| All nylon..... | \$3.35 | \$7.60 | \$0.79 | \$0.92 |
| Nylon leg..... | 3.05 | 6.75 | .70 | .82 |
| (b) Finer than 30 denier: | | | | |
| All nylon..... | 7.60 | 8.49 | .87 | 1.02 |
| Nylon leg..... | 6.35 | 7.60 | .79 | .92 |

Permissible additions for special constructions of seconds

| | | | | |
|----------------------|--------|--------|--------|--------|
| Single end mesh..... | \$0.33 | \$0.39 | \$0.04 | \$0.05 |
| Double end mesh..... | .50 | .59 | .06 | .05 |
| Outsized..... | .33 | .39 | .04 | .05 |
| Extra length..... | .50 | .59 | .06 | .05 |

(d) *Thirds (all deniers)*

| | | | | |
|-------------------------|--------|--------|--------|--------|
| 280-320 needles: | | | | |
| All nylon..... | \$3.49 | \$4.65 | \$0.42 | \$0.49 |
| Nylon leg..... | 2.99 | 3.45 | .35 | .42 |
| 340 needles and higher: | | | | |
| All nylon..... | 4.10 | 4.95 | .51 | .60 |
| Nylon leg..... | 3.65 | 4.35 | .45 | .53 |

¹ All retailers who buy from manufacturers will find ceiling prices at which they may sell women's nylon hosiery in column (d) of this table. If the hosiery is bought by the retailer from a "qualified wholesaler" in a sale at wholesale he may use the ceiling prices shown in column (c).

When additions for special constructions are allowed, permissible additions for special constructions are applicable to "all-nylons", and to "nylon-leg" stockings if the welts are made entirely of cotton or combinations of cotton and nylon and the feet are nylon.

TABLE 3—MAXIMUM PRICES FOR SALES OF SPECIAL CONSTRUCTIONS OF NYLON HOSEBURY¹

[All prices are net f. o. b. point of shipment]

| Description | (b) By manufacturer (per dozen) | (c) At wholesale (per dozen), Drop shipments 10% below these prices | (d) At retail (per pair) | | |
|--|------------------------------------|--|--------------------------------|-------------------------|-------------------------|
| | | | By chain and mail order houses | By other retailers | By other retailers |
| | | | Buying from manufacturers | Buying from wholesalers | Buying from wholesalers |
| (1) Spun Nylon: ² | | | | | |
| (i) Standard: | | | | | |
| First quality..... | \$10.00 | \$11.75 | \$1.20 | \$1.35 | \$1.40 |
| Irregulars..... | 8.70 | 10.60 | 1.02 | 1.13 | 1.21 |
| Seconds..... | 6.65 | 7.60 | .80 | .89 | .94 |
| Thirds..... | 5.00 | 5.90 | .60 | .67 | .71 |
| (2) Combination ³ or <i>knit</i> ⁴ : | | | | | |
| (i) Standard: | | | | | |
| First quality..... | 9.00 | 10.60 | 1.10 | 1.20 | 1.30 |
| Irregulars..... | 7.65 | 9.09 | .92 | 1.02 | 1.09 |
| Seconds..... | 6.00 | 7.65 | .72 | .80 | .85 |
| Thirds..... | 4.00 | 5.20 | .54 | .60 | .64 |
| (ii) Outside: | | | | | |
| First quality..... | 9.75 | 11.50 | 1.20 | 1.30 | 1.40 |
| Irregulars..... | 8.20 | 9.80 | 1.00 | 1.10 | 1.15 |
| Seconds..... | 6.60 | 7.65 | .75 | .87 | .92 |
| Thirds..... | 4.00 | 5.75 | .59 | .65 | .69 |
| (3) Cut and sew lace or mesh: | | | | | |
| (i) All nylon: | | | | | |
| First quality..... | 14.00 | 16.45 | 1.70 | 1.85 | 2.00 |
| Irregulars..... | 11.60 | 14.00 | 1.43 | 1.58 | 1.69 |
| Seconds..... | 9.35 | 11.60 | 1.12 | 1.25 | 1.32 |
| Thirds..... | 7.00 | 8.25 | .84 | .93 | .99 |
| (ii) Nylon leg: | | | | | |
| First quality..... | 13.00 | 15.20 | 1.55 | 1.75 | 1.85 |
| Irregulars..... | 11.05 | 13.00 | 1.33 | 1.47 | 1.55 |
| Seconds..... | 8.70 | 10.25 | 1.05 | 1.16 | 1.23 |
| Thirds..... | 6.60 | 7.65 | .79 | .87 | .92 |

¹ "Chain and mail order houses" will find the maximum prices at which they may sell hosiery of the above listed special constructions in column (d). Other retailers who buy from manufacturers will find their ceiling prices in column (c), and they will find in column (f) maximum prices at which they may sell such hosiery bought from a "qualified wholesaler" in a sale at wholesale.

² Spun nylon hosiery is made entirely from yarn spun from 100 percent nylon staple fiber.

³ Blended nylon hosiery is made entirely from yarn spun from blends or mixtures of nylon staple fibers and any other staple fibers.

⁴ Combination nylon hosiery is made entirely of yarn composed of nylon yarn combined and twisted with any yarn other than nylon.

Effective date. This amendment shall become effective June 17, 1946.

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

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10335; Filed, June 17, 1946;
11:36 a. m.]

PART 1305—ADMINISTRATION—

[Rev. SO 127,¹ Inc. Amdts. 1 and 2]

EXEMPTION AND SUSPENSION OF CERTAIN COMMODITIES AND SERVICES FROM PRICE CONTROL IN TERRITORIES AND POSSESSIONS OF THE UNITED STATES

This compilation of Revised Supplementary Order 127 includes Amendment 2, effective June 22, 1946. Additions, amendments, redesignations and deletions by Amendment 2 are indicated by underscoring or notes.

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.²

ARTICLE I—EXEMPTION OF CERTAIN ARTICLES OF CONSUMER GOODS

Sec.

- 1.1 Articles exempted from price control.
- 1.2 Consumer durable goods articles.
- 1.3 Leather, fur and fibre articles.
- 1.4 Textile articles.

ARTICLE II—SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS

- 2.1 Articles suspended from price control.
- 2.2 Leather, fur and fibre articles.
- 2.3 Apparel articles.

ARTICLE III—EXEMPTION OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

- 3.1 Articles exempted from price control.
- 3.2 Building materials.
- 3.3 Lumber and primary forest products.
- 3.4 Machines and parts and machinery services.
- 3.5 Paper and paper products.
- 3.6 Rubber, chemicals and drugs.

ARTICLE IV—SUSPENSION OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

- 4.1 Articles suspended from price control.
- 4.2 Building materials.
- 4.3 Lumber and primary forest products.
- 4.4 Machines and parts and machinery services.
- 4.5 Metals.
- 4.6 Paper and paper products.
- 4.7 Rubber, chemicals and drugs.

ARTICLE V—EXEMPTION OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

- 5.1 Exemption from price control.

ARTICLE VI—SUSPENSION OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

Sec.

- 6.1 Commodities and services suspended from price control.
- 6.2 Beverages.

ARTICLE VII—GENERAL PROVISIONS

- 7.1 Articles not affected by this order.
- 7.2 Records.

ARTICLE VII—GENERAL PROVISIONS—Continued

- 7.3 Relationship between this order and other regulations.
- 7.4 Definitions for the purpose of this supplementary order.
- 7.5 Geographical applicability.

ARTICLE I—EXEMPTION OF CERTAIN ARTICLES OF CONSUMER GOODS

SECTION 1.1 *Articles exempted from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, all purchases, sales and deliveries, unless otherwise stated below, of any articles of consumer goods listed in the sections appearing under this article are exempt from price control.

SEC. 1.2 *Consumer durable goods articles.* (a) The following articles of personal accessories:

Comb cleaners.
Comforter grippers.
Decorative combs designed for use exclusively as hair ornaments.

Hand fans.

Imitation, synthetic and semiprecious stones for jewelry purposes only.

Jewelry of the following types (including costume jewelry) except when sold with or as a part of any article subject to price control such as apparel and time pieces:

Bracelets.
Brooches.
Charms.
Compacts and vanity cases made of precious metals (not including articles plated with precious metals).

Cuff links.

Earrings.

Findings.

Insignia and emblems.

Lipstick holders made of precious metals (not including articles plated with precious metals).

Mountings.

Necklaces.

Pendants.

Pins.

Rings.

Watch bracelets.

Men's accessories, such as tie clips; money clips, key chains, watch chains, belt buckles, etc.

Shaving equipment made of precious metals (not including shaving equipment plated with precious metals).

Shoe horns.

Smoking equipment and accessories except tobacco, cigars, cigarettes, matches and apparel.

Tail, wing and pointer turkey feathers.

Wigs and toupees.

Wood hair curlers.

[Paragraph (a) amended by Am. 2, effective 6-22-46]

(b) The following articles of household accessories:

Artificial or preserved grass, plants, stems, buds, vines, fruits, flowers, petals, leaves and foods for decorative household use and store display purposes.

Beverage coasters.

Book ends.

Bookmarks (except paper).

Christmas decorations.

Christmas tree holders.

Christmas tree ornaments including electric light bulbs, cords and sockets.

Chrome or chrome trimmed or silver plated carafes, jug sets or vacuum coffee servers sold for household or personal use.

Cigarette urns.

Cocktail shakers, ice bowls and buckets.

Figurines and ornamental statuary designed for ornamental use (not including articles which may be used for any other purpose).
Glass ice balls for "chilling without diluting" food and beverages.

Hand bells.

Hand painted pictures.

High lead content crystal glassware, completely hand fashioned without the use of moulds or rings.

Holloware made of precious metals or plated with precious metals.

Incense burners.

Miniature furniture used as containers for flowers, candy, cigarettes, etc. (except packaging supplied by seller of the packaged article).

Miniature size novelties made of glass, china, wood, plastic, plaster, etc., which have no tableware use and are made for collector's purposes only, including miniature size decorative glass bottles other than perfume bottles.

Mirror covered boxes when sold separately and not as part of a unit containing an article not exempt.

Mirror table plateaus.

Music boxes when sold separately and not as part of an article not exempt.

Napkin rings.

Novelty cigarette, cigar, and playing card boxes when sold separately and not as part of a set (except paper or paperboard articles and packaging supplied by a seller of the packaged article).

Novelty and decorated serving trays.

Novelty pouring and measuring caps for liquor bottles.

Novelties made of alabaster, marble, onyx, shell, bark, bone, horn, butterfly wings and gourds for decorative household use or made for collectors' purposes.

Novelty wall plaques, masks, and decorations designed solely for ornamental use, but not including articles which may be used for any purpose whatsoever other than ornamentation.

Paper weights.

Picture frames and framed pictures (except portrait photographs).

Pin cushions.

Party novelties made in part of candy, nuts or cosmetics.

Place card holders and place cards (except paper).

Poker chips and racks.

Portable door stops.

Reading racks (except typewriter copy holders).

Self-feeding baby bottle holders.

Shoe racks.

Tie racks.

Wood carved figures and animals.

Articles of glassware, china or pottery for decorative household use (except lamp bases and articles for the preparation, storage and service of food and beverages).

[Paragraph (b) amended by Am. 2, effective 6-22-46]

(c) The following articles of household wares:

Anti-splasher faucet attachments.

Barbeques for household use.

¹ 10 F.R. 14500.

² Statements of the Considerations are issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

Barometers for household use.
Bird houses, feeders and baths.
Bird cages, stands and hooks.
Bottle cappers for household use.
Bowl covers and bags made of fabric or plastic for household use in preserving food and beverages.
Bread and meat boards for household use.
Brushes for applying lipstick or cosmetics.
Brushes, eyebrow.
Carpet and rug beaters.
Cedar chip and sawdust bags for use as moth repellents.
Clothesline props and reels.
Clothespins.
Coffee grinders, hand operated, for household use.
Corn poppers for household use.
Cutlery boxes.
Dehydrators, food, for household use.
Deodorizers for use in household ice boxes and refrigerators only.
Dinner bells and chimes.
Dog and cat beds, cushions, mattresses and diners.
Dog houses, kennels and exercise pens.
Fireplaces, (portable).
Fireplace equipment.
Fire escapes (portable), for attachment to residences.
Flag poles and staffs.
Garment bags, except paper bags.
Hat racks.
Housenumber markers and holders.
Hygrometers for household use.
Ice shavers for household use.
Ice cube tongs for household use.
Kitchenware items when sold to consumers for 30¢ or less.
Lamp shade covers.
Mantel pieces, ornamental.
Plastic flower boxes.
Portable household and picnic type ice chests.
Rubber bottle stoppers usually sold as liquor accessories.
Shopping carts.
Spoons, flat wooden, not sold to ultimate consumer.
Tooth picks.
Wood knife holders.
Wood log carriers.

[Paragraph (c) amended by Am. 2, effective 6-22-46]

(d) The following articles of hardware:

Aluminum horse shoes.
Dock rollers.
Foot scrapers.
Garden carts.
Garden hose reels.
Grass catchers.
Ice creepers.
Lawnmower sharpeners.
Nail strippers.
Safety air vents for wine fermentation.
Sawbucks.
Ship bells.
Sleigh bells.
Traps and snares for animals.
Tree saver bands.

[Paragraph (d) amended by Am. 2, effective 6-22-46]

(e) The following articles of sporting goods:

Aquatic sporting goods other than ~~apparel~~ and shoes.

Archery equipment other than apparel.
Badminton equipment other than apparel and shoes.
Baseball equipment except shoes.
Basketball equipment except shoes.
Boats.
Bowling and billiard equipment and accessories except apparel and shoes.
Boxing, wrestling and striking bag equipment except apparel and shoes.
Canoes and accessories except oars.
Cartridge case trimmers, reloaders, swagers and reshapers for use in hand loading ammunition.
Clay pigeons and traps for releasing clay pigeons.
Croquet sets and equipment.
Custom-built (uncatalogued), or rebuilt, enhanced guns.
Decoys, bird and game.
Exercise equipment (dumbbells, elastic chest pulls, grip developers, Indian clubs, medicine balls, steel spring exercisers, wands and home exercise machines).
Fencing equipment except shoes.
Field hockey equipment except shoes.
Fishing tackle.
Football equipment except shoes.
Game calls, bird and game.
Golf equipment except apparel and shoes.
Gymnasium apparatus.
Ice hockey equipment.
Ice skates and combination of shoes and skates, but not shoes without skates.
Paddle tennis equipment.
Playground apparatus.
Portable camp stoves designed for use with solidified gasoline as a fuel.
Roller skates and shoes and skate combinations, but not shoes.
Shuffleboard equipment.
Skis and ski equipment except apparel and shoes.
Snowshoes.
Soccer equipment except shoes.
Softball equipment except shoes.
Squash equipment other than apparel and shoes.
Table tennis equipment.
Tennis equipment except apparel and shoes.
Toboggans, bobsleds and equipment except apparel and shoes.
Track and field equipment (javelins, discus, athletic shot, toe boards, athletic hammer, vaulting poles, vaulting and jump standards).
Volley ball equipment except apparel and shoes.

[Paragraph (e) amended by Am. 2, effective 6-22-46]

(f) The following articles of photographic equipment:

Densitometers.
Diffusing Screens.
Film-hanger Racks.
Film Sheaths.
Film-slitters.
Lens caps.
Montage Kits.
Paper safes.
Plate drying racks.
Plate holders.
Print embossers.
Print paddles.
Print tongs.
Projector stands.
Retouching desks.

Slide changers.
Slide-film viewers.
Stirring rods.
Trimming-board guides.
Triped tips.
Vignettors.

(g) The following articles of household furniture:

Cobblers' benches (for use as a living room novelty piece).
Costumers.
Folding screens.
Foot stools and hassocks except ottomans for matched sets.
Furniture made entirely of glass.
Furniture made wholly or predominantly of glass or mirrors.
Hall closets (grandfather type) and cabinets.
Hand carved wood wall brackets, wall pockets and sconces. (This does not include shadow boxes, curio cabinets or other hanging wall cabinets.)
Hand decorated articles of furniture rebuilt from substantially different articles of used furniture.
Humidor smoking cabinets.
Magazine racks and baskets. (This does not include tables or combination units.)
Plant stands and ferneries.
Porch gates, when sold under the following conditions:
 To consumers for \$3.00 or less.
 To dealers for \$1.65 or less.
 To jobbers for \$1.40 or less.
Portable bars and back bars for household use.
Sewing cabinets (except cabinets for sewing machines).
Spinning wheels.
Tea wagons.
Umbrella stands.
Wall racks (all hanging, such as shadow boxes, corner shelves, knock-knock, what-nots, sconces, etc.).
Wood radiator enclosures.

[Paragraph (g) amended by Am. 2, effective 6-22-46]

(h) The following articles of floor coverings:

Custom made rugs (when made on a special order for an ultimate consumer according to special designs required by said ultimate consumer and when only one such rug of a particular pattern is produced in any one size rug).
Navajo rugs, genuine, woven by Indians.
Rugs, the wearing surface of which is made wholly of animal skins.

[Paragraph (h) amended by Am. 2, effective 6-22-46]

(i) The following articles of toys:

Magician's tricks.
Toys and games when sold under any of the following conditions:
 To consumers for \$2.50 or less.
 To retailers for \$1.15 or less.
 To wholesalers for \$1.12 or less.

(j) The following articles of professional goods:

Artists' supplies such as, but not limited to, easels, pallets, drawing boards and water colors.
Bronze cinerary urns, sarcophagi.
Casket lowering devices.
Dental instruments, equipment and supplies for use by dentists, including but not limited to forceps, pliers, handpieces, scalers, elevators, impression compounds, etc., but not including office furniture and dentifrices.

Exercise machines and devices.
Ice cans for industrial ice making, machinery and equipment.

Laboratory apparatus built to specifications of the purchaser when no more than six identical items are manufactured (except scientific instruments covered by Revised Maximum Price Regulation No. 136).

Scientific instruments designed primarily for use in laboratories and hospitals (except those covered by RMPR No. 136).

Scientific optical instruments (except those covered by RMPR 136 and binoculars and monoculars, field glasses, photographic equipment and single lens hand magnifiers and readers).

Stereograph machines.

Suntan face reflectors.

Surgical instruments or machines for use by physicians, surgeons or hospitals, including, but not limited to, forceps, clamps, surgical needles, knives, retractors, dilators, cardiographs, etc. But not including hospital or office furniture, or surgical supplies such as bandages, adhesive tape, etc.

Watch repair hand tools designed specifically for use in repair or assembling of watches or clocks such as case openers, movement holders, hand and pinion removers, jewel tools, balance poising callipers, and tools, etc. General purpose tools such as tweezers, pliers, saws, screw drivers are not exempt.

[Paragraph (j) amended by Am. 2, effective 6-22-46]

(k) The following articles of equipment and supplies:

Advertising novelties, other than paper (such as: pens, pencils, tooth picks, knives, cigarette lighters, leather backed calendar pads, writing kits, playing cards, thermometers, barometers, hydrometers) which are sold to an advertiser who gives them away for purposes of publicity without cost to the recipient. These articles must be imprinted with the name of the advertiser or the name of the recipient before delivery by the manufacturer.

Automatic rotary cookers.

Cemetery flower vases with invertible insert, and designed to be so placed into the ground that the top of the vase is flush with the ground level.

Coin operated machines such as, but not limited to, scales, vending machines, amusement machines, music machines, and cabinets manufactured exclusively for such machines, but not including domestic laundry equipment, electrical household appliances and business machines.

Commercial and institutional kitchen appliances and fixtures for use in hotels, restaurants, schools, hospitals, industrial and public cafeterias and similar establishments. This does not include articles which are customarily used both in stores and commercial and institutional kitchens such as slicing machines, food choppers, food grinders and coffee grinders.

Deodorizers, portable, mechanical, and electrical.

Electrically operated map cases.

Florists' foliage, decorative and trimming products.

Metal bindings or slides for use on maps, map cases, charts, calendars, tariff sheets, advertising matter, etc.

Mineral, geological, botanical and zoological specimens and microscopic slides for educational purposes.

Miniature and scale model furniture sold for use in sales promotion.

Records or electrical transcriptions of special studio programs or of live commercial radio broadcast programs when sold to advertising agencies, advertisers, radio broadcast stations, commercial radio program producers, or participating artist, for rebroadcast, advertising, promotion, or reference purposes only, and not for sale to the general public.

Signs, advertising, street, etc.

Three dimensional sculptured or cast anatomical models (human, botanical, zoological) used for educational purposes.

Tax and payroll calculators, non-mechanical, which use charts to indicate or compute taxes and payrolls.

U. S. Post Office mail boxes for sale to U. S. Government.

Wire forms for floral wreaths and wire easels for floral displays.

[Paragraph (k) amended by Am. 2, effective 6-22-46]

(1) The following miscellaneous articles:

Automobile steering wheel covers.
Braille writers (portable).
Carbide lamps and lanterns.
Chess boxes and checker boards, handmade and inlaid.
Coir yarn mats.
Cow bells, bull rings, cattle leaders and bull snaps.
Crib blanket holders or quilt holders.
Decorative and memorial tablets and plaques.
Fish nets.
Gas masks, safety goggles and respirators.
Glider slip covers, glider replacement cushion sets, glider raincoats, beach chair replacement covers.
Handcuffs and billes.
Life buoys and preservers.
Life saving equipment.
Musical instruments except phonographs and radios.
Plaques and loving cups awarded as trophies for tournaments, athletic events, etc.
Portable camp and picnic type ice chests.
Rubber shapes and figures (inflated) used for display or advertising.
Tent supports.
Unglazed flower pots.
Wood, leather, metal, cloth, paper or pottery souvenirs on which have been printed, engraved, stamped, or burned the names or pictures of cities, towns, camp, resorts, or states which are sold only as souvenir items.

[Paragraph (l) amended by Am. 2, effective 6-22-46]

SEC. 1.3 *Leather, fur and fiber articles.*

Coir yarn.
Dressed badger hair.
Dressed palmetto fiber.
Dressed pony hair.
Hames.
Horse and cattle covers and blankets (other than utility and camp blankets), which are:
(a) Cut, shaped, fitted and fabricated from cotton, jute or wool fabric, with leather straps, hardware and other attachments; or
(b) Square unscoured blankets, 80" x 84" and larger, with reinforced leather straps.

Sisal plastering fiber and sisal plastering filling.

[Sec. 1.3 amended by Am. 1, 11 F.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

SEC. 1.4 *Textile articles.*

Cloak hanger covers.
Coaster jackets.
Coffee urn bags.
Decorative yarns when sold by the manufacturer in quantities which, except in unusual instances, do not aggregate more than 2,000 pounds of any one style to any one purchaser during any 6-month period. As used herein: "decorative yarns" means yarns designed for and used solely as decoration in those apparel fabrics which do not consist, apart from decoration, entirely of cotton; "style" refers to yarn of a particular count, color and twist.
Flags.
Fishing lines, including tarred fishing lines, composed in whole or in part of silk, rayon, nylon, linen or cotton.
Home appliance covers.
Lamp shade covers.
Novelty tinsel thread and yarn.
Raw silk (greige), pierced silk cocoons, and raw silk waste.
Sewing machine covers.
Shoe polisher mitts.
Soap mitts.
Washing machine covers.

[Sec. 1.4 amended by Am. 2, effective 6-22-46]

ARTICLE II—SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS

SEC. 2.1 *Articles suspended from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, price control is suspended as to all purchases, sales and deliveries, unless otherwise stated below, of any articles of consumer goods listed in the sections appearing under this article. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator.

SEC. 2.2 *Leather and fur and fiber articles.* Furs, skins, and peltries other than the following:

Cat, Spotted, South American (including Brazilian and Mexican).
Deer.
Fox, Gray.
Hare.
Kid, African (Eritrean).
Kid, Indian.
Lamb, Indian "Bombay."
Lamb, Indian Molre (also known as Indian Broadtail).
Lamb, Lincoln.
Lamb, Mouton.
Marmot.
Muskrat.
Opossum, North American.
Pony.
Rabbit.
Raccoon.
Skunk.
Squirrel.
Wolf.

SEC. 2.3 *Apparel articles.* For garments (garments of which the entire external surface, except for trimming, is made of fur), fur shells or fur garments and fur trimmings and collars, other than such articles made from the following furs, skins and peltries:

Cat, Spotted, South American (including Brazilian and Mexican).
Deer.
Fox, Gray.

Hare.
Kid, African.
Lamb, Indian "Bombay."
Lamb, Indian Moire (also known as Indian Broadtail).
Lamb, Lincoln.
Lamb, Mouton.
Marmot.
Muskrat.
Opossum.
Pony.
Rabbit.
Raccoon.
Skunk.
Squirrel.
Wolf.

ARTICLE III—EXEMPTIONS OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

Sec. 3.1 Articles exempted from price control. Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, all purchases, sales and deliveries, unless otherwise stated below, of any of the commodities and services listed in the sections appearing under this Article III are exempted from price control. The exemption of a commodity does not, however, exempt installed sales or installation services in connection with such commodity unless it is specifically so provided.

[Sec. 3.1 amended by Am. 2, effective 6-22-46]

Sec. 3.2 Building materials. (a) Construction materials and refractories as follows:

Architectural terra cotta.

(b) Iron and steel products as follows:

Cast iron cornices.
Continuous stove wood pipe.
Machine-banded wood pressure pipe.
Ornamental iron brackets.
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 are \$5000 or less.
Solid bored wood pressure pipe, machine-banded or wire-bound.
Steel and iron marquees.
Wire-bound wood pressure pipe.
Wood-lined pressure pipe.
Wrought iron balustrades.
Wrought iron fences.

[Paragraph (b) heading amended; items "Lightning rods" and "Weather vanes" deleted by Am. 2, effective 6-22-46]

(c) Millwork, containers and accessories as follows:

Wooden cooperage dowels.
Wooden picture frame mouldings.

(d) Miscellaneous as follows:

Weather vanes.

[Paragraphs (c) and (d) added by Am. 2, effective 6-22-46]

Sec. 3.3 Lumber and primary forest products. (a) Lumber products as follows:

Foundry riddle rims (knife cut or saw cut) made wholly or principally of wood.

(b) Miscellaneous primary forest products as follows:

Florist foliage.

Sec. 3.4 Machines and parts and machinery services. (a) Electrical equipment as follows:

Batteries, wet-cell electric storage, when sold by a manufacturer to a brand owner.
Bi-metallic strips.

Lightning fixtures, especially designed and built for individual installation, excluding modifications of standard items.

X-ray equipment and supplies, exclusive of X-ray tubes.

(1) Bells (including tubular tower bells) upon which musical selections are played and (2) Peals of bells or chimcs 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.

(b) Miscellaneous equipment as follows:

Amusement riding devices (such as roller coaster, whip, caterpillar, kiddy rides, octopus, loop-o-plane, cocoter, 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.

Gas meters, tin-cased.

Horseshow buggies and horserace sulphas.

Lightning rods.

The following machinery and equipment (exclusive of hand tools, hand jacks, trucks, tractors, tractor cranes, trailers and industrial trucks) when specifically designed and sold for use as ground handling and maintenance equipment for aircraft.

Handling equipment as follows:

Slings, cradles and stands.
Engine handling fixtures and equipment.
Landing gear handling fixtures and equipment.

Dollies.

Cranes.

Jacking equipment.

Service docks and personal service stands and ladders.

Mobile training units (for mechanics and other ground personnel).

Ramp equipment item as follows:

Passenger stairways.
Baggage and cargo handling equipment.
Refueling stands and refueling ladders.
Tow bars and adapters.

Wheel chocks.

Moorings.

Starting service equipment.

Demagnetizing equipment.

Protective covers and pads.

Voting machines, and parts.

[Paragraph (b) amended by Am. 2, effective 6-22-46]

(c) Processing machinery and parts as follows:

Broom sewing machines and parts.

(d) Transportation equipment and services as follows:

Repair to ships and boats when undertaken for a war procurement agency.

Sails and sailmaking.

[Paragraph (d) amended by Am. 2, effective 6-22-46]

Sec. 3.5 Paper and paper products. (a) Miscellaneous coarse papers and paperboard products as follows:

Stamped envelopes sold to and by the Post Office Department of the United States Government.

[Paragraph (a) heading amended by Am. 2, effective 6-22-46]

Sec. 3.6 Rubber, chemicals and drugs. (a) (1) Chemicals and drugs when sold for the purposes of scientific and medical research, for analytical and educational uses or for quality control of industrial products as follows:

Laboratory reagent specialty solutions.
Prepared culture media.
Reagent chemicals.

(2) Chemicals and drugs as follows:

Annatto seeds.

Aconitum heterophyllum.

Botanical drugs, domestic and imported, whether crude, milled, ground or powdered, and cold, fluid and powdered extracts of the foregoing.

Bruceine sulphate.

Cochineal.

Commercial and display fireworks.

Crude botanical drugs imported from Canada.

Deodorizers for use in ice boxes and refrigerators only.

Emetine hydrochloride.

Floor sweeping compounds.

Guinea pig complement.

Gum Ghatti.

Meat tenderizers.

Quinidine and its salts in all forms.

Saffron.

Saponin (extract of soap bark).

Thallium sulphate.

[Subparagraph (2) amended by Am. 1, 11 P.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

(b) Miscellaneous commodities made in whole or in part of rubber, synthetic or substitute rubber and related services, as follows:

Advertising streamers made from coated fabrics.

Bust forms and fillers (other than surgical bust forms and fillers).

Fishnet bladders.

Items made from the covering of the caecum of a sheep or cow.

Saine buses.

The service of recapping airplane tires with airplane types of tread.

The service of repairing airplane tires with types of repairs designed for airplane use.

[Paragraph (b) amended by Am. 2, effective 6-22-46]

ARTICLE IV—SUSPENSIONS OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

Sec. 4.1 Articles suspended from price control. Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, price control is suspended as to all purchases, sales and

deliveries, unless otherwise stated below, of any of the commodities and services listed in the sections appearing under this article. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator.

[Above paragraph designated as section 4.1 and amended by Am. 2, effective 6-22-46. Former sections 4.1 through 4.4 are renumbered as sections 4.2 through 4.5, respectively by Am. 2]

SEC. 4.2 Building materials. (a) Construction materials and refractories as follows:

Architectural dimension stone, monuments and memorials.
Chemical stoneware.
Talc, ground soapstone and pyrophyllite.

(b) Mechanical building equipment as follows:

(1) Hardware as follows:

Casket and casket shell hardware.
Mail chutes, except pneumatic.

(2) Miscellaneous cast and sheet metal building materials as follows:

Aluminum molding, binding and edging.
Caps, corners and cornices.
Cast iron risers manufactured in accordance with the specifications of applicable sanitary laws or regulations.
Coal chutes.
Flag poles and staffs.
Metal awnings.
Non-metallic air and fume conductor devices and accessories.
Stainless steel molding, binding and edging.
Tie rods and accessories, except inserts, especially designed for concrete form construction which become permanent parts of the structure.
Vault doors.
Walk gates, not including farm gates and fences.
Window guards.

(3) Valves and pipe fittings as follows:

Automatic regulating valves and float valves
(1) Larger than 3" IPS regardless of pressure rating. (11) All sizes designed to operate at pressures in excess of 125 pounds per square inch pressure and when used for the control of liquids, vapors and gases in industrial, marine and railroad installations.
Automatically and manually operated safety and relief valves (not including combination temperature pressure relief valves for hot water supply systems).
Bronze fittings and valves with ends for high temperature brazing but not including fittings or valves using solder materials for joining.
Forged steel fittings, screwed ends, flanged ends and welding ends, except steel welding fittings designed to operate at pressure less than 250 pounds per square inch pressure.
Iron, bronze or steel lubricated or asbestos packed plug valves.
Manually operated, motorized and motor operated valves designed to operate at pres-

sure exceeding 250 pounds steam working pressure per square inch, regardless of size or material.

Pipe fittings manufactured from steel, carbon steel or alloy steel having screwed, flanged or welding ends regardless of size or pressure, except steel welding fittings and flanges designed to operate at pressure less than 250 pounds per square inch pressure.

Screwed end and flanged and pipe fittings and pipe unions designed to operate at pressure exceeding 250 pounds steam working pressure per square inch regardless of size.

Single pressure and multi-pressure 2, 3 and 4 way hydraulic and pneumatic valves.

Steel turbine valves.
Valves especially designed for paper and pulp mill services and so designated by the manufacturer.

Valves having copper alloy bodies larger than 4" IPS.

Valves having ferrous bodies larger than 8" IPS.

Valves having ferrous bodies with hub ends.
Valves having forged steel body.
Valves having steel, carbon steel or alloy steel body.

(4) Piping accessories as follows:

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

Indicating pressure gauges?

(i) Having cast cases with dial faces 4½" diameter and larger.

(ii) Having pressed metal cases with dial faces 6½" and larger.

(iii) Having cast or phenolic plastic cases and made to any U. S. Navy specifications.

Indicating pressure test gauges, all types.
Perfection oil gates.
Post indicators.
Wood casing for pipe.

(5) Plumbing equipment and accessories as follows:

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

Fire hydrants of the dry and wet barrel type.
Liquid soap dispensing equipment, except portable or detachable self-contained units.

Manholes and covers.
Metal clad wooden plumbing fixtures.
Meter boxes (outside).

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

Plastic pipe and tubing manufactured from copolymer vinyl and vinylidene.

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

[Paragraph (b) amended and (c) and (d) added by Am. 2, effective 6-22-46]

(c) Millwork, containers and accessories as follows:

Bourbon grade stave and heading bolts.
Cigar boxes, wooden, or combination wood and paper.
White oak bourbon cooperage and bourbon cooperage stock which meets the grade re-

quirements specified in the "Grade Rules and Specifications" of the Associated Cooperage Industries of America, Inc.

(d) Miscellaneous as follows:

Flexible glass decorative materials.

Sec. 4.3 Lumber and primary forest products.

NOTE: This section and headnote have been inserted for reference only. No lumber or primary forest products are to be deemed suspended under this section.

Sec. 4.4 Machines and parts and machinery services. (a) Electrical equipment as follows:

Search lights, military, completely assembled.

(b) Machine tools and parts as follows:

Spring-winding and spring-forming machinery.
[Item "Spring-winding and wire forming machinery." deleted by Am. 2, effective 6-22-46]

(c) Miscellaneous equipment as follows:

Air preheaters, economizers and superheaters, designed and sold for use with steam generating equipment described in this paragraph (c).

Alarms, fire, which function entirely by mechanical means.

Blocks and sheaves, tackle.

Burners, gas, industrial, designed for use with products covered by RMPR 136.

Burners, oil, industrial and marine, burning No. 5 oil or heavier, except rotary and gun type burners under MPR 501.

Bushings, wood, subject to RMPR 136.
Bushings, combination wood and metal, subject to RMPR 136.

Casters, industrial.

Chains, tire.

Chain hoists (manually operated).

Clamps.

Clevises covered by RMPR 136.

Clockwork systems, used in connection with industrial mechanical recording, controlling and indicating instruments. (This does not include signalling devices and/or systems).

Cloth, industrial woven metallic wire, including pulp and paper mill wire cloth, but not including insect screen cloth, hardware cloth, poultry netting, welded wire fabric and items subject to MPR 133 or MPR 240.

Controls, electric organ.

Controls, chair iron.

Conveyors and conveying systems, industrial of the stationary fixed type except those designed especially for mining use or use with construction plants, or attached to construction or mining machinery, and except portable conveyors and loaders.

Cranes, bridge, gantry, hammerhead, jib.

Dies, jigs, fixtures, molds and patterns, except sales by manufacturers of products in whose production such dies, jigs, fixtures, molds or patterns are used.

Engines, Army tank.

Engines, diesel normally operated at 1200 RPM or less, and with piston displacements in excess of 3000 cubic inches and having a continuous duty rating in excess of 400 horsepower.

Filters, filter elements and parts, industrial, subject to Revised Maximum Price Regulation 136.

Footwear patterns made exclusively for the use of footwear manufacturers, and made of any of the following materials or combinations of same: fibre, fibre board, plastic, press board, paper, and metal; and including metal patterns used for centers of cucking dies, and all technical and engineering services in connection with the making of foot-wear patterns.

Forgings, open or flat die, not including commercial drop forgings.

Furnaces and ovens, industrial and laboratory, except space heating, warm air furnaces, stoves, blast furnaces and industrial furnaces and ovens used solely for the manufacture of coke, pig iron and steel, or used for food processing.

Gauges, standard industrial and special purpose, such as plug, ring, snap, height, length and location gauges, but not testing machines.

Grinding balls, ferrous or non-ferrous.

Gaskets, packings and oil seals subject to Revised Maximum Price Regulation 136.

Gyroscopes.

Heating, melting, burning and thawing equipment, portable, for industrial and transportation uses, excluding fire pots and blow torches.

Hose and tubing, flexible, metallic, except electrical metallic tubing.

Industrial machinery covered by Revised Maximum Price Regulation 136 which is used in the extraction, production or processing of commodities and is not included in any of the categories of products specifically listed in Appendix A of Revised Maximum Price Regulation 136.

Ingot molds, spruces, sprue plates, fountains and runners, cast of pig iron, for use in steel making and pouring.

Instruments, industrial, designed and sold as automatic devices to control and/or measure 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, CO₂ content and other such gases, liquids and solids, excluding any instruments covered by Maximum Price Regulation 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 and/or measurement of the process and do not include the entire device, machine or equipment of which the instrument is only a component part.

Instruments, mechanical, for indicating, measuring, testing and/or recording (all types covered by Revised Maximum Price Regulation 136).

Liquid controlling and/or regulating devices, manually operated, designed and sold for use with machinery and equipment covered by Revised Maximum Price Regulation 136, but excluding standard general purpose valves and devices.

Marine instruments.

Meters, gas, iron and steel cased.

Meters, water.

Molds, generally made of sheet metal, used in commercial production for forming large blocks of ice.

Numbering and marking machines for use on metal, except office machines.

Optical processing machinery, manufacturers, except RX optical and laboratory machinery.

Pipe cleaning machinery designed and sold exclusively for the cleaning of underground pipe lines used in the commercial transportation of fluids and gases.

Pipe wrapping and coating machinery.

Presses, baling, except those subject to Maximum Price Regulation 133 or 246 (Farm Equipment).

Pulverizers, coal, including burners and auxiliary combustion equipment, installed for primary purpose of pulverizing solid fuel for firing any type of furnaces and which are required to be built to the National Bureau of Fire Underwriter Standards.

Regulators and dampers, power operated.

Reproduction machinery, architectural and engineering, such as blue printing, brown printing and white printing, but not photographic process machinery.

Rings, hot-top for ingot molds.

Rope fittings, manila and wire.

Scales, weighing, industrial and laboratory, except coin operated, household, office and store types.

Shanks, shoe.

Shims, metallic, when fabricated as machine parts.

Siren blowers, designed for air raid precautionary use.

Springs, mechanical precision.

Spinnerettes.

Soot blowers and tube cleaners, power operated, industrial and marine.

Steam cleaning and degreasing equipment and parts—washing and cleaning equipment, industrial, except commercial and domestic laundry and dry-cleaning equipment, dish and utensil washing and cleaning equipment.

Steam engines, except railroad locomotives.

Steam generating equipment, such as industrial power boilers 100 p. s. i. and higher, for stationary and marine use, including water tube boilers, horizontal return tubular boilers, refractory lined fire box boilers, but not including steel heating boilers as defined in Section IV ASME Boiler Construction Code such as horizontal fire box boilers, Scotch type boilers for stationary use, vertical tube and tubeless boilers, oil country type boilers and miniature boilers.

Stokers, industrial and marine, with feeding capacity of 1200 pounds per hour or more.

Strainers and filters, pipe, industrial and marine.

Tanks and vessels (used) covered by Revised Maximum Price Regulation 136 and Maximum Price Regulation 405.

The following instruments when designed and used only for laboratory purposes, and parts and accessories upon which further fabrication need not be performed in order to complete their identification as parts or accessories specially designed for incorporation in or attachment to the following

instruments: Chemical laboratory apparatus; laboratory testing instruments; bacteriological and pathological laboratory apparatus; physical-chemical apparatus; chemical-physics apparatus; physics apparatus; blowers; vacuum pumps; constant temperature apparatus, including ovens; balances, scales and weights; specific gravity density apparatus; acidity meters; gas analyzers; and biological, physiological and psychological instruments.

Thermostats, bi-metallic and bellows types, except those covered by Maximum Price Regulation 591 or 188.

Tools, hand-operated, especially designed for the manufacture, repair or maintenance of aircraft, military or naval vehicles and equipment.

Turnbuckles.

Welding and cutting equipment, gas, limited to torches, tips, regulators and generators.

Wheels, water.

[Paragraph (c) amended by Am. 2, effective 6-22-46]

(d) Transportation equipment and services as follows:

Heavier and lighter than air aircraft. Parts for heavier and lighter than air aircraft, including any product upon which further fabrication need not be performed in order to complete its identification as a part specially designed for the production or repair of aircraft, but excluding specifically:

- (1) Lumber requiring further fabrication.
- (2) Any part whose end use cannot be determined by the seller.
- (3) Airplane tires and tubes.
- (4) Iron and steel castings covered by Revised Price Schedule 41 (Steel Castings and Railroad Specialties), Maximum Price Regulation 214 (High Alloy Castings), Maximum Price Regulation 235 (Manganese Steel Castings and Manganese Steel Castings Products), Maximum Price Regulation 241 (Malleable Iron Castings), or Maximum Price Regulation 244 (Gray Iron Castings).
- (5) Nonferrous castings covered by Revised Maximum Price Regulation 125 (Nonferrous Castings).
- (6) Plywood (except that molded specially for airplanes).

Marine equipment listed as such in RMPR 136.

Ships and boats, new or used, over twenty-five feet in length, excluding stock boats built to the manufacturer's specifications and selling at a price of not more than \$3,000 to the user, and excluding parts, subassemblies or fittings for such ships and boats when sold separately.

(e) Processing machinery and parts as follows:

Knitting needles, industrial.

Sec. 4.5 *Metals.* (a) Non-ferrous metals and products as follows:

Aluminum castings subject to Revised Maximum Price Regulation 125 (Non-ferrous Castings).

Aluminum scrap.

Bastnaesite.

Barium.

Beryllium metal, alloys and oxide.

Bronze powder.

Calcium metal.

Cerium.

Columbium and ferrocolumbium.

Die castings subject to Maximum Price Regulation 377 (Die Castings).

Ferrotoron and other boron alloys.

Ferrophosphorus.

Gallium.

Germanium.

Gold bullion, gold leaf, semi-fabricated gold other than dental gold, and rolled gold on base metal other than silver.

Illinium.

Indium.

Lanthanum.

Lead bullet rod.

Lithium metal and lithium compounds other than salts.

Magnesium and magnesium alloy ingot.

Magnesium castings subject to Revised Maximum Price Regulation 125 (Non-ferrous Castings).

Magnesium mill products, including but not limited to plate, sheet, strip, foil, rod, tube, wire, bar, shapes, forging stock, rerolling slabs and powder.

Magnesium scrap.

Masurium.

Mercury.

Mesothorium.

Monazite.

Neodymium.

Nickel scrap, monel metal scrap, stainless steel scrap and other scrap materials containing nickel, secondary monel ingot and shot, and secondary copper-nickel shot. (This suspension applies to all commodities covered by RPS 8.)

Non-ferrous forgings.

Non-ferrous nails, tacks, escutcheon pins and staples covered by the General Maximum Price Regulation before this suspension.

Praseodymium.

Primary aluminum ingot and pig.

Radium.

Remelt magnesium ingot.

Rhenium.

Samarium.

Secondary aluminum ingot.

Selenium.

Tantalum.

Tellurium.

Thallium.

Thorium.

Titanium metal and alloys.

Tool steel scrap.

Zircon.

Zirconium metal, oxide, alloys and compounds.

[Paragraph (a) amended by Am. 2, effective 6-22-46]

(b) Iron and steel and products as follows:

Armor, Navy and ordnance steel castings for which maximum prices are established by Tables 1, 2 and 3 of Appendix A of RPS 41.

Cut nails, cut spikes, cut tacks, and lead head nails and other nails or staples made of two or more materials. (This suspension does not include any nails covered by Revised Price Schedule No. 6 or any nails or tacks covered by Maximum Price Regulation 188).

Drawn steel manufacturers' wire (either carbon or steel alloy) covered by Revised Price Schedule 6, except such wire for which a base price of \$3.35 or less (per 100 pounds) f. o. b. Pittsburgh, Pennsylvania, or \$3.45 or less (per 100 pounds) f. o. b. Worcester, Massachusetts, is established by Revised Price Schedule 6.

Marine or ship castings subject to RPS 41

or RMPR 125 when specifically designed for ship or marine use, except castings in machinery and accessories used for ship propulsion.

Railroad specialties as defined in Sec. 1306.113 of RPS 41.

Reusable steel storage tanks subject to MPR 411.

Stainless steel (all forms, grades and analyses which are subject to RPS No. 6 when sold by a producer or are subject to RPS No. 49 when sold by a reseller).

[Paragraph (b) amended and (c) added by Am. 2, effective 6-22-46]

(c) Non-metallic minerals and products as follows:

Mica (all mica and mica products covered by MPR 347).

Sec. 4.6 Paper and paper products.

(a) Miscellaneous related products as follows:

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

Unwashed and washed wiping cloths covered by MPR 484 prior to suspension. (This suspension does not include any new materials).

(b) Miscellaneous fine papers and printing as follows:

Appointment books.

Date books.

Diaries.

Christmas and New Year's non-personalized greetings cards.

Christmas and New Year's tags, seals and enclosures.

Christmas and New Year's printed gift wrapping papers.

Christmas and New Year's gift money holders.

Christmas and New Year's printed decorative paper ribbons and tapes.

Paper party favors.

Paper place cards.

Paper snapping mottoes.

Decorative paper nut cups.

Paper novelty hats.

Printed paper commodities listed in Appendix A and printing and other services listed in Appendix B of MPR 225, except such services that are performed by persons engaged in the business of typesetting, plate making or rendering related services or any combination thereof in connection with the manufacture and/or sales of all other paper and paperboard products covered by such maximum price regulations as 129,

187, 307, 459, 463, 480.

Social and commercial calendars.

Sec. 4.7 Rubber chemicals and drugs.

(a) Chemicals and drugs.

Beeswax comb foundations, Carnauba wax, ouricury wax, candelilla wax and beeswax, and the refined and bleached varieties of any of the foregoing.

Bicycle tire fluid.

Bluing, laundry.

Cutting compounds.

Deodorants, room.

Drawing compounds (metal and wire drawing).

Embalming fluids.

Fishscales.

Fluxes, foundry.

Hosiery wash preservations and nylon renovators.

Incense.

Ink eradicators.

Isinglass.

Jewelry and eyeglass cleaners.

Montan wax and I. G. waxes.

Nitre cake.

Pearl essence.

Silica gel.

Thebromine, refined.

Wallpaper cleaners.

Window anti-fogging components.

(b) Miscellaneous commodities made in whole or in part of rubber, synthetic or substitute rubber as follows:

Pneumatic life rafts.

(c) Cosmetic products as follows:

Cold wave solutions.

Cologne.

Cosmetic stockings.

Outicle removers.

Eye mascaras and shadows.

Eyebrow dyes.

Eyebrow pencils.

Eyelash dyes.

Hair bleaches (except peroxide, so labeled).

Hair dyes.

Hair lacquers.

Liquid wave sets.

Perfume.

Permanent wave creams.

Permanent wave solutions and lotions.

Powdered wave sets.

Toilet water.

[Sections 4.6 and 4.7 added by Am. 2, effective 6-22-46]

ARTICLE V—EXEMPTION OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

SEC. 5.1 *Exemption from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, all purchases, sales and deliveries, unless otherwise stated below, of the commodities listed in the sections appearing under this Article are exempt from price control.

(a) Foods listed under the categories named below. Unless otherwise stated, the list covers only domestic commodities. As used in this article "domestic" means produced or processed in the continental United States; "imported" means produced or processed outside the continental United States. However, the exemptions under this Article V shall not apply to any commodity produced or processed within a territory or possession and sold for consumption in such territory or possession.

[Above paragraph amended by Am. 2, effective 6-22-46]

(1) Fish, fats and oils category, as follows:

Abalone (*Halotis* species) canned in natural juice.
 Carp, canned.
 Caviar, canned (the salted roe of sturgeon, spoonbill, whitefish and salmon; domestic).
 Caviar, canned (the salted roe of various large fish of the sturgeon genus; imported).
 Clam chowder, canned.
 Clam juice, canned.
 Clams, canned (domestic and imported).
 Clams, frozen.
 Conchs, canned.
 Eels, canned (imported and domestic).
 Fish roe, canned.
 Frog legs.
 Lake Herring, salted.
 Mussels, canned (domestic and imported).
 Oysters, canned (domestic and imported).
 Oysters, frozen.
 Oyster stew, frozen.
 Shark fins, dried (imported).
 Snails, canned (imported).
 Sponges processed from marine animals (domestic and imported).
 Sturgeon, smoked, including smoked spoon-bill.

(2) Fruits and vegetables, fresh or processed, category, as follows:

Apricots, whole unpitted, dried.
 Artichokes, canned (domestic and imported).
 Bamboo sprouts, canned and frozen.
 Bean sprouts, canned and frozen.
 Beet juice, canned.
 Beets, frozen.
 Black wine grapes, dried (includes all varieties of black wine grapes, including Zinfandel and Alicante).
 Cabbage, canned.
 Catawba Grape Juice.
 Cauliflower, brined (imported and domestic).
 Cauliflower, canned (imported).
 Cherries and cherry stems, dried.
 Citrus segment, frozen.
 Coconut, fresh whole, frozen and desiccated.
 Coconut, frozen.
 Compressed dehydrated fruits, vegetables and berries.
 Corn-on-the-cob, canned and frozen.
 Crab Apples, canned.
 Crab Apple Juice, canned.
 Cucumbers, fresh.
 Figs, frozen.
 Horseradish, processed.
 Horseradish Root.
 Kale, frozen.
 Lime juice, canned.
 Melon, frozen.
 Mushrooms, canned (imported).
 Mushroom sauce, canned (does not include mushroom soup).
 Nectarines, canned and frozen.
 Onions, brined (domestic and imported).
 Parsnips, canned.
 Peaches, whole unpitted, dried.
 Pears, frozen.
 Peppers, brined (imported and domestic) (does not include pimientos).
 Peppers, fresh, canned.
 Pickled Onions, canned (imported).
 Plums, halved pitted, dried.
 Potatoes, frozen.
 Potatoes, Irish, canned (does not include French fried, shoestring or Julienne potatoes).
 Prunes, silver (Prunes made from sweet yellow plums), dried.
 Rutabagas, canned.
 Sauerkraut.
 Sauerkraut juice, canned.
 Sweet potatoes, canned.

Turnips, canned.

Vegetable greens, frozen (does not include frozen spinach).

Vegetables, dehydrated (does not include dried or dehydrated beans, dried or dehydrated peas, or dehydrated soups), bulk or packaged. For the purpose of this order, dehydrated vegetables are vegetables which have had their moisture content reduced by controlled artificial drying to such an extent that the moisture content of the finished product does not exceed 8% by weight.

Water Chestnuts, canned.
 Watermelon, brined (imported and domestic).

[Subparagraphs (1) and (2) amended by Am. 1, 11 F.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

(3) Grocery products category, as follows:

Brown Buckwheat Groats (the product produced in further processing white buckwheat groats by toasting).
 Oatmeal, Irish (imported).

(4) Meats and poultry category, as follows:

Meat gravy (including poultry gravy), packed in tin or glass.
 Pate de Foie Gras, canned (a meat paste processed from the livers of fat geese; imported).
 Turkey foie gras.
 Turkey pate.
 Turkey smoked, canned.
 Wild Rabbits (rabbits which have not been produced, raised or fed in captivity).

[Subparagraphs (3) and (4) amended by Am. 2, effective 6-22-46]

(5) Miscellaneous category, as follows:

Anise.
 Banana flakes, dehydrated (imported).
 Bar le duc (a preserve consisting principally of whole white seeded currants, gooseberries, strawberries, or raspberries; imported).
 Basil leaves.
 Bouillon cubes.
 Bouillon, granulated.
 Calf's foot jelly.
 Capers (the flower bud of the caper bush; imported).
 Chili pepper, ground.
 Chili powder.
 Chop suey, canned and frozen.
 Chow mein, canned and frozen.
 Chutney, sweet and sour.
 Cumin.
 Curry powder.
 Dehydrated Garlic Powder.
 Dill.
 Dough ready for baking, frozen.
 Fennel seed.
 Foenugreek seed.
 Garlic salt.
 Gravy mixes, dry.
 Imitation sago (red, made from potato flour).
 Inactive yeast and inactive yeast derivatives, intended exclusively for human consumption.
 Marjoram (Oregano).
 Mint flakes.
 Mint leaves.
 Mustard, prepared.
 Onion Powder and Onion Flakes.
 Onion salt.
 Prepared hard sauce containing distilled spirits.
 Rosemary leaves.
 Saffron.

Sage.
 Savory.
 Savory salt.
 Sesame seed, hulled.

Thyme.
 Tom and Jerry batter (a mixture of eggs, powdered or fresh, sugar or sugar syrup and spices beaten together and used generally for mixing with liquors and hot water in the preparation of a beverage called "Tom and Jerry").

Tortillas, a maize product used as bread.

Truffles (imported).

Turmeric.

Wheat germ when packaged in packages of 2 pounds or less and sold for human consumption.

[Subparagraph (5) amended by Am. 1, 11 F.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

(b) The following items in the feeds category:

Ground peanut hay.
 Whole crab and shrimp meal.

(c) The following items in the tobacco and tobacco products category:

Native or Island Twist Chewing Tobacco (twist chewing tobacco pressed flat and made of fire-cured or dark air-cured tobacco, or a combination of both, and treated with a casing mixture of molasses, syrup, glycerin, alcohol, and such flavorings as are normally used on twist tobacco consumed by the natives of New Guinea, the Solomon Islands and other islands in the Southwest Pacific area).

(d) The following items in the beverages category:

Bottled egg nog (a specialty holiday beverage, not containing any distilled spirits, made from fresh or powdered eggs, syrup, cream and milk).

(e) The following items in the agricultural chemicals and insecticide category:

Humus (a brown or black material formed by the partial decomposition of vegetable or animal matter. Commercially, the name is applied to Peat that has decayed to such an extent that "the structure of the fiber is no longer evident").

Muck (thoroughly decomposed organic deposits containing appreciable amounts of mineral matter, especially sand, silt and clay).

Sphagnum moss and peatmoss.

ARTICLE VI—SUSPENSIONS OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

Sec. 6.1 *Commodities and services suspended from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, price control is suspended as to all purchases, sales and deliveries, unless otherwise stated below, of the commodities and services listed in the sections appearing under this article. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator.

[Section 6.1 amended by Am. 2, effective 6-22-46]

Sec. 6.2 *Beverages.* (a) All bulk and packaged distilled spirits and wines other than the following:

- (1) All types of whiskies.
- (2) Distilled spirits and wines produced in the continental United States.
- (3) Distilled spirits and wines produced within a territory or possession and sold for consumption in such territory or possession.

(b) *Services as follows:*

Blending or bottling any of the distilled spirits and wines suspended from price control by the preceding paragraph (a) when performed in the Virgin Islands.

[Paragraph (b) added by Am. 2, effective 6-22-46]

ARTICLE VII—GENERAL PROVISIONS

Sec. 7.1 *Articles not affected by this order* The provisions of this order do not exempt or suspend from price control articles which are not listed, although such articles may have incorporated in them or be sold with, articles which are exempted or suspended from price control.

Sec. 7.2 *Records.* Exemption or suspension from price control shall not affect the responsibility of a person to prepare and preserve records which, prior to exemption or suspension, were required to be kept under the provisions of the applicable price regulation or regulations. Records of individual transactions during the period of exemption or suspension need not be kept, unless the exemption or suspension action is accompanied by a provision requiring the keeping of such records.

Sec. 7.3 *Relationship between this order and other regulations.* The provisions of this supplementary order supersede the provisions of Supplementary Order 45 as to any commodity listed in this order.

Nothing in this order shall apply to sales of any commodities by an eating and drinking establishment for consumption on or about the premises. Such sales remain subject to the appropriate price regulations applicable in the Territories and Possessions.

Sec. 7.4 *Definitions for the purpose of this supplementary order* (a) "Person" means an individual, corporation, partnership, association, government agency, or any other organized group of persons or legal successor or representative of any of the foregoing.

(b) "Price regulation" means a price schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, as amended, a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

(c) "Canned" means processed and packed in any container whether or not hermetically sealed. It does not include any product when processed by freezing, drying or dehydrating, nor does it include any of the packed products known as preserves, relishes or pickles.

(d) "War procurement agency" means the War Department, the Department of

the Navy, the United States Maritime Commission, the War Shipping Administration, the Lend-Lease Section of the Procurement Division of the Treasury Department, and any agency of any of the foregoing.

Sec. 7.5 *Geographical applicability.* The provisions of this order shall be applicable to purchases, sales and deliveries in the Territories and Possessions of the United States, but not in the Territory of Hawaii.

This Revised Supplementary Order No. 127 shall become effective as of December 3, 1945. [RSO 127 originally issued November 27, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F R. Doc. 46-10342; Filed, June 17, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES
[SR 14E,¹ Amdt. 46]

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

Section 3.13 of Supplementary Regulation 14E is amended in the following respects:

1. Section 3.13 (a) is amended to read as follows:

(a) Except as modified by paragraph (b) below, if the seller had properly established a maximum price for the particular item of footwear prior to January 5, 1946, his maximum price shall be the price so established, or as adjusted under Supplementary Order 162, increased by the amount permitted by paragraph (e) of this section.

2. Section 3.13 (c) is amended to read as follows:

(c) If the seller had not established a maximum price for the particular item of footwear prior to January 5, 1946, but the item of footwear could be priced by the seller under the provisions of section 2 (a)² of the General Maximum Price Regulation, his maximum price shall be the price thus determined under section 2 (a) or as adjusted under Supplementary Order 162, increased by the amount permitted by paragraph (e) of this section.

3. Item 3 of section 3.13 (e) is amended to read as follows:

(3) A description sufficient to identify each item sold. (This shall also include

¹ 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742, 15007, 15636.

² Including the modification of section 2 (a) contained in section 3.1 (a) of this Supplementary Regulation 14E.

the information required by section 4 (c) of Supplementary Order 162.)

This amendment 46 shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F R. Doc. 46-10264; Filed, June 14, 1946; 4:30 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[FPR 3, Supp. 10]

OAT MILL BY-PRODUCTS

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

ARTICLE I—GENERAL PROVISIONS

Sec.

1. Explanation of the relation of this supplement to Food Products Regulation No. 3.
2. Applicability.
3. Sales at other than maximum prices.
4. Definitions.
5. Other provisions of general applicability.

ARTICLE II—PRICING PROVISIONS

6. Base per ton prices for oat mill by-products.
7. Maximum prices for sales by processors.
8. Maximum prices for sales by trucker-merchants.
9. Maximum prices for sales by jobbers and car door sellers.
10. Maximum prices for sales by wholesalers and retailers.
11. Sacks and sackings.

AUTHORITY: Secs. 1 to 11, inclusive, (§ 1351.486) issued under 56 Stat. 23, 705; Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *Explanation of the relation of this supplement to Food Products Regulation No. 3.* Not all of the provisions affecting maximum prices for sales of oat mill by-products are stated in this supplement. Those which are not specifically set forth here are stated in Food Products Regulation No. 3, and they are just as much a part of this supplement as if they were printed here.

The particular sections of Food Products Regulation which are applicable to this supplement are listed in appropriate places in the provisions which follow. When an applicable section of the regulation is amended, the amendment is also applicable to this supplement.

SEC. 2. *Applicability.* (a) Except for those sales exempted by paragraph (b) of this section, this supplement shall apply to all sales of domestic and imported oat mill by-products within the United States, and to all deliveries of such products, whether immediate or future.

(b) *Exempt sales.*—(1) *Export sales.* Section 2.1 of Food Products Regulation No. 3, dealing with export sales, is applicable to this supplement.

(2) *Emergency purchases.* Section 2.2 of Food Products Regulation No. 3, dealing with emergency purchases, is applicable to this supplement.

(3) *Prior contracts.* This supplement shall not apply to sales and deliveries, where the sales contract has been entered into prior to the date of issuance of this supplement or to resales of any imported oat mill by-products held in the United States by any person for resale on the date of issuance of this supplement.

Sec. 3. Sales at other than maximum prices. (a) Regardless of any contract or obligation, no person shall sell or deliver, and no person shall, in the course of trade or business, buy or receive any commodity covered by this supplement at a price above the maximum price established by this supplement, nor shall any person agree, solicit, offer or attempt to do any of the foregoing: *Provided, however* That certain agreements to raise prices are permissible, as provided for in paragraph (b) of this section.

(b) *Adjustable pricing.* Section 2.3 of Food Products Regulation No. 3, dealing with adjustable pricing, is applicable to this supplement.

(c) Prices lower than the maximum prices established by this supplement may, of course, be charged or paid.

SEC. 4. Definitions— (a) *Definitions appearing in Food Products Regulation No. 3.* Definitions of the following terms set forth in designated sections of Food Products Regulation No. 3 are applicable to all of the provisions of this supplement.

"Person" Sec. 1.1 of Food Products Regulation No. 3.

"United States" Sec. 1.2 of Food Products Regulation No. 3.

"Processor" Sec. 1.3 of Food Products Regulation No. 3.

"Store" Sec. 1.4 of Food Products Regulation No. 3.

"Retailer" Sec. 1.5 of Food Products Regulation No. 3.

"Car door seller" Sec. 1.6 of Food Products Regulation No. 3.

"Trucker-merchant" Sec. 1.7 of Food Products Regulation No. 3.

"Jobber" Sec. 1.8 of Food Products Regulation No. 3.

"Wholesaler" Sec. 1.9 of Food Products Regulation No. 3.

"Feeder" Sec. 1.10 of Food Products Regulation No. 3.

"Supplier" Sec. 1.11 of Food Products Regulation No. 3.

"Customer" Sec. 1.12 of Food Products Regulation No. 3.

"Importer" Sec. 1.13 of Food Products Regulation No. 3.

"Your supplier's maximum price on the sale to you" Sec. 1.14 of Food Products Regulation No. 3.

"Commodity" Sec. 1.15 of Food Products Regulation No. 3.

"Transportation cost" Sec. 1.20 of Food Products Regulation No. 3.

"Hauling allowance" Sec. 1.21 of Food Products Regulation No. 3.

"Carload shipment" Sec. 1.22 of Food Products Regulation No. 3.

"Pool car lot" Sec. 1.23 of Food Products Regulation No. 3.

"Less-than-carload lot" Sec. 1.24 of Food Products Regulation No. 3.

"Applicable supplement" Sec. 1.26 of Food Products Regulation No. 3.

(b) *Additional definitions.* When used in this supplement the following terms shall have the following meaning: "Oat mill by-products are by-products from the milling of oats which contain 15 percent or more of fibre and may be either ground or unground.

"Area A" includes all states of the United States other than those included in "Area B"

"Area B" includes the states of Idaho, Oregon, Washington, California, Nevada and Utah.

Sec. 5. Other provisions of general applicability. Provisions relating to the following matters are set forth in Food Products Regulation No. 3, and the sections of that regulation listed below are applicable to and made a part of this supplement as though set forth herein in full.

(a) *Evasion.* (Sec. 2.4 of Food Products Regulation No. 3.)

(b) *Enforcement.* (Sec. 2.5 of Food Products Regulation No. 3.)

(c) *Licensing.* (Sec. 2.6 of Food Products Regulation No. 3.)

(d) *Documents, records and reports.* (Sec. 2.7 of Food Products Regulation No. 3.)

(e) *Interpretations, protests and petitions for amendment.* (Sec. 2.8 of Food Products Regulation No. 3.)

ARTICLE II—PRICING PROVISIONS

Sec. 6. Base per ton prices for oat mill by-products. (a) Base per ton prices by location are as follows:

| | 20 percent or more fiber | 15 percent or more but less than 20 percent |
|------------------------|--------------------------|---|
| Minneapolis, Minn..... | \$17.50 | \$23.50 |
| Seattle, Wash..... | 22.50 | 27.50 |

(b) In Area A. The maximum f. o. b. plant price and the maximum carload delivered price at any point in Area A not listed in paragraph (a) above shall be the basing point price at Minneapolis, Minn., plus the lowest proportional grain products railroad rate from Minneapolis, Minn., to the point where the plant is located or at which delivery is made, as the case may be.

(c) In Area B. The maximum f. o. b. plant price and the maximum carload delivered price at any point in Area B not listed in paragraph (a) above shall be the basing point price at Seattle, Wash., plus the lowest proportional grain products railroad rate from Seattle, Wash., to the point where the plant is located or at which delivery is made, as the case may be.

(d) The above maximum f. o. b. prices at processing plants may be increased by \$1.00 per ton for less than carload lots.

In explanation of the above: The term "f. o. b. plant price" as used above in paragraphs (b) and (c) shall apply only to deliveries made within the switching limits of the railroad point at which the plant is located; for deliveries of carload lots or pool car lots to all other destinations in Areas A, or B, the maximum delivered price shall be used.

Sec. 7. Maximum prices for sales by processors. Section 3.1 of Food Products Regulation No. 3, which provides a pricing method for processors, is applicable to this supplement.

(a) *Base prices.* The base price referred to in section 3.1 is the appropriate base price found in section 6 of this supplement.

If you are the importer as well as the processor of the lot, your base price is the applicable base price for a plant located at the port of entry.

(b) *Maximum markup.* As a processor you are not permitted to add a maximum markup in figuring the maximum price for the sale of any lot unless you have unloaded such lot into a warehouse or store operated by you at a separate place of business not located at the production plant, and you sell from such warehouse or store. If, as to any lot, you comply with this requirement, you may add the appropriate one of the following markups per ton:

| | |
|---|--------|
| If you sell to a feeder from a store..... | \$4.50 |
| In all other cases..... | 1.50 |

(c) *Transportation cost.* Sections 3.1 refers to "transportation cost" It is defined in section 1.20 of Food Products Regulation No. 3.

Sec. 8. Maximum prices for sales by trucker-merchants. Section 3.2 of Food Products Regulation No. 3, which provides a pricing method for trucker-merchants, is applicable to this supplement.

(a) *Your supplier's maximum price.* Section 3.2 refers to "your supplier's maximum price on the sale to you" It is defined in Section 1.14 of Food Products Regulation No. 3.

(b) *Hauling allowance.* Section 3.2 of Food Products Regulation No. 3 also refers to "hauling allowance" That term is defined in section 1.21 of Food Products Regulation No. 3.

Sec. 9. Maximum prices for sales by jobbers and car door sellers. Section 3.3 of Food Products Regulation No. 3, which provides a pricing method for jobbers and car door sellers, is applicable to this supplement.

(a) *Your supplier's maximum price.* Section 3.3 refers to "your supplier's maximum price on the sale to you" It is defined in section 1.14 of Food Products Regulation No. 3.

(b) *Maximum markup—(1) Jobbers.* If you are a jobber and no other jobber has already handled the same lot and taken his markup thereon, you may add \$1.00 per ton for car lot or pool car shipments.

(2) *Car door sellers.* If you are a car door seller, you may add a maximum markup of \$3.50 per ton.

Sec. 10. Maximum prices for sales by wholesalers and retailers. Section 3.4 of Food Products Regulation No. 3, which provides a pricing method for wholesalers and retailers, and section 3.5 of Food Products Regulation No. 3, which provides base prices for wholesalers and retailers, are applicable to this supplement.

(a) *Base prices.* Base prices referred to in section 3.4 are the base prices set

out in section 3.5 of Food Products Regulation No. 3.

(b) *Maximum markups.* This regulation aims to prevent the inclusion in any maximum price of more than one markup for any class of seller. As a retailer you can always add a retailer's maximum markup since a seller can qualify as a retailer only when he is selling a particular lot to a person who will use the lot and will not resell it. It is therefore impossible for two retailers to handle the same lot. As a wholesaler, however, you are permitted to add the maximum markup set out below in figuring the maximum price for the sale of any lot, only if and to the extent that any other wholesaler who has already handled the lot has not taken the markup. On this condition, the following maximum markups may be added:

Wholesalers..... \$2.50
Retailers..... 5.50

Sec. 11. *Charges for sacks and sacking.* Section 3.6 of Food Products Regulation No. 3, dealing with increases for sacks, and section 3.7, dealing with charges for sacking, are applicable to this supplement.

This supplement shall become effective on June 14, 1946.

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

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

Approved: June 13, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10262; Filed, June 14, 1946;
4:30 p. m.]

PART 1340—FUEL

[MPR 120, Corr. to Amdt. 138]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

At the time of the issuance of Amendment No. 138 to Maximum Price Regulation No. 120, it appeared that Mine Index No. 209 of Eastern Coal Company, Bokoche, Oklahoma, operated in the upper and lower Hartshorne Seams in District No. 14; consequently, its coals were classified under Production Group No. 7AA. Under the regulation, Production Group No. 7AA includes only those mines operating either in both the upper and lower Hartshorne Seams, or in the upper Hartshorne Seam only.

It now appears that the said mine operates only in the lower Hartshorne Seam, and that the producer thereof had submitted information to that effect, which was apparently misdirected or misplaced and failed, therefore, to be taken into consideration at the time of the issuance of the amendment. If such consideration had been given to this matter, Mine Index No. 209 would have appeared in a different production group. Therefore, the production group number appearing in § 1340.225 (b) (5) (i) for Mine Index No. 209 should be changed

from 7AA to 7A, the appropriate production group number for mines operating in the lower Hartshorne Seam.

After due consideration of the foregoing, it is ordered.

Amendment No. 138 to Maximum Price Regulation No. 120 is hereby corrected in the following respects:

In § 1340.225 (b) (5) (i) the mine index number "209" appearing under Production Group No. 7AA is deleted from that production group, and is inserted in Production Group No. 7A, immediately above.

This correction shall become effective as of May 4, 1945.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10321; Filed, June 17, 1946;
11:36 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS [MPR 305, Amdt. 16]

CORN MEAL, CORN FLOUR, CORN GRITS, HOMINY, HOMINY GRITS, BREWERS GRITS AND OTHER PRODUCTS MADE BY A DRY CORN MILLING PROCESS

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 305 is amended in the following respects:

1. Paragraph (d) (2) of § 1351.1756 is amended to read as follows:

(2) To the price so determined, he shall add a sum equal to 90 cents per 100 pounds computed upon the net weight of the product in the case.

2. Paragraph (f) (2) of § 1351.1756 is amended to read as follows:

(2) To the price so determined, he shall add a sum equal to \$1.03 per 100 pounds for corn meal or \$1.08 per 100 pounds for corn grits, computed upon the net weight of the product in the case.

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

Approved: June 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10326; Filed, June 17, 1946;
11:36 a. m.]

PART 1370—ELECTRICAL APPLIANCES [RMPR 111, Amdt. 9]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

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. 111 is amended in the following respect:

Section 25, *Appendix A* is amended by adding to the list of models and retail ceiling prices therein the following model vacuum cleaner to be inserted in alphabetical order:

| Manufacturer | Model No. | Description | Retail prices | |
|------------------|-----------|---------------------------------|---------------|-------------------------|
| | | | Retail stores | Mail order catalog 1946 |
| Montgomery Ward. | 604 | Floor-type, motor-driven brush. | \$15.75 | \$10.75 |

This amendment shall become effective on the 17th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10320; Filed, June 17, 1946;
11:36 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [Territorial Consumer Goods Reg. 1, Amdt. 4 to Supp. 1]

JEWELRY AND CERTAIN OTHER ITEMS IMPORTED INTO 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.

Section 12 is amended by adding a new paragraph (g) to read as follows:

(g) Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price (section 2.9)

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10344; Filed, June 17, 1946;
11:38 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [Territorial Consumer Goods Reg. 1, Amdt. 2]

CERTAIN CONSUMER GOODS 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.

Territorial Consumer Goods Regulation 1 is amended in the following respects:

1. A new section 2.9 is added to read as follows:

Sec. 2.9 *Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price.* In cases where the retailer purchases from a wholesaler and the wholesaler's invoice shows that his selling price is lower than his maximum wholesale price, the retailer may compute his maximum retail price in the following manner:

(a) Multiply the wholesale supplier's maximum wholesale price by the appropriate markup.

(b) Subtract the supplier's maximum wholesale price from the amount computed under paragraph (a) above.

(c) Add the amount computed under paragraph (b) above to the wholesale supplier's actual selling price. The resulting price will be the maximum retail price.

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10343; Filed, June 17, 1946;
11:36 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS
[Territorial Consumer Goods Reg. 1, Amdt. 4
to Supp. 4]

**CERTAIN CHINA, GLASSWARE, WALLETS, TOYS
AND MISCELLANEOUS PERSONAL AND HOUSE-
HOLD ACCESSORIES IMPORTED INTO 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.

Section 7 is amended by adding a new paragraph (h) to read as follows:

(h) Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price. (section 2.9)

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10345; Filed, June 17, 1946;
11:37 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS
[RMFR 373, Amdt. 87 (§ 1418.151)]

GROCERY ITEMS 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.

Section 40 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. The following is added at the conclusion of paragraphs (b) (1) (vi) (c) (1) (ii) (d) (1) (ii) (e) (1) (i) (b) (e) (1) (i) (d) (e) (2) (ii) and (e) (2) (iv) after changing the period at the end of each such paragraph to a semicolon:

"and further provided, That, notwithstanding the foregoing, if the merchandise is moved at the wholesaler's expense, cartage on the Island of Kauai shall be computed by each seller at the prevailing commercial rate between the port and the principal place of business of the seller."

2. Paragraph (n) (49) is amended to read as follows:

(49) "Quick-frozen fruits, vegetables and prepared grocery products" Quick-frozen fruits means all fruits, berries, fruit or berry juices, and mixtures which have been quick-frozen. Quick-frozen vegetables means all vegetables, vegetable juice, and mixtures which have been subjected to a quick-freezing process. Quick-frozen prepared grocery products means chicken a la king, seafood cocktails, prepared dinners, and other prepared packaged grocery items of meat, poultry, seafood or mixtures thereof which have been prepared, quickfrozen and are ready to heat and/or serve which are not covered specifically by any other section of Revised Maximum Price Regulation 373.

This amendment shall become effective as of April 30, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10328; Filed, June 17, 1946;
11:37 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS
[RMFR 373, Amdt. 23 (§ 1418.151)]

PRICING PROVISIONS 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. The title of Article IV is amended to read as follows:

Article IV—Pricing Provisions

2. Section 14 is revoked and a new section 14 is added to read as follows:

Sec. 14. Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price. In cases where the retailer purchases from a wholesaler and the wholesaler's invoice shows that his selling price is lower than his maximum wholesale price, the retailer may compute his maximum retail price in the following manner:

(a) Multiply the wholesale supplier's maximum wholesale price by the appropriate markup.

(b) Subtract the supplier's maximum wholesale price from the amount computed under paragraph (a) above.

(c) Add the amount computed under paragraph (b) above to the wholesale supplier's actual selling price. The resulting price will be the maximum retail price.

The provisions of this section 14 shall not apply to sales made by a retailer of commodities for which dollar-and-cent prices have been established by this regulation.

3. A new article V is added to be inserted immediately preceding section 15, to read as follows: "*Article V—Maximum prices.*"

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10329; Filed, June 17, 1946;
11:37 a. m.]

PART 1499—COMMODITIES AND SERVICES
[2d Rev. SR 14, Amdt. 30]

BROKERAGE

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.

Second Revised Supplementary Regulation No. 14 is amended in the following respects:

1. In section 1.2 (c) (1) the price in cents per pound for "Sheep pancreas glands (individually frozen)" is amended by inserting the figure "25" in place of "16"

2. Section 1.2 (e) is amended to read as follows:

(e) *Brokerage.* A payment by a buyer to a broker of not to exceed 5 percent in excess of the maximum prices herein established for pancreas glands and/or concentrated bile, and/or liquid bile for services rendered by the broker to the buyer in connection with sales of the said glands or bile, shall not be deemed an evasion, if the broker has no business affiliation with the seller and, if the total compensation received by the broker from both buyer and seller in connection with the sale does not exceed 5 percent of the applicable maximum price.

This amendment shall become effective June 22, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10319; Filed, June 17, 1946;
11:36 a. m.]

**TITLE 38—PENSIONS, BONUSES AND
VETERANS' RELIEF**

Chapter I—Veterans' Administration

**PART 36—REGULATIONS UNDER SERVICE-
MEN'S READJUSTMENT ACT OF 1944, AS
AMENDED**

**ARMY SPECIALIZED TRAINING PROGRAM; NAVY
COLLEGE TRAINING PROGRAM; CONSIDERA-
TIONS FOR DETERMINING EFFECT OF STATU-
TORY PROVISIONS**

Army Specialized Training Program; Navy College Training Program; considerations for determining effect of statutory provisions, " * * * exclusive of any period he was assigned for a course of education or training under the Army Specialized Training Program or the Navy College Training Program, which course was a continuation of his

civilian course and was pursued to completion, * * * Title II.

In considering the application of the statute regarding the exclusion of periods of assignment for courses of education or training under the Army Specialized Training Program or the Navy College Training Program, determinations will be made in the individual cases in accordance with the following principles: (Subparagraphs (1) (2), (3) and (4) of paragraph (c) § 36.216, are hereby revoked and superseded as follows:)

§ 36.216 *Deduction in computing active service.* * * *

(c) * * *

(1) "Continuation of his civilian course * * *" (i) Any course in the ASTP or the NCTP (V-12) which was a continuation of the civilian course of education of a trainee prior to his entrance into the active service will meet the statutory definition "continuation of his civilian course" if the course in the ASTP or NCTP (V-12) was not in fact a continuation of the civilian course of the trainee but presented deviations therefrom by reason of the requirements of the Service Department, the rule is not for application and exclusion of the period represented by such course is not in order. However, a deviation from the civilian course shall not be considered to have occurred unless the ultimate educational objective was changed; that is, deviation merely by reason of acceleration of a course, or by inclusion of certain elective subjects, or other minor curricular changes for whatever purpose, will not remove the course from the definition "continuation of his civilian course" so long as the general educational objective is not altered or changed.

(ii) *Continuation by virtue of voluntary application.* The definition "continuation of his civilian course" shall have been met when education or training under the ASTP or NCTP (V-12) was applied for upon volition by the service person. In the absence of a showing to the contrary, there is a prima-facie presumption that education or training under the ASTP and the NCTP (V-12) was upon application of the service person and the burden of proof for overcoming this presumption will be upon the applicant, if he contends that such education or training was not voluntarily applied for. However, even where such presumption is overcome by the applicant, his case will still be subject to consideration under subdivision (i) of this subparagraph, as to whether the course was a continuation of his civilian course. (Attention is invited to the general directive issued personally by General Marshall in the spring of 1943, necessitating army-wide screening of personnel in continental United States for transfer to the ASTP as an assigned military duty. This may be considered for evidential development when indicated in the individual case.)

(2) "And was pursued to completion"—(i) *Pursued to completion—(a) Completion of curriculum to which assigned.* A course in either of the service programs was pursued to completion

upon substantial fulfillment of the immediate educational objective, that is the completion of the terminal (or last) term of the curriculum of the civilian course. For example, a pre-medical course will have been pursued to completion upon completion of the final (5th) semester or term of the course approved during the war for admittance to a course in medicine. A course in medicine will have been completed upon the completion of the academic work required for an MD degree. A course in engineering will have been completed upon the completion of the final term of academic work ordinarily required for the granting of the first baccalaureate degree.

(b) *Election of option to continue course as civilian.* Where any course in the ASTP or NCTP (V-12) was terminated on election of the service person to be separated from the active service as a result of an offered option, to continue his course of education as a civilian, the case is within the definition "and was pursued to completion" (Administrator's Decision 595)

(ii) *Not pursued to completion.* A course in the ASTP or NCTP (V-12) will not be held to have been "pursued to completion" for the purposes of this act when in any case the course was terminated under the following conditions:

(a) *Curtailment of ASTP March and April, 1944.* Separated from the ASTP as the result of the curtailment of the program during the period March and April, 1944, prior to completion of curriculum assigned.

(b) *Termination of training for reasons other than specified in (a) and (b) under (2) (i) hereof.* All cases of termination of education or training under ATSP or NCTP (V-12) prior to completion of the scheduled curriculum established by the ASTP or the NCTP under any conditions other than those specified in subdivision (i) (a) and (b) of this subparagraph (even where such training was within the definition "continuation of his civilian course" as defined in subparagraph (1) of this paragraph) For example:

(i) This paragraph would apply to a considerable number of ASTP trainees separated from the Program in March and April, 1944, for assignment to regular enlisted service and would also apply to another large group separated from the program at the end of 1945, when the ASTP engineering curriculum was terminated, and trainees were assigned to military duties prior to completion of the scheduled curriculum, to another group separated from the service on termination of the Navy V-12 Program in June, 1946, and to other groups of veterans who, upon exercise of an offered option, elected assignment to regular active duty rather than release from the active service, upon discontinuance of courses in medicine, dentistry, etc.

(ii) Also, cases of termination of education or training in either Program by reason of scholastic failure, lack of officer qualifications, physical disqualification, or "special graduates."

(iii) Cases of certain advanced course ROTC students who were assigned to the

ASTP about August 1943, pending vacancies in Officer Candidate Schools.

(iv) NROTC students who were commissioned prior to the completion of the regular established schedules in March 1944.

(3) *Acquisition of service data.* (i) Determinative actions will not be taken upon incomplete service data. In all cases where additional service data are required they should be secured from the Service Department through a request prepared on the appropriate form of the 3101 series before a final determination is made. These requests will in every case be made in following exact form:

(a) Date of assignment to and release from college training program—including date of interim duty.

(b) Course pursued?

(c) Highest term completed?

(4) *Issuance of temporary certificate.* If the record establishes a period of active service of 90 days or more, exclusive of the time spent in the questioned course, a temporary certificate for one year should be issued. Upon the receipt of the complete evidence a finding of fact will be made as to whether the course was a continuation of the veteran's civilian course and was pursued to completion, after which a supplemental certification of the period of entitlement will be furnished the veteran.

(5) *General Observations (Army)—*

(i) *Medicine, dentistry and veterinary medicine.* ASTP Training in medicine, dentistry and veterinary medicine is given in accredited professional schools in accordance with the regular curricula of those schools, and consists of the number of terms or semesters required to complete such regular curricula. Whether or not the veteran is selected for assignment to a medical, dental or veterinary school, the successful completion of the terminal (or last) term of the course in pre-medicine, pre-dentistry or pre-veterinary medicine, shall constitute the completion of the course within the meaning of the law.

(ii) *ROTC.* Where a degree was granted by an institution, time expended by an ROTC trainee in the ASTP prior to the granting of such degree shall be excluded in the computation of time in the determination of entitlement to educational or training benefits.

(iii) ASTP curricula of a special military nature which are not to be considered as the continuation of a civilian course within the meaning of the law are as follows:

(a) Foreign Area and Language, offered under the Advanced Phase of ASTP

(b) United States Military Academy Preparatory Training Program; program of preparatory training for officers, warrant officers and enlisted men on active duty holding War Department letters of appointment as candidates for admission to the United States Military Academy.

(c) Army Specialized Training Reserve Program; program of training for qualified 17 year old members of the Enlisted Reserve Corps. This is inactive status, and not within the service provisions of the law.

(6) *General observations (Navy)—(1) Theological candidates.* Upon the suc-

cessful completion of the eight terms the candidate was assigned to a theological seminary of his denomination and remained there the number of terms necessary to obtain a B. D. degree in the shortest possible time.

(ii) *Medical and dental candidates.* Upon the successful completion of the five terms, the candidate may have been selected for medical or dental training, in which case he was assigned to an appropriate medical or dental school, where he remained the number of terms necessary to complete that school's requirements for a degree in the shortest possible time. Whether or not selected for assignment to a medical or dental school, the successful completion of the five terms of pre-medical or pre-dental training shall constitute the completion of the course within the meaning of the law.

(iii) *Basic courses.* All basic courses were the same with the exception of the first two terms basic for pre-medicine and pre-dentistry.

(iv) *Navy training courses not considered within the Navy College Training Program within the meaning of the law.*

(a) Pre-midshipman training.

(b) Reserve midshipman schools.

(c) Hospital corpsmen duty. Assignment to U. S. Naval Hospitals, laboratories, or similar institutions, for the performance of hospital apprentice or corpsmen duties, following the completion of pre-medical or pre-dental curricula and pending further assignment to an approved medical or dental school, does not come within the meaning of a "continuation of his civilian course" and therefore time so expended while assigned to such interim duty may be included for the purpose of computation of active service.

(d) In-service training. In-service training schools such as Yeoman Schools, Diesel Engine Schools, Machinist Mate Schools, etc., which were conducted on college and university campuses for the purpose of the utilization of instructional staffs and physical equipment of the institutions, were not part of the Navy College Training Program within the meaning of the law.

(7) *Review.* (i) Regional Offices will immediately institute a review of the files of all cases for the application of the principles set out herein. First in the order of review will be the cases wherein Certificates of Eligibility and Entitlement have been returned showing commencement of education and training, and they will be reviewed with all possible dispatch. When necessary by reason of the application of these principles, a new Certificate of Eligibility and Entitlement will be issued to show the extent of education or training to which the veteran is entitled and the veteran will be notified of the necessity to present the Certificate of Eligibility and Entitlement for proper endorsement by the institution and return to the Veterans' Administration. The necessary actions will be taken to establish proper entries in the records in accordance with established procedure.

(ii) Following the completion of the review of cases above referred to, and without any interference with the expe-

dition of current necessary actions, each case wherein a Certificate of Eligibility and Entitlement has been issued will be reviewed in the order in which such cases were processed and action will be taken in accordance with the foregoing to issue a new Certificate of Eligibility and Entitlement in each case when in order, recalling the certificate previously issued. (June 7, 1945)

(58 Stat. 284; 38 U.S.C. 693)

[SEAL] OLAR N. BRADLEY,
General, U. S. Army,
Administrator.

JUNE 7, 1946.

[F. R. Doc. 46-10283; Filed, June 14, 1946;
4:34 p. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications
Commission

[Order No. 75-E]

PART 12—RULES GOVERNING AMATEUR
RADIO: STATIONS AND OPERATORS

PART 13—RULES GOVERNING COMMERCIAL
RADIO OPERATORS

APPLICATION FOR LICENSE

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 5th day of June, 1946;

Whereas, By Order No. 75-D, dated January 23, 1946,¹ the Commission relaxed the requirements it had imposed at the beginning of the national emergency for proof of citizenship by applicants for or holders of commercial and amateur radio operator licenses but retained its requirement that fingerprints be submitted; and

Whereas, it now appears advisable to eliminate the requirement for submission of fingerprints;

It is hereby ordered, That Order No. 75-D be and it is hereby cancelled.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10239; Filed, June 14, 1946;
12:00 m.]

[Order No. 127-B]

PART 15—RULES AND REGULATIONS GOV-
ERNING ALL RADIO STATIONS IN THE WAR
EMERGENCY RADIO SERVICE

STATE GUARD STATIONS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of June 1946;

Whereas, by Order No. 127² the Commission ordered that all War Emergency radio service station licenses, including State Guard stations, and all war emergency radio operator permits, and the rules and regulations governing the operation of stations and operators in this

¹ 11 F.R. 1218.
² 10 F.R. 11157.

service, be cancelled effective November 15, 1945; and

Whereas, by Order No. 127-A³ the Commission amended Order No. 127 to permit State Guard stations to operate on the frequencies 3655 and 3825 kilocycles until July 1, 1946, and to permit the rules and regulations governing the war emergency radio service, to the extent that they relate to State Guard stations, to remain in effect until July 1, 1946; and

Whereas, the War Department has requested the Commission to permit the continued operation of State Guard stations in the war emergency radio service for the proper training and functioning of State Guard organizations for a further temporary period pending reactivation of the National Guard; and

Whereas, the frequencies 3655 and 3825 kilocycles now authorized for use by State Guard stations have been assigned for use by amateur stations, and in lieu of these two frequencies the frequency 5500 kilocycles is available for assignment to State Guard stations; and

Whereas, it appears advisable to amend Order No. 127, as amended by Order No. 127-A, to provide for the continued operation of State Guard stations in the war emergency radio service for a further temporary period:

It is ordered, That: 1. State Guard station licenses, now in effect or granted subsequent to the date of this order, shall remain in effect until July 1, 1947 (3 a. m., Eastern Standard Time).

2. The rules and regulations governing the war emergency radio service (Part 15) to the extent that they relate to State Guard stations and to operators for State Guard stations, shall remain in effect until July 1, 1947 (3 a. m. eastern standard time) *Provided, however* That such stations may be operated only on the frequency 5500 kilocycles. The use of this frequency will be on a shared basis with stations operated by the War Department.

3. The provisions of Order No. 127 to the extent that they are inconsistent with the provisions of this order are hereby revoked.

4. This order shall become effective on July 1, 1946 (3 a. m. Eastern Standard Time).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10240; Filed, June 14, 1946;
12:00 m.]

TITLE 49—TRANSPORTATION AND
RAILROADS

Chapter I—Interstate Commerce
Commission

PART 95—CAR SERVICE

[S. O. 531]

GRANT PRIORITY FROM COUNTRY ELEVATORS
TO TERMINAL ELEVATORS

At a session of the Interstate Commerce Commission, Division 3, held at

³ 10 F.R. 14629.

its office in Washington, D. C., on the 14th day of June, A. D. 1946.

It appearing, that the President of the United States has instructed the appropriate agencies of the Government to put into effect a number of emergency measures designed to help meet critically urgent needs for food in foreign countries to the greatest possible extent in the shortest possible time and has directed that "specific preference will be given to the rail movement of wheat, corn, meat and other essential foods, in order promptly to export maximum quantities to the destinations where most needed," the Secretary of the Department of Agriculture has made representations regarding the program of the President to the Office of Defense Transportation most important of which is the depletion of grain stocks in terminal elevators; the Secretary has urged that such measures be taken as are necessary to maintain the terminal elevator stocks by according priority in the placement of cars for the loading of grains from country elevators destined to terminal elevators; the Office of Defense Transportation has likewise made similar representations to this Commission regarding the need for priority to this particular traffic; the Commission is of opinion that an emergency which requires immediate action exists in the western section of the country. It is ordered, that:

(a) *Definitions.* (1) The term "common carrier" as used herein means a common carrier by railroad subject to the Interstate Commerce Act;

(2) The term "terminal market" as used herein means a terminal or sub-terminal market or a sampling point named in Appendix A,

(3) The term "car order" as used herein means any order filed by a shipper or consignee with the carrier for a car or cars to be placed for loading;

(4) The term "grain" as used herein means wheat, corn, oats, rye, barley, flaxseed, soya beans, rice, sorghums, and grain screenings.

(b) *Transportation priority to be given certain traffic.* (1) Except as provided in paragraph (b) (2) herein each common carrier listed below shall give priority over all other car orders to filling orders for empty cars for grain loading to the extent of the daily loading ability of the shipper or consignor at a country elevator: *Provided*, The shipper or consignor thereof certifies on the car order that such car is to be loaded with grain for a terminal market, and such notation shall be shown on the bill of lading and waybill.

Chicago & Eastern Illinois Railroad Co.
Chicago & North Western Railway Co.
Chicago, Burlington & Quincy Railroad Co.
Chicago, Milwaukee, St. Paul & Pacific Railroad Co.

Chicago, Saint Paul, Minneapolis & Omaha Railway Co.

Great Northern Railway Co.

Illinois Central Railroad Co.

The Minneapolis & St. Louis Railway Co.

Minneapolis, St. Paul & Sault Ste. Marie Railroad Co.

Northern Pacific Railway Co.

(2) In the event a carrier has an order for a car accorded priority under this

service order and an order for a car under Service Order No. 454 orders accorded preference under Service Order No. 454 shall be preferred over orders accorded priority under this order.

(c) *Diversion or reconsignment restricted.* Except as provided in paragraph (d) (2) (ii) no common carrier shall execute, or allow or permit to be executed, any order of reconsignment or diversion or permit rebilling or reshipping of grain shipped pursuant to this order.

(d) *Appointment of agent.*—(1) *Designation.* Fred S. Keiser, Room 1966, 209 South Wells Street, Phone Andover 3600, Extension 593, Chicago, Illinois, is hereby designated and appointed as an agent of the Interstate Commerce Commission and is authorized to administer and execute the duties outlined in paragraph (d) (2) herein.

(2) *Outline of duties.* As agent, acting on instructions of the Director, Bureau of Service, Interstate Commerce Commission, he is authorized and vested with authority (i) to regulate the quantity, kind and origin of grains accorded priority under this order upon a minimum of forty-eight (48) hours' formal notice to the common carrier; (ii) to issue permit authorizing departures from paragraph (c) herein; (iii) to organize advisory committee which shall advise and confer with him in the administration of the order.

(e) *Application.* The provisions of this order shall apply to intrastate and foreign commerce as well as interstate commerce.

(f) *Rules, regulations and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(g) *Service order suspended in part.* Second Revised Service Order No. 244 (10 F.R. 2252) as amended (10 F.R. 3094; 11 F.R. 1300, 2190) is suspended only insofar as it may conflict with this order.

(h) *Effective date.* This order shall become effective at 12:01 a. m., June 15, 1946.

(i) *Expiration date.* This order shall expire at 11:59 p. m., June 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, sec. 4, 10, 54 Stat. 901, 912; 49 U. S. C. 1 (10)-(17) 15 (4))

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

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

APPENDIX A

Kentucky—Louisville.
Missouri—St. Louis, Kansas City, St. Joseph.
Iowa—Council Bluffs, Cedar Rapids, Des Moines, Sioux City.
Nebraska—Omaha, South Omaha, Fremont, Lincoln, Nebraska City.
Kansas—Kansas City.
Montana—Sampling points: Great Falls, Shelby, Lewistown, Harlowton, Billings.
Wisconsin—Superior, East End, Itasca, Milwaukee.
North Dakota—Grand Forks.
Minnesota—Minneapolis, St. Paul, Duluth and sampling points: Soo Line, Glenwood, Thief River Falls; Northern Pacific, Staples; Great Northern, Willmar, St. Cloud; Chicago, Milwaukee, St. Paul & Pacific, Montevideo.
Illinois—Chicago, Peoria, Decatur, East St. Louis, Cairo.
Indiana—Indianapolis.
Ohio—Toledo, Cincinnati.
New York—Buffalo.

[F. R. Doc. 46-10354; Filed, June 17, 1946; 11:59 a. m.]

Notices

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 51472]

TAXABLE STATUS OF COAL, COKE, AND BRIQUETS IMPORTED FROM CERTAIN COUNTRIES

JUNE 12, 1946.

Coal, coke made from coal, and coal or coke briquets imported from the following countries and entered for consumption or withdrawn from warehouse for consumption during the period from January 1 to December 31, 1946, inclusive, will not be subject to the tax of 10 cents per 100 pounds prescribed in the Internal Revenue Code, section 3423:

Australia Canada Chile

Coal, coke made from coal, and coal or coke briquets produced in the following countries, imported into the United States directly or indirectly therefrom and entered for consumption or withdrawn from warehouse for consumption during the calendar year 1946 will be exempt from the tax by virtue of the Internal Revenue Code, section 3420:

| | |
|----------|-------------------------------------|
| Colombia | Spain |
| Mexico | United Kingdom |
| Peru | Union of Soviet Socialist Republics |

Such fuels will be subject to the tax when imported from the following countries and entered or withdrawn for consumption during the calendar year 1946:

New Zealand Union of South Africa

The above list does not include countries from which there have been no importations of coal or allied fuels since January 1, 1944. Further information concerning the taxable status of such fuels imported during the calendar year 1946 will be furnished upon application therefor to the Bureau.

[SEAL]

W. R. JOHNSON,
Commissioner of Customs.

[F. R. Doc. 46-10259; Filed, June 14, 1946; 4:24 p. m.]

WAR DEPARTMENT.

[G. O. 50]

FORT BRAGG, NORTH CAROLINA

LIMITATION OF PROSTITUTION NEAR ARMY ESTABLISHMENT

Pursuant to the act of Congress approved July 11, 1941 (Public Law 163—77th Cong., sec. I, WD Bul. 23, 1941) as amended by the act of Congress approved May 15, 1946 (Public Law 381—79th Cong., sec. I, WD Bul. 13, 1946) the Secretary of War has determined that it is needful to the efficiency, health, and welfare of the Army to restrain and prevent commission of the offenses defined by said act, in an area within a reasonable distance of Fort Bragg, North Carolina, and hereby designates and describes said area as follows:

1. That area which lies within the following counties of the State of North Carolina—Bladen, Cumberland, Harnett, Hoke, Johnston, Lee, Moore, Richmond, Robeson, Sampson, Scotland, and Wake.

2. Section IV, WD General Orders 51, 1945, as published 10 F.R. 9480, July 31, 1945 is rescinded.

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

[F. R. Doc. 46-10258; Filed, June 14, 1946;
2:47 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

BUTTREY BROADCAST, INC. (KFBB) ¹

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on March 6, 1946, there was filed with it an application (B5-TC-481) for its consent under section 310 (b) of the Communications Act (47 USCA 310) to the proposed transfer of control of Buttrey Broadcast, Inc. (licensee of standard broadcast station KFBB, Great Falls, Montana) from F. A. Buttrey and seven other stockholders to Fred Birch, 314 Ford Building, Great Falls, Montana. The proposed transfer of control of the above licensee is based upon contracts, as follows: A contract entered into October 5, 1945, between F. A. Buttrey as seller and Fred Birch as purchaser, pursuant to which said seller agreed to sell all his 1469 shares of stock in the licensee of KFBB for \$107 a share, or for \$157,183. Separate contracts were entered into in October 1945 between the remaining seven stockholders and Birch under which they also agreed to sell their respective holdings (1331 shares in the aggregate) for \$107 a share, or for a total of \$142,417. There are in all 2800 shares outstanding all of which are proposed to be sold. The contracts provide that they shall terminate October 5, 1946, if the Commission fails to approve the sale by that time, in which event the down-payments will be returned. Further details as to the arrangements between the par-

¹ Section 1.364, Part I, Rules of Practice and Procedure.

ties and pertaining to the application may be determined from an examination of the application and associated papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Subsequently, on December 13, 1945, the Commission adopted tentatively a proposed rule of procedure to govern the handling of assignment and transfer applications including the character of notice required of applicants in such cases. Pursuant thereto the Commission was advised on May 29, 1946 that beginning on said date notice would be inserted in a newspaper of general circulation published at Great Falls, Montana, concerning the proposed transfer of the controlling interest in the licensee.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release and the proposed rule, no action will be had on the application for a period of 60 days from May 29, 1946.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

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

[F. R. Doc. 46-10254; Filed, June 14, 1946;
12:00 m.]

[Docket Nos. 2639, 6232, 6438]

POSTAL TELEGRAPH-CABLE CO. AND WESTERN UNION TELEGRAPH CO.

ORDER MAKING THESE PROCEEDINGS A PART OF GENERAL INVESTIGATION INsofar AS THEY RELATE TO "X" AND "RX" SERVICES

In the matter of Telegraph Division Order No. 12, "X" and "RX" Messages, T-9 (B) Docket No. 2639; Commercial news bulletin and quotation service tariffs of Postal Telegraph-Cable Company (New York) and The Western Union Telegraph Company, Docket No. 6232; The Western Union Telegraph Company, For New York Stock Exchange quotation bond and stock ticker services, Docket No. 6438.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 29th day of May 1946;

The Commission, having under consideration the records in Dockets Nos. 6232 and 6438, and also the record in Docket No. 2639, insofar as it relates to "X" and "RX" services; and

It appearing that there is pending before the Commission a proceeding involving a general investigation into the rates, charges, practices, classifications, and regulations of The Western Union Telegraph Company for and in connection with communication service subject to the Communications Act of 1934, as amended, Docket No. 7445, "In the Matter of The Western Union Telegraph Company petition for rate increase"

It is ordered, That the proceedings in Dockets Nos. 6232 and 6438, and, insofar as they relate to the matter of "X" and "RX" services, the proceedings in Docket No. 2639, be, and they are hereby terminated.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10242; Filed, June 14, 1946;
12:00 m.]

[Docket No. 6952]

NORTHSIDE BROADCASTING CORP. (WGRC)

ORDER AMENDING ISSUES

In re application of Northside Broadcasting Corporation (WGRC) Louisville, Ky. for construction permit, Docket No. 6052; File No. B4-P-2782.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the petition filed October 19, 1945, of Northside Broadcasting Corporation (WGRC) requesting that its application for a construction permit to change facilities from 1,400 kc, 250 watts, unlimited time, to 790 kc, 5 kw day, 1 kw night, with a change in transmitter location, the installation of a new transmitter, and a directional antenna, designated for hearing in a consolidated proceeding with the application of Kingsport Broadcasting Company, Inc. (WKPT) (File No. B3-P-3308; Docket No. 6249), be removed from the hearing docket and granted without hearing;

It is ordered, That the petition be, and it is hereby denied, and;

It is further ordered, That the issues heretofore released for the hearing of the application of the Northside Broadcasting Corporation be, and they are hereby amended to read as follows:

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

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station WGRC as proposed and the character of other broadcast service available to these areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the re-

quirements of the populations and areas proposed to be served.

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

5. To determine whether the operation of station WGRC as proposed would involve objectionable interference with stations CKSO, Sudbury, Ontario, CMCH, Havana, Cuba, or any other existing foreign broadcast station within the meaning of the North American Regional Broadcast Agreement.

6. To determine whether the installation and operation of station WGRC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

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

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

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10243; Filed, June 14, 1946;
11:58 a. m.]

[Docket No. 6249]

KINGSPORT BROADCASTING Co., Inc.
(WKPT)

ORDER AMENDING ISSUES

In re application of Kingsport Broadcasting Company, Inc. (WKPT), Kingsport, Tenn., for construction permit; Docket No. 6249; File No. B3-P-3308.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the petition filed October 22, 1945, of Kingsport Broadcasting Company, Inc., requesting that its application for a construction permit to change facilities from 1400 kc, 250 watts, unlimited time, to 790 kc, 1 kw, with a change in transmitter location and a directional antenna for night use, designated for hearing in a consolidated proceeding with the application of Northside Broadcasting Corporation (WGRC) (File No. B4-P-2782; Docket No. 6052) be removed from the hearing docket, and granted without hearing;

It is ordered, That the petition be, and it is hereby, denied, and

It is further ordered, That the issues heretofore released for the hearing of the application of the Kingsport Broadcasting Company, Inc., be, and they are hereby amended to read as follows:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors

and stockholders to construct and operate Station WKPT as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WKPT as proposed and the character of other broadcast service available to those areas and populations.

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

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

5. To determine whether the operation of Station WKPT as proposed would involve objectionable interference with Stations CKSO, Sudbury, Ontario, CMCH, Havana, Cuba, or any other existing foreign broadcast station within the meaning of the North American Regional Broadcasting Agreement.

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

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

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

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10244; Filed, June 14, 1946;
11:58 a. m.]

[Docket No. 6768]

FM BROADCASTING OTHER THAN NON-COMMERCIAL EDUCATIONAL BROADCAST SERVICE

ORDER SETTING DATE FOR ORAL ARGUMENT ON STATED ISSUE

In the matter of promulgation of rules and regulations and Standards of Good Engineering Practice for FM broadcasting other than non-commercial educational broadcast service; Docket No. 6768.

At a session of the Federal Communications Commission held in its offices at Washington, D. C., on the 6th day of June 1946;

Whereas, on August 24, 1945, the Commission adopted a report announcing its decision with respect to certain suggested rules and regulations relating to FM broadcasting, and in connection with the issue of reservation of channels, stated therein as follows: "The Commission does not propose to reserve any FM channels from assignment at the present time"; and

Whereas, on December 19, 1945, the Commission issued an allocation plan indicating the tentative number of metropolitan FM channels which might be available for assignment in the various areas throughout the United States; and

Whereas, based upon its experience since such dates, the Commission is of the opinion that the purpose of section 307 (b) of the Communications Act of 1934, as amended, may be better effectuated and the public interest may be better served by a reservation of metropolitan FM channels under certain conditions;

Now, therefore, *It is ordered*, That oral argument be held before the Commission en banc on the 12th day of July 1946, upon the following issue:

1. To determine whether the public interest would be served by the reservation for the period of one year of every fifth channel tentatively indicated as available for the various areas in the Commission's news release of December 19, 1945.

It is further ordered, That any person or party desiring to participate in said oral argument file notice of intention to do so on or before the 9th day of July 1946.

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

[F. R. Doc. 46-10238; Filed, June 14, 1946;
11:58 a. m.]

[Docket No. 6525]

PHOTO SERVICES BY WIRE OR BY RADIO

ORDER MAKING THESE PROCEEDINGS A PART OF GENERAL INVESTIGATION IN DOCKET 6569

In the matter of charges for photo service by wire or by radio; Docket No. 6525.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission, having under consideration the record of the proceedings herein; and,

It appearing, that photo service is now principally international and the matter of charges for photo service can now be adequately dealt with in the proceeding of general investigation in Docket No. 6569, in the matter of telegraph communication services between the United States and Foreign Points;

It is ordered, That the proceedings in Docket No. 6525 be, and they are hereby, terminated.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10237; Filed, June 14, 1946;
11:58 a. m.]

[Docket No. 6755]

HEARST RADIO, INC., AND CROSLEY CORP.

ORDER REOPENING RECORD AND SCHEDULING FURTHER HEARING AND ORAL ARGUMENT

In the matter of Hearst Radio, Inc., Assignor, New York, N. Y., and The Cros-

ley Corporation, Assignee, Cincinnati, Ohio; application for voluntary assignment of license and construction permit; P-237; Docket No. 6755; File No. B1-APL-19.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 6th day of June 1946;

The Commission having under consideration the joint petition filed June 3, 1946 by Hearst Radio, Inc., New York, N. Y., assignor, and The Crosley Corporation, Cincinnati, Ohio, assignee in the above-entitled matter, to reopen the record heretofore made on said application and to schedule the said application for further hearing;

It is ordered, That the said joint petition of Hearst Radio, Inc., and The Crosley Corporation be, and it is hereby granted; the record heretofore made on the above-entitled application be, and it is hereby reopened, and further hearing and oral argument thereon be, and it is hereby, scheduled, for 10 o'clock a. m. Wednesday, June 19, 1946, before the Commission en banc.

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

[F. R. Doc. 46-10245; Filed, June 14, 1946;
11:58 a. m.]

[Docket No. 6864]

HAZLEWOOD, Inc. (WLOF)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Hazlewood, Inc. (WLOF) Orlando, Fla., for construction permit; Docket No. 6864; File No. B3-P-3973.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 25th day of April 1946;

The Commission having under consideration the application of Hazlewood, Inc. (WLOF) as amended to January 25, 1946 (File No. B3-P-3973; Docket No. 6864) for a construction permit to change its operating facilities at Orlando, Florida, from 1230 kc, 250 watts, unlimited time to 950 kc, with power of 5 kilowatts, using a directional antenna, unlimited time; and the application of E. T. Wright for a construction permit to erect a new station at Orlando using the present facilities of WLOF 1230 kc, 250 watts, unlimited (File No. B3-P-4268; Docket No. 7111)

It is ordered, That said application of Hazlewood, Inc. (Docket No. 6864) be, and it is hereby designated for hearing in a consolidated proceeding with the application of E. T. Wright (Docket No. 7111) on the following issues:

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

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WLOF and the

character of other broadcast services available to those areas and populations.

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

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

5. To determine, considering the mileage separation between Orlando, Florida and Valdosta, Georgia and the various modes of skywave transmission, the extent of mutual interference that would be involved in the simultaneous operation of the proposed station and either of the stations for Valdosta, Georgia proposed in the applications of Valdosta Broadcasting Company (Docket No. 6863) and E. D. Rivers (Docket No. 7112)

6. To determine whether the operation of WLOF as proposed would involve objectionable interference with any other pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

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

8. To determine whether, in view of the nighttime limitation that would be imposed by other stations operating on 950 kc, the nighttime interference-free service of WLOF as proposed would be in accordance with the allocation plan of the Commission's Standards of Good Engineering Practice.

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

It is further ordered, That Valdosta Broadcasting Company (Docket No. 6863) and E. D. Rivers (Docket No. 7112) be, and they are hereby, made parties to these within consolidated proceedings.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10246; Filed, June 14, 1946;
11:58 a. m.]

[Docket No. 7111]

E. T. WRIGHT

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of E. T. Wright, Orlando, Fla., for construction permit; Docket No. 7111, File No. B3-P-4268.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 25th day of April 1946;

The Commission having under consideration the application of Hazlewood, Inc.

(WLOF) as amended to January 25, 1946 (File No. B3-P-3973; Docket No. 6864) for a construction permit to change its operating facilities at Orlando, Florida, from 1230 kc, 250 watts, unlimited time, to 950 kc, with power of 5 kilowatts, using a directional antenna, unlimited time and the application of E. T. Wright for a construction permit to erect a new station at Orlando using the present facilities of WLOF, 1230 kc, 250 watts, unlimited (File No. B3-P-4268; Docket No. 7111)

It is ordered, That said application of E. T. Wright (Docket No. 7111) be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Hazlewood, Inc. (Docket No. 6864), on the following issues:

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

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

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

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

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

It is further ordered, That Valdosta Broadcasting Company (Docket No. 6863) and E. D. Rivers (Docket No. 7112) be, and they are hereby, made parties to these within consolidated proceedings.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10247; Filed, June 14, 1946;
11:53 a. m.]

[Docket Nos. 7383, 6319, 5856]

METHODS OF DELIVERY OF TELEGRAMS

ORDER ENLARGING SCOPE OF INVESTIGATION

In the matter of methods of delivery of telegrams, Docket No. 7383; Filing of tariff schedules for private printer service by telegraph carriers, Docket No. 6319; The investigation of the "pick-up" and "delivery" services of the telegraph carriers, and the schedules, rules, regulations, facilities and practices in connection therewith, Docket No. 5856.

At a session of the Federal Communications Commission held at its offices in

Washington, D. C. on the 29th day of May 1946;

The Commission, having under consideration the record herein; and having also under consideration the records in Docket No. 5856, the investigation of the pick-up and delivery services of the telegraph carriers, and the schedules, rules, regulations, facilities and practices in connection therewith, and Docket No. 6319, filing of tariff schedules for private printer service by telegraph carriers; and

It appearing, that questions may exist as to the lawfulness under the Communications Act of 1934, as amended, of charges, classifications, regulations, and practices of the telegraph carriers subject to that Act, with respect to the "pick-up" and "delivery" of telegrams;

It is ordered, That the proceeding in Docket No. 7388 be, and it is hereby broadened in scope to include a general investigation into the matter of charges, classifications, regulations, and practices of all the telegraph carriers subject to the Communications Act of 1934, as amended, for and in connection with the pick-up and delivery of telegraph communications;

It is further ordered, That the proceedings in Dockets Nos. 5856 and 6319 be, and they are hereby terminated.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10241; Filed, June 14, 1946;
12:00 m.]

[Docket No. 7600]

SAN DIEGO BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of San Diego Broadcasting Co., San Diego, Calif., for construction permit; File No. B5-P-3744; Docket No. 7600.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above-entitled application for construction permit (File No. B5-P-3744, Docket No. 7600) of San Diego Broadcasting Company for a new standard broadcast station at San Diego, California, to operate on 1510 kc, with 5 kw power, unlimited time, using directional antenna, day and night.

It is ordered, That said application be, and is hereby, designated for hearing on the following issues:

1. To determine the legal, technical, financial and other qualifications of applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.
2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered and whether it would meet the

requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and especially the service proposed in the application of Louis Wasmer (KGA) Spokane, Washington (File No. B5-P-4647) for an increase in power on 1510 kc to 50 kw with directional antenna used at night.

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

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

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10248; Filed, June 14, 1946;
11:59 a. m.]

[Docket Nos. 7602, 7603]

PILGRIM BROADCASTING CORP. AND NASHUA
BROADCASTING CORP.

ORDER DESIGNATING APPLICATIONS FOR
CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Pilgrim Broadcasting Corporation, Manchester, N. H., File No. B1-P-4658, Docket No. 7602; Nashua Broadcasting Corporation, Nashua, N. H., File No. B1-P-4746, Docket No. 7603; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 24th day of May 1946;

The Commission having under consideration the applications for construction permits of Pilgrim Broadcasting Corporation (File No. B1-P-4658; Docket No. 7602) for a new standard broadcast station to operate on the frequency 900 kc, with 1 kw power, daytime only, at Manchester, New Hampshire, and of Nashua Broadcasting Corporation (File No. B1-P-4746; Docket No. 7603) for a new standard broadcast station to operate on the frequency 900 kc, with 1 kw power, daytime only;

It is ordered, That the applications of Pilgrim Broadcasting Corporation and Nashua Broadcasting Corporation, be, and they are hereby, designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.
2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered by each of the applicants and whether it would meet the requirements

of the areas and populations proposed to be served.

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

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

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

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10249; Filed, June 14, 1946;
11:59 a. m.]

[Docket No. 7605]

CITY OF JACKSONVILLE (WJAX)

ORDER DESIGNATING APPLICATION FOR
CONSOLIDATED HEARING ON STATED ISSUES

In re application of City of Jacksonville (WJAX) Jacksonville, Fla., for construction permit; Docket No. 7605; File No. B3-P-4271.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 24th day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit to increase power from 1 KW, 5 KW-LS, unlimited time, to 5 KW with a directional antenna at night, unlimited time, on the frequency 930 kc, at Jacksonville, Florida, and the Commission also having under consideration the application of Florence Broadcasting Company Inc. (WOLS) (File No. B3-P-4538, Docket No. 7606) for a construction permit, to change facilities from 1230 kc, 250 W, unlimited time, to 930 kc, 1 KW, with a directional antenna at night, install new transmitter, and move transmitter, at Florence, South Carolina;

It is ordered, That the applications of City of Jacksonville (WJAX) and Florence Broadcasting Company, Inc. (WOLS) be, and they are hereby, designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate Station WJAX as proposed.
2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WJAX as proposed, and the character of other broadcast service available to those areas and populations.
3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

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

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

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

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

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10250; Filed, June 14, 1946;
11:59 a. m.]

[Docket No. 7605]

FLORENCE BROADCASTING CO., INC. (WOLS)
ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Florence Broadcasting Company, Inc. (WOLS) Florence, S. C., for construction permit; Docket No. 7605; File No. B3-P-4538.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the application of Florence Broadcasting Company, Inc. (WOLS), (File No. B3-P-4538, Docket No. 7606 for a construction permit to change facilities from 1230 kc, 250 W, unlimited time, to 930 kc, 1 KW with directional antenna at night, installing a new transmitter and moving transmitter, at Florence, South Carolina; and

The Commission also having under consideration the application of City of Jacksonville (WJAX) (File No. B3-P-4271) for construction permit to change facilities from 930 kc, 1 KW 5 KW-LS, unlimited time, to 930 kc, 5 KW, with directional antenna at night, unlimited time, at Jacksonville, Florida;

It is ordered, That the applications of Florence Broadcasting Company, Inc. (WOLS) and City of Jacksonville (WJAX) be, and they are hereby designated for hearing in a consolidated proceeding on the following issues:

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

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

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

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

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

6. To determine whether the operation of Station WOLS as proposed would involve objectionable interference with CMKN, Santiago de Cuba, Cuba, or any other existing foreign broadcast station within the meaning of the North American regional broadcasting agreement.

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

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

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10251; Filed, June 14, 1946;
11:59 a. m.]

[Docket No. 7607]

NEWS PUBLISHING CORP.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of News Publishing Corporation, Charlotte, N. C., for construction permit; Docket No. 7607; file No. B3-P-3952.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to operate on 1400 kc, with 250 watts power, unlimited time, at Charlotte, N. C.

It is ordered, That the said application of News Publishing Corporation be, and it is hereby, designated for hearing upon the following issues:

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

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

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

requirements of the populations and areas proposed to be served.

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

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

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10252; Filed, June 14, 1946;
11:59 a. m.]

[Docket No. 7611]

ANNOUNCEMENT OF MECHANICAL RECORDS
ORDER PROVIDING OPPORTUNITY FOR ORAL ARGUMENT

In the matter of amendment to § 3.407 of the Commission's rules and regulations governing the announcement of mechanical records; Docket No. 7611.

At a meeting of the Federal Communications Commission held in its offices in Washington, D. C., on the 29th day of May 1946;

Whereas the Commission is of the opinion that public interest, convenience and necessity may be served by amending § 3.407 of the rules and regulations to read as follows:

§ 3.407 *Mechanical records.* (a) No recorded program consisting of a speech, news events, news commentator, forum, panel discussion, special event, or any other recorded program in which the element of time is of special significance and a presentation of which would create, whether intentionally or otherwise, the impression or belief on the part of the radio audience that the event or program being broadcast is in fact occurring simultaneously with the broadcast, shall be broadcast without an appropriate announcement being made at the beginning and conclusion of the broadcast that it is a recorded program: *Provided, however,* Any recorded program of one minute duration or less need only be announced at the beginning. The identifying announcement shall accurately describe the type of mechanical record used.

(b) Any other program consisting of a mechanical record or series of mechanical records need not be announced as provided in subsection (a) but the licensee shall not attempt affirmatively to create the impression that the program being so broadcast consists of live talent.

And, whereas the Commission is of the opinion that it will best conduce to the proper dispatch of business and to the ends of justice that all interested persons be given an opportunity to file statements or briefs and to appear before the Commission and argue orally why the

above proposal should not be adopted, or why it should not be adopted in the form proposed by this order;

Now, therefore, *It is hereby ordered*, That, upon the written request of any interested person, oral argument be held before the Commission en banc on a date to be specified in the future, as to why the proposed rule should not be adopted or why it should not be adopted in the form proposed by this order. Such requests for oral argument shall be filed by all persons desiring to appear on or before June 24, 1946, and each such request shall be accompanied by a brief.

By the Commission,

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10236; Filed, June 14, 1946;
11:59 a. m.]

[Public Notice 93896]

RESERVATION OF FM CHANNELS¹

NOTICE OF HEARING

JUNE 6, 1946.

The Commission today adopted an order² proposing to withhold for the period of one year the assignment of every fifth channel tentatively indicated as available for allocation to a given area, in the Commission's news release of December 19, 1945. Oral argument will be held on this proposed policy on the 12th day of July, 1946, and persons desiring to participate therein are required to file their appearances on or before the 9th day of July 1946.

Under the proposed policy, no reservation of channels would be made if a maximum of four channels was indicated for a particular area in the December 19, 1945, release. However, if at least five but no more than nine channels were indicated for an area, one channel would be withheld for the period of one year from the date of the adoption of this policy. Two channels would be withheld if 10-14 channels were listed; three, if 15-19 channels were listed; and four, if 20 were listed.

The object of this policy is to permit an equitable distribution of FM frequencies, pursuant to section 307 (b) of the Communications Act. If a policy of reserving every fifth channel were adopted, each area could have a maximum of four stations assigned to it at this time if four channels were indicated for it in the release of December 19, 1945; however, provision is made for the future consideration of an applicant for an FM station in an outlying city which has not applied at this time, if at least five channels are indicated for the area. The policy thus permits the establishment of FM service in every area and yet prevents an unequal distribution of FM channels among the various communities.

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

[F. R. Doc. 46-10235; Filed, June 14, 1946;
12:00 m.]

¹Part 3—Rules governing standard and high-frequency broadcast stations.

²See order of June 6, 1946, in Docket No. 6768.

[Docket No. 7608]

CHRONICLE PUBLISHING Co.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Chronicle Publishing Company, San Francisco, Calif., for television construction permit; File No. B5-PCT-170; Docket No. 7608.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the petition of The Chronicle Publishing Company requesting that its application (File No. B5-PCT-170) for a television station in San Francisco, California, be heard with the other applications for television stations in the same area, which were designated for consolidated hearing on February 1, 1946, and said hearings now scheduled to begin on July 15, 1946;

It is ordered, That the above application of The Chronicle Publishing Company, be, and it is hereby, designated for consolidated hearing with the following applications for construction permits for television stations in San Francisco, California: American Broadcasting Co., Inc. (File No. B5-PCT-158) The Associated Broadcasters, Inc. (B5-PCT-46) Don Lee Broadcasting System (B5-PCT-22) Hughes Productions, Division of Hughes Tool Co. (B5-PCT-18) Television Productions, Inc. (B5-PCT-151) and Dorothy S. Thackrey (B5-PCT-164), upon the following issues:

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

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

3. To determine the areas and populations which may be expected to receive service from the proposed station.

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

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

[F. R. Doc. 46-10253; Filed, June 14, 1946;
11:59 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-728]

WEST TEXAS GAS Co.

ORDER FIXING DATE OF HEARING

JUNE 14, 1946.

Upon consideration of the application filed on May 8, 1946, by West Texas Gas Company for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale, comprised of installa-

tions of (1) a 135-horsepower boiler and a new stack and dismantling of two existing stacks at its Gasoline Plant in Potter County, Texas, (2) new pumping equipment in two water wells, one at its Gasoline Plant and one at its Compressor Station in Potter County, Texas, (3) a 400-B. H. P. compressor unit at its McSpadden Compressor Station in Randall County, Texas, (4) an 8½-inch reservoir drip on its McSpadden-Farwell branch line on the discharge side of its McSpadden Compressor Station, (5) an 8-inch series 30 orifice fitting near the off-take on its McSpadden-Farwell branch line, (6) a 15-inch reservoir drip in its McSpadden-Happy Section in Randall County, Texas, and two 10-inch reservoir drips in its Plainview-Hale Center Section in Hale County, Texas, (7) a 6-inch series 30 orifice fitting near the off-take on its Lubbock-Farwell branch line in Lubbock County, Texas, (8) improvement of the jacket water system at its Compressor Station in Potter County, Texas, and (9) drilling and equipping of a water well at its Plainview Compressor Station in Hale County, Texas;

The Commission orders that:

(A) A public hearing be held commencing on the 20th day of June, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, NW., Washington, D. C., concerning the matters involved and the issues presented in the above-entitled proceedings: *Provided, however* That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(B) Interested State commissions may participate as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-10317; Filed, June 17, 1946;
11:40 a. m.]

[Docket No. G-732]

MONTANA-DAKOTA UTILITIES Co.

ORDER FIXING DATE OF HEARING

JUNE 13, 1946.

Upon consideration of the application filed on May 27, 1946, by Montana-Dakota Utilities Co. ("Applicant") for a certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following-described facilities in Valley County, Montana:

A 10¼-inch pipeline, 28.5 miles in length, extending from a point in the southeast quarter of Section 31, Township 30 North, Range 38 East, to a point in the southeast quarter of Section 28, Township 27 North,

Range 41 East, all in Valley County, Montana;

The Commission orders that:

(A) A public hearing be held commencing on July 1, 1946, at 10:00 a. m. in Room No. 303, U. S. Post Office Building, Minneapolis, Minnesota, respecting the matters involved and the issues presented in this proceeding.

(B) Interested State commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-10318; Filed, June 17, 1946; 11:40 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

MONONGAHELA CONNECTING RAILROAD CO. POSSESSION, CONTROL, AND OPERATION OF TRANSPORTATION SYSTEM, PLANTS, AND FACILITIES

To the Monongahela Connecting Railroad Company, Pittsburgh, Pennsylvania:

1. You are hereby notified that, by order of the President of the United States (E.O. 9736, *supra*) possession and control of your transportation system, including all real and personal property, plants, facilities, and other assets, wherever situated, used or useful in connection with the operation of such system, are hereby taken and assumed by the Director of the Office of Defense Transportation as of 6:00 o'clock p. m., on the 14th day of June, 1946. Possession and control are not taken of any of your property, plants, facilities, or other assets, which are not used or useful in the operation of your transportation system.

2. The purpose of possession and control of your transportation system and properties by the United States pursuant to said Executive order is to assure to the fullest possible extent continuous and uninterrupted transportation service.

3. Effective this date, Homer C. King is hereby appointed Federal Manager of the transportation system and properties taken hereunder, with full authority, subject to my direction:

(a) To possess, control, and operate, or arrange for the operation of the system and properties taken hereunder in such manner as may be necessary to carry out the provisions, and to accomplish the purposes, of the Executive order, through or with the aid of such public or private instrumentalities or persons as he may designate;

(b) Subject to the provisions of the Executive order, to manage or operate, or arrange for the management or operation of, said system and properties under such terms and conditions of employment as he deems advisable and proper;

(c) From time to time, to return to you such real or personal property, or other assets, as he determines to be unnecessary to the operation of your transportation system; and

(d) To request the Secretary of War or such persons as he may designate, to furnish protection for persons employed or seeking employment on the transportation system of which possession is taken hereunder and the properties of such system, and to furnish equipment, manpower, and other facilities or services necessary to carry out the provisions, and to accomplish the purposes, of the Executive order of the President.

4. Copies of this notice and order shall be posted by you in your principal place of business, and in each office, terminal and station maintained in connection with the operation of your transportation system.

Issued at Washington, D. C., this 14th day of June, 1946.

J. M. JOHNSON,
Director
Office of Defense Transportation.

[F. R. Doc. 46-16257; Filed, June 14, 1946; 1:57 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 136, Order C43]

GLIDER TRAILER Co.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Glider Trailer Company, 1624 West Kinzie Street, Chicago, Illinois, may sell, f. o. b. plant, each Glider house trailer described in subparagraph (1) below, at a price not to exceed \$1230.76, plus federal excise tax, state and local taxes on the sale or delivery of the house trailer and any cost of transporting it to the purchaser.

(1) *Description.* Glider, Model 35 house trailer, over-all dimensions 22'6" long x 8' wide, equipped with 7.50 x 16, 8 ply synthetic tires and other detailed specifications included in the report filed with this Office.

(b) Glider Trailer Company is authorized to suggest to resellers a resale price for the house trailer described in paragraph (a) (1) consisting of the following:

(1) Suggested resale price: \$1,775.00.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Chicago, Illinois, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Glider Trailer Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the house trailer.

(c) A reseller of Glider house trailers in any of the territories or possessions of the United States is authorized to sell the house trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment

of territorial and insular taxes, on the purchase, sale or introduction of the house trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

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

Note: Where the manufacturer's invoice charge to the recaller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the recaller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the recaller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective June 15 1946.

Issued this 14th day of June, 1946.

PAUL A. FORNER,
Administrator.

[F. R. Doc. 46-16217; Filed, June 14, 1946; 11:49 a. m.]

[RMPR 183, Order 5037]

REINHARD-McCABE 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 § 1439.153 of Maximum Price Regulation No. 103; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Reinhard-McCabe Company of 911 Hennepin Avenue, Minneapolis 3, Minnesota.

(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— | | | |
|------------------------|----------|--|-------------------|-------------|-------------|
| | | Wholesalers (jobbers) | Mail order houses | Retailers | Consumers |
| Adjustable wrench..... | 10 | Each \$1.25 | Each \$1.25 | Each \$1.00 | Each \$2.40 |

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 103 became applicable to those sales and deliveries. These prices are f. o. b. factory, and subject to a cash discount of 1% 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, 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—\$2.40 each.
Do Not Detach or Obliterate

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

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

(e) This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10218; Filed, June 14, 1946; 11:43 a. m.]

[MPR 591, Order 620]

IBIS MFG. CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered.*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage coolers manufactured by Ibis Manufacturing Company, Inc. of Dallas, Texas, and as described in the application dated March 21, 1941 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

| | On sales to— | |
|--------------------------------|--------------|-----------|
| | Bottlers | Retailers |
| 4 ft. dry beverage cooler..... | \$170.00 | \$218.00 |

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category on October 1, 1941.

(d) On sales by a bottler the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Ibis Manufacturing Company shall stencil on the beverage cooler covered by this order, substantially the following:

OPA Maximum Retail Price \$218.00

Plus freight and crating as provided in Order No. 620 under Maximum Price Regulation No. 591.

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

This order shall become effective June 15, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10225; Filed, June 14, 1946; 11:44 a. m.]

[MPR 591, Order 617]

L. J. MUELLER FURNACE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered.*

(a) The maximum net prices, f. o. b. point of manufacture, for sales by the L. J. Mueller Furnace Company of the following gas conversion burner manufactured by it and as described in the application dated April 23, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

| | On sales to— | | | |
|--|----------------------|-----------------|---------|-----------|
| | Mueller distributors | Utility jobbers | Dealers | Consumers |
| <i>Gas conversion burners priced with Minneapolis-Honeywell motor valve Model 18 V-165A:</i> | | | | |
| Burner Complete With Lighter: | | | | |
| Model 500-125..... | \$63.58 | \$70.20 | \$95.25 | \$127.00 |
| Model 500-175..... | 70.20 | 78.00 | 97.00 | 130.00 |
| Model 500-225..... | 71.23 | 79.20 | 99.00 | 132.00 |
| Burner Without Lighter: | | | | |
| Model 500-125..... | 64.26 | 71.40 | 89.25 | 119.00 |
| Model 500-175..... | 65.88 | 73.20 | 91.00 | 122.00 |
| Model 500-225..... | 66.96 | 74.40 | 93.00 | 124.00 |
| <i>Gas conversion burners with White-Rodgers diaphragm valve, model No. 2601</i> | | | | |
| Burner Complete With Lighter: | | | | |
| Model 500-125..... | 61.02 | 67.80 | 84.75 | 113.00 |
| Model 500-175..... | 63.18 | 70.20 | 87.75 | 117.00 |
| Model 500-225..... | 64.26 | 71.40 | 89.25 | 119.00 |
| Burner without Lighter: | | | | |
| Model 500-125..... | 58.70 | 63.00 | 78.75 | 105.00 |
| Model 500-175..... | 58.85 | 65.40 | 81.75 | 109.00 |
| Model 500-225..... | 59.94 | 66.60 | 83.25 | 111.00 |

(b) The maximum prices established by this order include the industry-wide increases over October 1, 1941 prices granted under section 2.8 (a) of Order 48 under Maximum Price Regulation No. 591.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) Maximum prices for the commodities covered by the order when sold on an installed basis are subject to the provisions of Revised Maximum Price Regulation No. 251.

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

This order shall become effective June 15, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10222; Filed, June 14, 1946; 11:42 a. m.]

[MPR 591, Order 618]

HOME PRODUCTS Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following linoleum covered plywood cabinet and sink tops manufactured by Home Products Company of Los Angeles, California and as described in the application dated May 16, 1946 shall be:

CABINET TOP PRICES
[Up to 28" width]

| Length (inches) | Without splashers | Splashers 4" high | Splashers 8" high | Splashers 12" high | Splashers 15" high |
|-----------------|-------------------|-------------------|-------------------|--------------------|--------------------|
| 18 1/2 | \$9.40 | \$13.25 | \$14.25 | \$14.75 | \$15.55 |
| 24 1/2 | 10.60 | 14.50 | 15.50 | 16.55 | 17.50 |
| 30 1/2 | 11.90 | 16.25 | 17.55 | 18.50 | 19.50 |
| 36 1/2 | 13.15 | 17.50 | 19.20 | 20.25 | 21.50 |
| 42 1/2 | 14.40 | 19.20 | 20.50 | 21.80 | 23.00 |
| 48 1/2 | 15.65 | 20.50 | 22.50 | 23.80 | 25.00 |
| 54 1/2 | 16.90 | 21.65 | 24.15 | 25.65 | 28.00 |
| 60 1/2 | 18.15 | 23.50 | 25.50 | 27.50 | 30.00 |
| 66 1/2 | 19.30 | 25.40 | 27.50 | 29.25 | 32.00 |
| 72 1/2 | 22.45 | 30.50 | 33.05 | 35.00 | 38.05 |
| 78 1/2 | 23.65 | 32.40 | 34.75 | 36.80 | 40.15 |
| 84 1/2 | 24.90 | 33.50 | 36.40 | 38.65 | 42.15 |
| 90 1/2 | 26.05 | 35.40 | 38.05 | 40.50 | 44.15 |
| 96 1/2 | 27.20 | 37.00 | 39.75 | 42.20 | 46.25 |
| 102 1/2 | 28.55 | 38.50 | 41.40 | 44.15 | 48.20 |
| 108 1/2 | 29.80 | 40.00 | 43.05 | 45.90 | 50.50 |
| 114 1/2 | 31.05 | 42.55 | 44.75 | 47.75 | 52.40 |
| 120 1/2 | 33.50 | 46.65 | 50.00 | 53.15 | 58.05 |
| 126 1/2 | 35.00 | 48.25 | 51.65 | 54.95 | 60.05 |
| 132 1/2 | 36.25 | 49.75 | 53.50 | 56.80 | 62.05 |
| 138 1/2 | 37.50 | 51.30 | 54.95 | 58.65 | 64.15 |
| 144 1/2 | 38.75 | 52.50 | 56.65 | 60.45 | 66.55 |
| 150 1/2 | 40.00 | 54.30 | 58.50 | 62.20 | 68.50 |
| 165 1/2 | 41.35 | 55.80 | 59.95 | 64.05 | 70.50 |

Use next larger size for intermediate sizes.

SPECIAL CONDITIONS

- Back splash cut-out, complete: \$5.85.
- Back splash cut-out, partial: \$4.15.
- Back splash pipe chase, complete: \$6.85.
- Back splash pipe chase, partial: \$5.00.
- Back splash diagonal corner: \$3.35.
- Deck pipe chase, complete: \$5.85.
- Deck pipe chase, partial: \$4.15.
- Deck outside diagonal cut: \$2.50.
- Deck inside diagonal cut: \$3.35.
- Electrical cut-out: \$1.65.
- Joining strip for L or U shape: \$4.15.*
- One piece L, Price as two tops using wall dimension.
- One piece U; Price as three tops using wall dimensions.
- Side splashers: 4" high: \$4.15 each; 8" high: \$5.00 each; 12" high: \$5.85 each; 18" high: \$6.85 each.

CABINET SINKS

All above prices are for cabinet tops only. No preparation for sink is included.

For complete cabinet sinks, and as follows: Customer furnishes bowl, preparation includes: cut-out, moulding, bolts, clips and waterproof sealer:

- For sink bowls up to 24" long, incl. (customer attaches bowl) - \$3.35.
- For sink bowls up to 30" long, incl. (customer attaches bowl) - \$10.40.
- For sink bowls up to 42" long, incl. (customer attaches bowl) - \$12.50.

(b) On sales by any person to dealers the maximum net prices f. o. b. point of

shipment shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales by any person to jobbers the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers to the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

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

This order shall become effective June 15th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10223; Filed, June 14, 1946; 11:42 a. m.]

[MPR 591, Order 619]

BASELINE WOODCRAFT Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Baseline Woodcraft Company of Portland, Oregon, and as described in the application dated December 29, 1945, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

| | On sales to— | | |
|---|--------------|---------|-----------|
| | Distributors | Dealers | Consumers |
| 12 cu. ft. home freezer 1/4 hp. condensing unit | \$215 | \$213 | \$400 |

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except a dealer, including allowable transportation and crating charges.

(f) The Baseline Woodcraft Company shall stencil on the inside of lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price \$439.00

Plus freight and crating as provided in Order No. 619 under Maximum Price Regulation No. 591.

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

This order shall become effective June 15th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER, o
Administrator.

[F. R. Doc. 46-10223; Filed, June 14, 1946; 11:43 a. m.]

[MPR 591, Order 621]

E. DEMERK

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food show cases and freezers manufactured by Mr. E. Demerk, of Newark, New Jersey, and as described in the application dated February 26, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

| | On sales to— | | |
|---------------------------------------|--------------|---------|-----------|
| | Distributors | Dealers | Consumers |
| 20 cu. ft. ½ hp. condensing unit..... | \$300 | \$360 | \$600 |
| 15 cu. ft. ½ hp. condensing unit..... | 240 | 288 | 480 |

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) Mr. E. Dembek shall stencil on the show case and freezer covered by this order, substantially the following:

OPA Maximum Retail Price—\$ ----

Plus freight and crating as provided in Order No. 621 under Maximum Price Regulation No. 591.

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

This order shall become effective June 15th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10226; Filed, June 14, 1946; 11:44 a. m.]

[MPR 591, Order 622]

INMAN PRODUCTS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum price excluding Federal excise tax for sales by any person to consumers of the following electric water heater manufactured by In-

man Products of Miami, Florida and described in its application dated March 26, 1946 shall be:

Model 13, 15 Gallon table top, water heater, galvanized tank, insulated, single element..... \$79.50

(b) The maximum net price f. o. b. point of shipment, excluding Federal excise tax, for sales by any person, shall be the maximum price specified in (a) above subject to the following discounts:

1. On sales to dealers in quantities of 4 heaters or less, a discount of 33½ percent.
2. On sales to dealers in quantities of 5 or more heaters, a discount of 40 percent.
3. On sales to jobbers, a discount of 50 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Inman Products shall attach to each water heater covered by this order a tag containing the following:

OPA maximum retail price not installed, including actual Federal excise tax paid at source—\$-----

(Do Not Detach)

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

This order shall become effective June 15, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10227; Filed, June 14, 1946; 11:39 a. m.]

[MPR 591, Order 623]

NELSON BROS. AND STROM CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Stokers manufactured by Nelson Brothers and Strom Company of Racine, Wisconsin and as described in the application dated April 24, 1946 which is on file with the Building Materials Price Branch, Office of Price

Administration, Washington 25, D. C., shall be:

| | On sales to— | | |
|--|--------------|----------|-----------|
| | Distributors | Dealers | Consumers |
| Model No. 10-B-10, 20 pounds per hour capacity—Hopper type automatic coal stoker..... | \$129.00 | \$161.20 | \$240.00 |
| Model No. 30-C-14, 15-30 pounds per hour capacity—Hopper type automatic coal stoker..... | 148.00 | 173.25 | 276.00 |

(b) The maximum net prices established in (a) above reflect the industry-wide increases over October 1, 1941 prices authorized by section 2.2 (a) of Order No. 48 under Maximum Price Regulation No. 591.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of the purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) Maximum prices for the commodities in question when sold on an installed basis are subject to the provisions of Revised Maximum Price Regulation No. 251.

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

This order shall become effective June 15th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10228; Filed, June 14, 1946; 11:42 a. m.]

[Rev. SO 119, Order 254]

U. S. SLICING MACHINE CO.

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 sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* U. S. Slicing Machine Company of La Porte, Indiana may compute its adjusted ceiling prices for all meat and bread slicing machines which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 10.0 percent.

(2) For an article not in its line during October 1941, but which has a prop-

erly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 186; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges) and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling prices. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for

by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices or articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Modification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

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

(f) *Effective date.* This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Dec. 46-10229; Filed, June 14, 1946;
11:41 a. m.]

[Rev. SO 119, Order 255]

HEYWOOD-WAKEFIELD Co.

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 sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Heywood-Wakefield Company, Gardner, Massachusetts, may compute its adjusted ceiling prices for all tubular steel and wood school furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 18.57 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in

accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 186; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

In all other respects, the provisions of Order No. 11 under § 1499.159e of Maximum Price Regulation No. 183, including invoicing and reporting provisions and determination of resellers' prices, apply to maximum prices of tubular steel school furniture adjusted in accordance with this order, and which falls within the definition of "metal commercial furniture" as set forth in that order.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale of articles of school furniture not covered by Order No. 11 under § 1499.159e of Maximum Price Regulation No. 183.

(b) *Resellers' ceiling prices.* Resellers of an article not covered by Order No. 11 which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjusted charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges) and to that price he may add an adjustment in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has properly established ceiling prices. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices or articles covered by this order.

(c) *Terms of sale.* Maximum prices of articles adjusted by this order and which are not covered by Order No. 11 are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale of articles not covered by Order No. 11, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

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

(f) *Effective date.* This order shall become effective on the 15th day of June, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10230; Filed, June 14, 1946;
11:41 a. m.]

[SO 133, Order 49]

INDIAN SPLINT, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Indian Splint, Inc., 56 Rutter Street, Rochester 6, New York, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for articles of wood and upholstered furniture, which it manufactures by 9.5 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer

has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form No. 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, property established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

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

(g) This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10231; Filed, June 14, 1946;
11:43 a. m.]

[SO 133, Order 50]

CENTRAL DESK MFG. 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 Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Central Desk Manufacturing Company, 454-456 Armour Street, Chicago, Illinois, may increase by 5 per cent, its maximum prices in effect immediately prior to August 14, 1945, for sales of wood office furniture which it manufactures.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article"

for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10232; Filed, June 14, 1946;
11:43 a. m.]

[SO 133, Order 51]

JOHNSON CHAIR 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 Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Johnson Chair Company, 4401 W. North Avenue, Chicago, Illinois, may increase by 3.9 percent, its maximum prices in effect immediately prior to the issuance of this order, for sales of wood office chairs which it manufactures.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each

seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10233; Filed, June 14, 1946;
11:42 a. m.]

[SO 142, Order 141]

SCRIPPS MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 141 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Scripps Motor Company. Docket No. 6033-SO 142-136-514.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, it is ordered:

(a) The maximum prices for sales by Scripps Motor Company, 5317 Lincoln Avenue, Detroit 8, Michigan of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 23.3% the maximum prices for these products in effect just prior to April 12, 1946.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Scripps Motor Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net price. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

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

This order shall become effective June 14th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10234; Filed, June 14, 1946; 11:44 a. m.]

[MPR 599, Order 23]

GENERAL MOTORS CORP.

APPROVAL 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 section 11a of Maximum Price Regulation No. 599; *It is ordered.*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Pontiac Motor Division of General Motors Corporation which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by the Pontiac Motor Division of General Motors Corporation, its dealers and distributors, of the radios listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

| Article and Model | Ceiling prices to— | | | | | |
|-----------------------------|--------------------|-----------|-------------|-----------|-------------|-----------|
| | Distributors | | Dealers | | Consumers | |
| | Uninstalled | Installed | Uninstalled | Installed | Uninstalled | Installed |
| Auto radio, No. 984171..... | \$32.77 | \$37.28 | \$35.21 | \$40.03 | \$52.14 | \$59.86 |

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Pontiac Motor Division of General Motors Corporation, are subject under the provisions of Maximum Price Regulations 594, 452, 453 and orders thereunder. If those regulations or orders do not expressly cover a particular type of sale, these ceiling prices are subject to the seller's customary terms, discounts, allowances, and other differentials for such a sale. The ceiling prices on an uninstalled basis do not include the prices of any antenna. The ceiling prices for sales on an installed basis cover the cost of the antenna and all allowable installation charges for the antenna as well as the radios.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices

each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radios covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) *Description.* (1) Auto radio, Model No. 984171 is a 7 tube, 1 band, battery power radio with an 8" speaker, metal case, 9 1/8 x 9 7/32 x 6 1/32, and antenna designed for installation in automobiles manufactured by the Pontiac Motor Division of General Motors Corporation.

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

This order shall become effective on the 14th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10271; Filed, June 14 1946; 4:31 p. m.]

[Rev. SO 119, Order 261]

WHITE AIRCRAFT CORP.

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 Section 12 of Revised Supplementary Order No. 119, it is ordered:

(a) *Adjustment of ceiling prices.* The ceiling prices to each class of purchaser established by Order No. 4631 under § 1499.158 of Maximum Price Regulation No. 188 for carpet sweepers manufactured by the White Aircraft Corporation, Palmer, Massachusetts, may be increased by 10 percent.

The ceiling prices as adjusted by this order shall apply only to carpet sweepers which are delivered by White Aircraft Corporation on or after the effective date of this order, to a purchaser for resale.

(b) *Relation of this order to Order No. 4631.* All the provisions of Order No. 4631 under § 1499.158 of Maximum Price Regulation No. 188 not expressly inconsistent with this order shall continue to apply to all sales and deliveries by all types of sellers of articles whose ceiling prices are adjusted by this order.

(c) All requests contained in the application for price adjustment filed by the White Aircraft Corporation, and assigned OPA Docket No. 6069-SO 119-46c, not specifically granted by this order are hereby denied.

(d) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery of any article subject to this order.

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

This order shall become effective on the 14th day of June, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10273; Filed, June 14, 1946; 4:31 p. m.]

[Rev SO 119, Order 1 Under Order 192]

AMERICAN IRONING MACHINE CO.

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 Order No. 192 under Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* The American Ironing Machine Company, Algonquin, Illinois, shall determine its ceiling price for each ironing machine of its manufacture which it sells on or after the effective date of this order, by increasing the price determined for the machine in accordance with the provisions of section 3 or 7 of Revised Maximum Price Regulation No. 86 (not including any adjustment under sections 5 or 5a of that regulation or under any order previously issued under Supplementary Order No. 119, as amended or revised) by 29.0 percent.

(b) *Distributors' ceiling prices.* Distributors shall redetermine or determine their ceiling prices for sales to dealers of each of the models listed in paragraph (c) below and purchased by them at ceiling prices which include the manufacturer's adjustment authorized by paragraph (a) of this order in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(c) *Dealers' ceiling prices.* The ceiling prices for sales in each zone to ultimate consumers of the five models of ironing machines listed below by dealers who have purchased the machines at ceiling prices determined in accordance with paragraph (a) or (b) of this order are as follows:

| Model | Ceiling prices for sales to ultimate consumers | | |
|-------------|--|---------|---------|
| | Zone 1 | Zone 2 | Zone 3 |
| S 463..... | \$35.75 | \$37.25 | \$39.75 |
| S 464..... | 40.00 | 49.00 | 51.00 |
| S 467..... | 81.25 | 80.25 | 91.25 |
| S 469..... | 103.25 | 113.25 | 118.25 |
| S 469X..... | 104.00 | 109.00 | 114.00 |

(d) For purposes of this order zones 1, 2 and 3 comprise the following states:

Zone 1. Minnesota, Iowa, Missouri, Wisconsin, Michigan, Ohio, Kentucky, Tennessee, West Virginia, Illinois, and Indiana.

Zone 2. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, North Carolina, Virginia, Maryland, Delaware, Pennsylvania, New York, New Jersey, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire and the District of Columbia.

Zone 3. Washington, Oregon, California, Arizona, Nevada, Utah, Idaho, Montana, Wyoming, Colorado, New Mexico, Texas, Florida, and Maine.

(e) *Notification.* At the time of, or prior to, the first invoice to each distributor covering an ironing machine sold by the manufacturer at ceiling prices determined under this order, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resale by the distributors. This notice may be given in any convenient form.

(f) *Labelling.* The manufacturer shall comply with the labelling requirements of section 19 of Revised Maximum Price Regulation No. 86, except that he may attach the label required by that section to the porcelain table top on cabinet models, and on portable models he may attach the label to the base which supports the mechanism.

(g) *Relationship to Revised Maximum Price Regulation No. 86 and Order No. 66 under Revised Supplementary Order No. 119.* The ceiling prices established by this order supersede those established by Order No. 66 under Supplementary Order No. 119 or Order No. 10 under Maximum Price Regulation No. 86 with respect to any ironing machines sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries covered by this order, except to the extent that these provisions are modified by this order.

(h) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

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

This order shall become effective on the 14th day of June 1946.

This order shall cease to be effective 90 days from the effective date.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10272; Filed, June 14, 1946;
4:32 p. m.]

[SO 142, Order 142]

EXECUTONE, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 142 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Executone, Incorporated. Docket No. 6083-S. O. 142-136-583.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Executone, Incorporated, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142 shall be determined by in-

creasing by 24.0% the maximum prices for these products in effect on March 31, 1946.

(b) The maximum prices for sales by resellers of Executone, Incorporated Inter-communicating Units and parts thereof, and public address systems, and parts thereof, shall be determined as follows: The resellers shall increase their maximum net prices in effect just prior to the issuance of this order to a purchaser of the same class by the same percentage by which their net invoiced costs have been increased by reason of this order.

(c) The maximum prices for sales by resellers, other than retailers, of wire and cable purchased from Executone, Incorporated, shall be determined as follows: The resellers shall increase their maximum net prices in effect just prior to the issuance of this order to a purchaser of the same class by the same percentage by which their net invoiced costs have been increased by reason of this order.

(d) Executone, Incorporated, New York, New York, shall notify each purchaser who purchases any of the products described in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

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

This order shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10274; Filed, June 14, 1946;
4:31 p. m.]

[RPS 40, Order 33]

BRONZE AND COPPER INSECT SCREEN CLOTH
ADJUSTABLE PRICING ORDER FOR CERTAIN
SALES BY MANUFACTURERS

The Office of Price Administration has in progress an industry-wide survey of the prevailing cost-maximum price relationships for manufacturers' sales of bronze and copper insect screen cloth subject to Revised Price Schedule No. 40. At least 90 percent of the affected manufacturers also manufacture ferrous insect screen cloth. For their sales of the ferrous insect screen cloth, they have been authorized by the Office of Price Administration to operate under adjustable pricing. The industry requested that a similar authorization be extended to their sales of bronze and copper insect screen cloth as well.

The granting of such authorization is approached with caution by the Office of Price Administration where the bulk of commodities involved reach the ultimate consumer through varied and often complex channels of distribution, as is the case with most commodities subject

to the control of the Mechanical Building Equipment Price Branch. However, such authorization, in the opinion of the Administrator, may be more safely granted in the case of industrial sales, i. e. on sales to purchasers who incorporate the affected commodity in commodities of their own manufacture.

In the opinion of the Price Administrator, pending final action on the industry-wide price increase proposal, this authorization is necessary at least to the extent stated above, in order to promote production of screen cloth, and under the circumstances so limited, will not interfere with the provisions of the Emergency Price Control Act of 1942, as amended.

After due consideration of the foregoing and pursuant to section 13462a of Revised Price Schedule No. 40—Builders' Hardware and Insect Screen Cloth, it is ordered:

(a) Manufacturers of bronze and copper insect screen cloth, on their sales of such cloth to manufacturers who incorporate it in other commodities, are authorized to sell, and such purchasers are authorized to buy, bronze and copper insect screen cloth at prices which may be adjusted upward after delivery in accordance with the action taken by the Office of Price Administration upon a pending review of the maximum prices currently in effect for the sales of bronze and copper insect screen cloth. This authorization shall not extend to sales to purchasers who buy the subject screen cloth for resale.

(b) Manufacturers who make sales in accordance with (2) above may collect and purchasers may pay no higher than the maximum prices currently in effect for bronze and copper screen cloth pending action by the Office of Price Administration. Any balance due may be collected upon establishment by the Office of Price Administration of the new maximum prices.

(c) This order shall be automatically revoked upon the establishment by the Office of Price Administration of new maximum prices for bronze and copper insect screen cloth subject to Revised Price Schedule 40.

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

This order shall become effective June 14, 1946.

Issued this 14th day of June, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10263; Filed, June 14, 1946;
4:30 p. m.]

[MPP 103, Order 3 Under Rev. Order 1]
HOUSEHOLD ALUMINUM COOKING UTENSILS
UNIFORM 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 section 7 (g) of Revised Order No. 1 under § 1433.153e of Maximum Price Regulation No. 123, hereinafter

after referred to as Revised Order No. 1, *it is ordered.*

(a) This order supersedes in part, the provisions of orders previously issued under section 5 (d) of Revised Order No. 1 fixing uniform retail ceiling prices for sales of certain household aluminum cooking utensils. It provides a new method by which manufacturers of articles for which uniform retail ceiling prices have previously been authorized shall use in determining new uniform retail ceiling prices of these articles. It applies only to those articles which the manufacturer sells on or after the effective date of Amendment No. 1 to Revised Order No. 1.

(b) The uniform retail ceiling price in each zone for an article covered by this order shall be the uniform retail ceiling price heretofore established for that article plus, 1½% thereof in the case of prices fixed for door to door sales of sheetware, or plus, 2.5% thereof in the case of prices for other types of sales of articles of sheetware.

(c) Wholesalers' ceiling prices shall be determined by the manufacturer in accordance with the provisions of Revised Order No. 1, based on the new retail ceiling prices computed in accordance with the provisions of this order.

(d) All terms used herein shall have the same meanings as in Revised Order No. 1, the General Maximum Price Regulation or Maximum Price Regulation No. 188, whichever may be applicable.

This order shall become effective on the 17th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10323; Filed, June 17, 1946;
11:38 a. m.]

[MPR 188, Amdt. 1 to Rev. Order 1]

HOUSEHOLD ALUMINUM COOKING UTENSILS
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*, That Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 be amended in the following respects:

1. Section 3 is amended to read as follows:

SEC. 3. *Manufacturers' ceiling prices—*
(a) *Sales to retailers and wholesalers.* A manufacturer's ceiling price for the sale of a household aluminum cooking utensil to each class of purchaser for resale is the highest price of the following:

(1) His f. o. b. factory price to the particular class of purchaser, in effect on January 1, 1941, plus 14% of each such price in the case of sheetware, or plus 9% of each such price in the case of castware.

(2) His f. o. b. factory ceiling price to the particular class of purchaser established for particular articles in accordance with the provisions of the first,

second, third, or fourth pricing methods of Maximum Price Regulation No. 188, or by an order of the Office of Price Administration issued under § 1499.159c of that regulation, plus 14% of each such price in the case of sheetware, or plus 9% of each such price in the case of castware. In the case of articles priced under the first, second or third pricing methods of Maximum Price Regulation No. 188, the ceiling price may be calculated in this way only if the ceiling prices of the comparable articles were no higher than prices in effect on January 1, 1941, for sales to the same classes of purchasers.

(3) His f. o. b. factory ceiling price to the particular class of purchaser established for particular articles in accordance with the provisions of the first, second and third pricing methods of Maximum Price Regulation No. 188.

(4) His price to the particular class of purchaser as established by Order 3827 under Maximum Price Regulation No. 188.

Regardless of any higher price determined in this way, a manufacturer's ceiling price for sales to a retailer, other than a chain store or mail order house, shall be at least 30% less than the retailer's ceiling price fixed by this order.

(b) *Sales to ultimate consumers.* A manufacturer's ceiling price for the sale of a household aluminum cooking utensil to an ultimate consumer is the highest price of the following:

(1) His ceiling price for sales to an ultimate consumer in effect on January 1, 1941, plus 1½% of such price only in the case of sheetware.

(2) His ceiling price for sales to an ultimate consumer established for particular articles in accordance with the provisions of the first, second, third, or fourth pricing methods of Maximum Price Regulation No. 188 or by an order of the Office of Price Administration issued under § 1499.159c of that regulation, plus 1½% of each such price only in the case of sheetware.

(3) His price to the particular class of purchaser as established by Order 3827 under Maximum Price Regulation No. 188.

(c) *Terms.* A manufacturer's ceiling price fixed by this section is subject to his customary terms, conditions and allowances to each class of purchaser in effect on January 1, 1941, or thereafter properly established under Office of Price Administration regulations.

2. To the end of the first undesignated paragraph in section 5 is added the following sentence: "The retail ceiling price properly calculated at the time that the manufacturer delivers a household aluminum cooking utensil to a purchaser for resale shall be the retail ceiling price for a sale of that article to a consumer regardless of subsequent changes in the provisions of this section."

3. Paragraph (a) of section 5 is amended to read as follows:

(a) *Retail ceiling prices for retailers other than "Class I" sellers.* The retail ceiling price for a household aluminum cooking utensil sold by a retailer other than a Class I seller (as defined below),

shall be determined by adding to the "manufacturer's price" an amount equal to 100% of such price in the case of both sheetware and castware.

For the purposes of this section, the "manufacturer's price" is the highest of the following f. o. b. factory prices for sales of the article to the class of wholesaler or chainstore to whom he sells articles covered by this order in the largest dollar volume.

(1) The price in effect on January 1, 1941, plus only in the case of sheetware 2½% of such price.

(2) The price established in accordance with the first, second, third, or fourth pricing methods of Maximum Price Regulation No. 188 (§§ 1499.155 through 1499.158) or by an order of the Office of Price Administration under § 1499.159c of that regulation, plus only in the case of sheetware 2½% of such price.

(3) The price established by Order No. 3827 under Maximum Price Regulation No. 188.

(4) The price established by an individual adjustment order under Supplementary Order Nos. 118, 133 or 148 or Revised Supplementary Order No. 119 or any other supplementary order which may provide for the individual adjustment of a manufacturer's ceiling prices less 11.5 percent of the highest of the following:

(i) The price in effect on January 1, 1941, or

(ii) The price established in accordance with the first, second, third or fourth pricing methods of Maximum Price Regulation No. 188 (§§ 1499.155 through 1499.158) or by an order of the Office of Price Administration under § 1499.159c of that regulation, without the inclusion in such price of any individual adjustment that might have been obtained by the manufacturer.

(iii) The price established by Order No. 3827 under Maximum Price Regulation No. 188.

4. To the end of the last sentence in the first unnumbered paragraph in paragraph (b) of section 5 is added the phrase, "plus only in the case of sheetware, 2½%."

5. Section 5 (d) (1) (iii) is amended to read as follows:

(iii) The price requested for the article is no higher than the level of retail ceiling prices for that article prevailing during March 1942, plus, only in the case of sheetware, 2½%.

6. Paragraph (a) of section 7 is amended to read as follows:

(a) *Terms, discounts and allowances.* Except as modified by the foregoing requirement that no ceiling price to a retailer may reduce the retailer's margin on the retail ceiling price below 30% of that price, every seller shall maintain all of his terms, discounts, allowances, and other price differentials in effect on January 1, 1941, in the case of a manufacturer, or during March 1942, in the case of a wholesaler or a retailer, or which have been thereafter properly established under OPA regulation.

A wholesaler or retailer who did not sell household aluminum cooking uten-

sils during March 1942, or whose discounts, allowances, terms and other conditions of sale have not been thereafter established under OPA regulations, shall allow the same delivery terms, conditions of sale, terms, discounts and other price differentials which his closest competitor who did sell household aluminum cooking utensils during March 1942 is required to allow under the provisions of this order. A wholesaler or retailer who cannot ascertain the delivery terms, discounts, allowances, etc. which his nearest competitor is required to allow shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (wholesale or retail) when he started to sell the household aluminum cooking utensils which he desires to sell and the classes of purchasers to whom he sells. An order will be issued under this section establishing terms, allowances and other conditions of sale in line with the conditions of sale generally fixed by this order.

If a wholesaler or dealers who did not sell household aluminum cooking utensils during March 1942 does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell household aluminum cooking utensils during March 1942, or does not file an application in accordance with the provisions of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after June 17, 1946.

7. A new paragraph (e) is added to section 7 to follow paragraph (d) and to read as follows:

(e) *Compliance with this order*—(1) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any household aluminum cooking utensil at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any household aluminum cooking utensil is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell or delivery shall be the correct ceiling price for the household aluminum cooking utensil properly determined in accordance with this order.

(2) *Certain practices forbidden.* It shall be a violation of this order to charge

a price above the applicable ceiling price in connection with any sale of a household aluminum cooking utensil, either alone or in conjunction with any other consideration even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchasers, as a condition of the sale or transfer of a household aluminum cooking utensil, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity, or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other household aluminum cooking utensil, product or commodity. Where there is an exchange, transfer, or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the household aluminum cooking utensil product or commodity exchanged, transferred or traded-in, which is less than its reasonable value.

8. A new paragraph (f) is added to section 7 to follow paragraph (e) and to read as follows:

(f) *Relationship of this order to Supplementary Orders 118, 143, Revised Supplementary Order 119 and other supplementary orders.* All resellers' ceiling prices for household aluminum cooking utensils approved or established by orders issued at any time under Supplementary Orders 118, 133, 148 or Revised Supplementary Order 119 shall not apply to any such articles which are delivered by the manufacturer on or after June 17, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with the provisions of this order.

9. A new paragraph (g) is added to section 7 to follow paragraph (f) and to read as follows:

(g) *Orders of general applicability.* Orders issued under this paragraph may modify the provisions of this order or of any orders issued under any other paragraphs of this order.

10. A new section 8 is added to follow section 7 and to read as follows:

Sec. 8. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator may issue orders under section 7 (a) of this order.

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

This amendment shall become effective on the 17th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-16322; Filed, June 17, 1946; 11:39 a. m.]

[MPE 103, Amdt. 2 to Order 4675]

LINOLEUM AND FELT-BASE FLOOR COVERINGS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register; and pursuant to § 1493.153b of Maximum Price Regulation No. 123, It is ordered, That Order 4675 under § 1493.153b of Maximum Price Regulation No. 123 be, and it hereby is, amended in the following respects:

1. The words "except rug borders" are deleted from section 2.

2. Section 3a is added, to read as follows:

Sec. 3a. *Maximum resale prices for resale of "rug borders" purchased by rug manufacturers.* Each linoleum or felt-base floor covering manufacturer who purchases and resells a "rug border" shall determine his maximum price on his resale of such "rug border" by increasing his maximum price for such sale in effect on May 1, 1946 by the dollar-and-cents amount of the increase taken under section 3 by the manufacturer of the "rug border"

3. The following paragraph is added at the end of section 4 (a)

When used hereafter in this order the term "manufacturer" includes either the manufacturer of the article, or a linoleum or felt-base floor covering manufacturer reselling a "rug border" depending on the person from whom the purchaser for resale bought the article.

This amendment shall become effective on June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-16324; Filed, June 17, 1946; 11:39 a. m.]

[MPE 123, Amdt. 1 to Rev. Order 4332]

UPHOLSTERED FURNITURE COVERED WITH CERTAIN FABRICS

ESTABLISHMENT 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 § 1493.153b of Maximum Price Regulation 103, It is ordered:

That Revised Order No. 4992 under Maximum Price Regulation No. 123 be amended in the following respects:

1. A new section 5 (c) is added to read as follows:

(c) *Grade designation.* Section 14 (b) (3) of Order No. 4000 under Maximum Price Regulation No. 123 requires that your sales invoice to a purchaser for resale must include your cover grade designation. With respect to an article covered by this order, that grade designation shall be your designation for the article when covered in a fabric having the same cost of the "prior ceiling price" shown on your purchase invoice (or that "prior ceiling price" as modified by sec-

tion 4 (b) above) to which you shall affix the following: "-2" (for example, Grade A-2, B-2; or, Grade 1-2, 2-2, etc.)

Effective date. This amendment shall become effective June 14, 1946.

NOTE: The 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 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10269; Filed, June 14, 1946;
4:30 p. m.]

[MPR 188, Order 5033]

LOW-END WOOD SCHOOL FURNITURE
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 § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. Purpose of this order The purpose of this order is to remove price impediments to the continued supply of certain specified types of low-end wood school furniture.

SEC. 2. Articles covered by this order This section contains a list of articles of wood school furniture together with a dollar-and-cents "cut-off point" for each type of article. All such articles for which the manufacturers' properly established maximum prices are below the appropriate cut-off points, are called "low-end" articles in this order. The cut-off prices listed are for sales by the manufacturer to jobbers, distributors or equivalent large volume classes of purchasers. Cut-off prices to other classes of purchasers shall be prices which reflect the manufacturer's customary or established differentials for sales to those other classes of purchasers. If, for any reason, the manufacturer has no such customary or established differentials the Office of Price Administration will, upon application, establish appropriate cut-off prices to any other classes of purchasers which reflect customary trade differentials.

Articles of wood school furniture for which maximum prices may be adjusted in accordance with the provisions of this order

Cut-off prices for sales to jobbers, distributors or equivalent large volume classes of purchasers (each)

| | |
|---|--------|
| Tablet arm chairs..... | \$5.00 |
| Side chairs (teachers' or pupils')..... | 3.50 |
| Tables: | |
| 48" x 20" plain..... | 8.00 |
| 48" x 20" two drawers..... | 9.00 |
| 60" x 20" plain..... | 9.00 |
| 60" x 20" three drawers..... | 10.25 |
| 72" x 20" plain..... | 10.75 |
| 72" x 20" four drawers..... | 12.75 |

¹As used in this order the term "wood" school furniture means the above articles of school furniture when made with wood which accounts for at least 50% of the cost of materials used exclusive of Joining Hardware.

SEC. 3. Manufacturer's maximum prices. A manufacturer may increase his properly established maximum price for an article of low-end wood school furniture listed in section 2 by 20% of that maximum price or the amount necessary to bring that maximum price up to the appropriate cut-off point, whichever is the lesser. No maximum price adjusted under this section may exceed the appropriate cut-off point as found in section 2 of this order.

SEC. 4. Maximum prices of purchasers for resale. All resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum price as follows:

(a) A reseller who sold or offered for sale the same article prior to the effective date of this order, shall calculate his new maximum price by adding to his invoice cost the same percentage markup which he had on that article prior to the effective date of this order.

(b) A reseller who did not sell or offer for sale the same article prior to the effective date of this order, shall calculate his maximum price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of that General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

SEC. 5. Definition. Unless otherwise defined herein, or the context requires otherwise, the definitions contained in § 1499.20 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation, whichever is applicable, shall apply to all terms used herein.

SEC. 6. Relationship of the order to other orders or regulations. The provisions

of this order supersede the provisions of the General Maximum Price Regulation, of the Maximum Price Regulation No. 188, and of orders under those regulations only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 7. Modification of the provisions of the order The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

SEC. 8. Revocation or amendment. This order may be revoked or amended by the Price Administrator at any time.

SEC. 9. Effective date. This order shall become effective on June 18, 1946.

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

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10325; Filed, June 17, 1946;
11:38 a. m.]

[RMPR 357, Order 14]

CERTAIN INDIA TANNED GOATSKINS AND SHEEPSKINS

MAXIMUM PRICES FOR IMPORTATION AND RE-SALE AFTER ARRIVAL IN UNITED STATES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 6 of Revised Maximum Price Regulation 357, it is ordered.

(a) The maximum prices at which any person may purchase, sell or deliver LDRD, LDRC, DTDB, DCLD, or DCD mark East India tanned goatskins (hereinafter listed in Column "A") shall be a price computed as though such mark listed in section 4, Table I of Revised Maximum Price Regulation 357 and shall be the applicable maximum prices for corresponding grades, weights and selections of the particular mark set opposite in Column "B"

| Column "A" (new marks) | Column "B" (equivalent mark listed in section 4, table I, RMPR 357) |
|------------------------|---|
| LDRD..... | RML |
| LDRC..... | RMLOO |
| DTDB..... | TBB |
| DCLD..... | SOL |
| DCD..... | OO |

(b) The maximum prices at which any person may purchase, sell or deliver DHD, LDRD, DTDB, DCLD, DCD and KDJD mark East India tanned sheepskins, (hereinafter listed in Column "A"), shall be a price computed as though such mark were set forth in section 4, Table II of Revised Maximum Price Regulation 357 and shall be the applicable maximum prices for corresponding grades, weights and selections of the particular mark set opposite in Column "B"

| | |
|------------------------|---|
| Column "A" (new marks) | Column "B" (equivalent marks listed in section 4, table II, RMPR 357) |
| DHD----- | REH |
| LDRD----- | RML |
| DTDE----- | TBB |
| DCLD----- | SCL |
| DCD----- | OC |
| KDJ----- | KJ |

(c) The resale price of all marks enumerated in Column "A" in paragraph (a) or (b) above, shall be established in accordance with section 5 of Revised Maximum Price Regulation 357.

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

(e) This Order No. 14 shall be effective June 22, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10327; Filed, June 17, 1946; 11:41 a. m.]

[MPR 520, Amdt. 5 to Order 30]

COOPERS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 5 to Order 30. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-704.

For the reasons set forth in the opinion issued simultaneously herewith, Order 30 issued under section 13 of Maximum Price Regulation 580 on application of Coopers Incorporated, Kenosha, Wisconsin, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling prices established by the order for certain items of underwear having the brand name "Jockey." The new prices are as follows:

| Manufacturer's selling price (per dozen) | Ceiling Price at retail (per unit) |
|--|------------------------------------|
| \$3.63 | \$0.47 |
| 4.97 | .63 |
| 5.21 | .66 |
| 14.61 | 1.85 |
| 6.97 | .88 |
| 10.25 | 1.30 |
| 21.48 | 2.72 |
| 7.67 | .97 |
| 7.99 | 1.01 |
| 5.39 | .68 |
| 8.30 | 1.05 |
| 3.40 | .43 |
| 4.62 | .58 |
| 13.82 | 1.75 |
| 9.69 | 1.23 |
| 20.26 | 2.56 |
| 7.20 | .91 |
| 7.43 | .94 |

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer, or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the

effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. A new paragraph (i) is added to read as follows:

(i) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

This amendment shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10270; Filed, June 14, 1946; 4:31 p. m.]

Regional and District Office Orders.

[Region II Rev. Adopting Order 21 Under Basic Order 1 Under Gen. Order C3]

WESTERN SOFTWOOD PLYWOOD FOR WESTERN NEW YORK AND NORTHWESTERN PENNSYLVANIA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order 63 as amended, and by Revised Procedural Regulation No. 1, it is hereby ordered:

SECTION 1. *What this order covers.* This revised adopting order under Basic Order No. 1 as amended, under General Order 63 as amended, covers all retail sales of the sizes and types of plywood listed in the annexed price tables made by sellers located in the counties of Niagara, Erie, Chautauqua, and Cattaraugus in the State of New York, and the counties of Warren, Forest, Clarion, Armstrong, Westmoreland, Washington, Beaver, Butler, Allegheny, Lawrence, Mercer, Crawford, Erie, and Venango, in the State of Pennsylvania, which counties constitute the portion of the States of New York and Pennsylvania in which the carload freight rate of plywood from Seattle, Washington is 92¢ per CWT. All provisions of Basic Order No. 1 as amended, under General Order No. 63 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is further amended in any respect the provisions of said order as amended shall likewise without fur-

ther action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order No. 63 as amended, and should be familiar with the provisions of said order. This revised adopting order supersees Adopting Order No. 21 under Basic Order No. 1 under General Order 63 issued January 17, 1946, and effective February 1, 1946, and said Adopting Order No. 21 under Basic Order No. 1 under General Order No. 63 is revoked as of the effective date of this order.

SEC. 2. *Definition of retail sales.* A retail sale means any sale to the ultimate consumer, or to a contractor for installation rather than resale, except where the sale is made by a plywood manufacturer, or a plywood distribution plant who in 1941 received more than 20 percent of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Rev. MPR 13.

SEC. 3. *Definition of construction items.* Construction items as the term is used in this order, means plywood items described as follows:

MOISTURE-RESISTANT TYPE

Plywood (sheathing) 5/8", 3/4" 1/2" and 5/8" rough.
Wallboard: 5/8" S2S to 1/4" 1/2" S2S to 3/8"
Sound 1 Sides: 7/16" S2S to 1/4" 1/2" S2S to 3/8"
Sound 2 Sides: 5/16" S2S to 1/4"

EXTERIOR TYPE

Sound 1 Side: 1/4" canded, 5/16" uncanded; 3/8" canded, 1/2" uncanded.
Sound 2 Sides: 1/4" canded, 5/16" uncanded,

SEC. 4. *Maximum prices.* Maximum prices as herein set forth are different for each of two classes of retailers:

Class I retailers are those who since June 20, 1945, purchased or purchase at least one carload of plywood on direct mill shipment. Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum prices for class I retailers on construction items in quantities under 1,000 square feet are set forth in Table IA. Maximum prices for Class I retailers on all other items in quantities under 1,000 square feet are set forth in Table I-B. Maximum prices for Class I retailers on construction items in quantities of 1,000 square feet or over are set forth in column I-C. Maximum prices for Class I retailers on all other items in quantities of 1,000 square feet or over are set forth in Table I-D. Maximum prices for Class II retailers for construction items in quantities under 1,000 square feet are set forth in Table II-A. Maximum prices for class II retailers for all other items in quantities under 1,000 square feet are set forth in Table II-B. Maximum prices for Class II retailers for construction items in quantities of

1,000 square feet or over are set forth in Table II-C. Maximum prices for Class II retailers for all other items in quantities of 1,000 square feet or over are set forth in Table II-D. Tables I-A, I-B, I-C, I-D, II-A, II-B, II-C, and II-D, are hereto annexed and made a part of this order.

SEC. 5. *Additions for delivery.* The above prices include all charges and additions for delivery in the seller's free delivery zone as recognized by him during March 1942. No deduction need be made if the purchaser elects to do his own delivery. If delivery is made outside the free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Rev. MPR 13, namely the amount computed by multiplying the estimated weights in section 22 of 3d Rev. MPR 13 by the applicable rail freight rate. Any addition for delivery must be shown separately on the invoice.

SEC. 6. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued. Differentials in price based on quantity sold must be observed as set forth in the price tables.

SEC. 7. *Relationship of this order to Basic Order No. 1 as amended, under General Order No. 63 as amended and to 3d Rev. MPR 13.* As previously stated all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order and specifically by 3d Rev. MPR 13. Except to the extent that they are inconsistent with the provisions of this order all other provisions of 3d Rev. MPR 13 shall remain applicable to sales covered by this order.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of his list of maximum prices as fixed by this order in each of his places of business within the area covered by this order. Class I sellers shall post Tables I-A, I-B, I-C, I-D and Class II sellers shall post Tables II-A, II-B, II-C, II-D. Posting of Tables II-A, II-B, II-C, II-D, by Class I sellers is a violation of this order.

SEC. 9 (a) *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

- (1) Name and Address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus deter-

mine the maximum price fixed by the applicable table of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under the applicable table of this order in accordance with the incomplete description.

SEC. 10. *Revocation or amendment.* This order may be revised, amended, re-

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

voiced or modified at any time by the Regional Administrator or the Price Administrator.

This order shall be effective as of March 30, 1946.

Issued this 27th day of May 1946.

LEO F. GENTNER,
Regional Administrator

TABLE I-A—MAXIMUM PRICES FOR SALE OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

(For quantities sold under 1,000 square feet. Price per square foot)

| Thickness—widths to 48" (except plypanel); ¹ lengths to 96" ² | Plyscord | Plywall | Plypanel ¹ | | Exterior grades | |
|--|----------|---------|-----------------------|--------------|-----------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| | Cents | Cents | Cents | Cents | Cents | Cents |
| 3/4" 3-ply | 7 | 7 | 8 | 7 1/2 | 9 1/4 | 8 1/2 |
| 5/16" 3-ply | 6 1/2 | 7 | 8 1/4 | 7 1/4 | 9 | 11 |
| 3/8" 3-ply | 7 1/2 | 7 | 8 1/4 | 7 1/4 | 9 | 11 |
| 1/2" 3- or 5-ply | 8 1/4 | 7 | 8 1/4 | 7 1/4 | 9 | 11 |
| 3/8" 3- or 5-ply | 12 | 7 | 8 1/4 | 7 1/4 | 9 | 11 |

TABLE I-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

| Thickness—Widths to 48" (except ply-panel); ¹ lengths to 96" ² | Plywall | Plyform | Plypanel ¹ sound 2 sides ² | Exterior grades | | | |
|--|---------|---------|---|-----------------|---------------|------------|--------------|
| | | | | Marino | Sound 2 sides | Industrial | Sound 1 side |
| | Cents | Cents | Cents | Cents | Cents | Cents | Cents |
| 3/4" 3-ply | 10 1/4 | 8 | 10 1/4 | 10 1/4 | 11 1/4 | 8 1/2 | 11 1/4 |
| 3/8" 3-ply | 12 1/2 | 8 | 9 | 12 1/2 | 11 1/4 | 11 | 11 1/4 |
| 1/2" 5-ply | 10 1/4 | 14 1/4 | 12 | 18 1/4 | 16 1/4 | 16 1/4 | 16 1/4 |
| 3/4" 5-ply | 16 1/4 | 14 1/4 | 14 1/4 | 21 1/4 | 19 | 18 1/4 | 18 1/4 |
| 3/4" 5-ply | 18 1/4 | 16 1/4 | 16 1/4 | 24 1/2 | 22 1/2 | 22 | 21 1/4 |

¹ Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct 1/4¢ per square foot; for widths 24" and under deduct 1/2¢ per square foot.
² For plypanel Sound 1 side deduct from the Sound 2 sides price 1/4¢ per square foot except for 3/4" 3-ply.
³ For widths over 48" through 60" (except plywall) add 1 1/4¢ per square foot; for lengths over 8' through 9' add 3/4¢ per square foot; for lengths over 9' through 10' add 1 1/4¢ per square foot; for lengths over 10' through 11' add 2¢ per square foot; for lengths over 11' through 12' add 2 1/2¢ per square foot.

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

TABLE I-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

(For quantities sold 1,000 square feet and over. Price per 1,000 square feet)

| Thickness—Widths to 48" (except plypanel); ¹ lengths to 96" ² | Plyscord | Plywall | Plypanel ¹ | | Exterior grades | |
|--|----------|---------|-----------------------|--------------|-----------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| 3/4" 3-ply | | \$65.20 | \$73.60 | \$69.70 | \$95.20 | \$79.40 |
| 5/16" 3-ply | \$59.80 | | | | | |
| 3/8" 3-ply | 69.40 | 81.65 | | 85.65 | | 102.30 |
| 1/2" 3- or 5-ply | 90.45 | | | | | |
| 3/8" 3- or 5-ply | 110.95 | | | | | |

TABLE I-D—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

| Thickness—Widths to 48" (except ply-panel); ¹ lengths to 96" ² | Plywall | Plyform | Plypanel ¹ sound 2 sides ² | Exterior grades | | | |
|--|---------|---------|---|-----------------|---------------|------------|--------------|
| | | | | Marino | Sound 2 sides | Industrial | Sound 1 side |
| 3/4" 3-ply | | \$74.60 | | \$94.65 | | \$78.30 | |
| 3/8" 3-ply | | | \$81.00 | 117.20 | \$103.85 | 100.00 | |
| 1/2" 5-ply | \$99.40 | 131.10 | 109.65 | 168.60 | 148.65 | 145.00 | \$142.65 |
| 3/4" 5-ply | | 148.70 | 129.95 | 195.15 | 176.10 | 172.20 | 169.25 |
| 3/4" 5-ply | | 166.75 | 148.65 | 225.95 | 205.60 | 202.95 | 200.00 |

¹ Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct \$2.65 per M square feet; for widths through 24" and under, deduct \$4 per M square feet.
² For plypanel Sound 1 side, deduct from the Sound 2 sides price \$3.70 per M square feet except for 3/4" 3-ply.
³ For widths over 48" through 60" except plywall add \$11.75 per M square feet; for lengths over 8' through 9' add \$7.75 per M square feet; for lengths over 9' through 10' add \$11.75 per M square feet; for lengths over 10' through 11' add \$19.45 per M square feet; for lengths over 11' through 12' add \$23.45 per M square feet.

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

TABLE II-A—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold under 1,000 square feet. Price per square foot]

| Thickness—widths to 48" (except plypanel); ¹ lengths to 96" ² | Plyboard | Plywall | Plypanel ³ | | Exterior grades | |
|---|----------|-------------|-----------------------|--------------|-----------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| 1/4" 3-ply | Cents | Cents 7 1/2 | Cents 8 1/2 | Cents 8 | Cents 12 1/2 | Cents 9 |
| 1/2" 3-ply | 8 1/2 | 8 1/2 | 8 1/2 | 8 1/2 | 12 1/2 | 9 |
| 3/8" 3-ply | 8 1/2 | 8 1/2 | 8 1/2 | 8 1/2 | 12 1/2 | 9 |
| 1/2" 3- or 5-ply | 10 1/2 | 10 1/2 | 10 1/2 | 10 1/2 | 12 1/2 | 9 |
| 3/4" 3- or 5-ply | 12 1/2 | 12 1/2 | 12 1/2 | 12 1/2 | 12 1/2 | 9 |

TABLE II-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

| Thickness—Widths to 48" (except ply-panel); ¹ lengths to 96" ² | Plywall | Plyform | Plypanel ³ sound 2 sides ⁴ | Exterior grades | | | |
|--|---------|-------------|--|-----------------|---------------|------------|--------------|
| | | | | Marine | Sound 2 sides | Industrial | Sound 1 side |
| 1/4" 3-ply | Cents | Cents 8 1/2 | Cents 8 1/2 | Cents 11 | Cents 12 | Cents 9 | Cents 9 |
| 1/2" 3-ply | 11 1/2 | 15 1/2 | 15 1/2 | 15 1/2 | 12 | 11 1/2 | 11 1/2 |
| 3/8" 3-ply | 11 1/2 | 15 1/2 | 15 1/2 | 15 1/2 | 12 | 11 1/2 | 11 1/2 |
| 1/2" 3- or 5-ply | 17 1/2 | 17 1/2 | 17 1/2 | 23 1/2 | 20 1/2 | 20 | 16 1/2 |
| 3/4" 3- or 5-ply | 19 1/2 | 19 1/2 | 19 1/2 | 23 1/2 | 24 | 23 1/2 | 23 1/2 |

¹ Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct 1/4¢ per square foot; for widths 24" and under deduct 1/4¢ per square foot.

² For plypanel Sound 1 side deduct from the Sound 2 sides price 1/4¢ per square foot except for 3/4" 3-ply.

³ For widths over 48" through 60" (except plywall) add 1/4¢ per square foot; for lengths over 8' through 9' add 1¢ per square foot; for lengths over 9' through 10' add 1 1/4¢ per square foot; for lengths over 10' through 11' add 2 1/4¢ per square foot; for lengths over 11' through 12' add 2 3/4¢ per square foot.

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

TABLE II-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold 1,000 square feet and over. Price per 1,000 square feet]

| Thickness—Widths to 48" (except plypanel); ¹ lengths to 96" ² | Plyboard | Plywall | Plypanel ³ | | Exterior grades | |
|---|----------|---------|-----------------------|--------------|-----------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| 1/4" 3-ply | | \$70.25 | \$70.50 | \$70.15 | \$91.50 | \$81.00 |
| 1/2" 3-ply | \$84.45 | 74.50 | 88.00 | 62.15 | | 110.25 |
| 3/8" 3-ply | 84.45 | 74.50 | 88.00 | 62.15 | | 110.25 |
| 1/2" 3- or 5-ply | 97.45 | 110.25 | | | | |
| 3/4" 3- or 5-ply | 110.25 | | | | | |

TABLE II-D—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

| Thickness—Widths to 48" (except ply-panel); ¹ lengths to 96" ² | Plywall | Plyform | Plypanel ³ sound 2 sides ⁴ | Exterior grades | | | |
|--|----------|---------|--|-----------------|---------------|------------|--------------|
| | | | | Marine | Sound 2 sides | Industrial | Sound 1 side |
| 1/4" 3-ply | | \$81.15 | \$89.65 | \$162.50 | \$112.00 | \$25.15 | |
| 1/2" 3-ply | | 142.25 | 119.25 | 127.45 | 161.75 | 164.25 | |
| 3/8" 3-ply | \$103.10 | 142.25 | 119.25 | 127.45 | 161.75 | 164.25 | \$127.15 |
| 1/2" 3- or 5-ply | | 161.75 | 141.50 | 212.25 | 159.45 | 157.25 | 181.00 |
| 3/4" 3- or 5-ply | | 181.35 | 161.25 | 245.50 | 223.00 | 229.50 | 217.50 |

¹ Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct \$2.00 per M square foot; for widths 24" and under deduct \$4.35 per M square foot.

² For plypanel sound 1 side deduct from sound 2 side prices \$4.00 per M square foot except for 3/4" 3-ply.

³ For widths over 48" through 60" (except plywall) add \$12.75 per M square foot; for lengths over 8' through 9' add \$8.40 per M square foot; for lengths over 9' through 10' add \$12.75 per M square foot; for lengths over 10' through 11' add \$21.45 per M square foot; for lengths over 11' through 12' add \$25.50 per M square foot.

[F. R. Doc. 46-10147; Filed, June 13, 1946; 4:36 p. m.]

[Syracuse Adopting Order 44 Under Basic Order 1 Under Gen. Order 68]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN SYRACUSE, N. Y., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register

and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order No. 63 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director,

Syracuse District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1 as amended, under General Order No. 63 as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis, of certain building materials listed in Schedule A hereto annexed and generally known as "hard mason materials" All provisions of Basic Order No. 1 as amended, under General Order 63 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If Basic Order No. 1 as amended, is further amended in any respect, the provisions of said Order as amended, shall likewise without further action, become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 63 as amended, and should be familiar with the provisions of said order.

Sec. 2. *Territory covered by this order.* The geographical area covered by this order is the Counties of Wayne, Ontario, Seneca, and Cayuga, and that part of Onondaga County not covered by Adopting Order No. 3 under Basic Order No. 1, all in the State of New York.

Sec. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order. The prices fixed in Schedule A cover all sales in the territory covered by this order, regardless of the location of the place of business of the seller.

Sec. 4. *Discounts, allowances, and terms of sale.* The maximum delivered prices set forth in Schedule A apply to all delivered sales where the commodities delivered exceed the value of \$50. On sales of less than \$50 a delivery charge not in excess of \$2 may be made. All customary allowances, discounts and differentials must be preserved.

Sec. 5. *Relationship of this order to Basic Order No. 1 as amended, under General Order No. 63 as amended, and to General Maximum Price Regulation, and other maximum price regulations.* As previously stated, all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation, or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the general maximum price regulations, or of any other applicable regulation or order shall remain applicable to sales covered by this order.

Sec. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the List of maximum prices fixed by this order in each place of business within the area covered by this order.

Sec. 7. *Records and sales slips—(a) Required information.* The provisions of

section (e) of Basic Order No. 1 as amended, covering sales slips and records are adopted in and applicable to this order, as if specifically set forth herein, and also on any sale of \$25 or more, each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 14, 1946.

Issued this 7th day of June 1946.

GEORGE G. MOORE,
District Director

SCHEDULE A

| Item and unit | Delivered price |
|--|-----------------|
| 1. Plaster, hardwall sanded, 100 lb. bag | \$0.87 |
| 2. Plaster, hardwall neat, 100 lb. bag | 1.12 |
| 3. Plaster, gauging, 100 lb. bag | 2.12 |
| 4. Keene's cement, 100 lb. bag | 2.37 |
| 5. Finishing lime, 50 lb. bag | .60 |
| 6. Gypsum lath $\frac{3}{8}$ " M sq. ft. | 26.00 |
| 7. Metal lath 3.4 lb. Painted diamond mesh, sq. yd. | .30 |
| 8. Portland cement std. (paper bags), 94 lb. bag | 1.80 |
| 9. Masonry mortar, 70 lb. bag | .75 |
| 10. Mason's hydrated lime, 50 lb. bag | .55 |
| 11. Fire brick 9" straight 1st quality, M | 86.00 |
| 12. Fire clay, 100 lb. bag | 1.00 |
| 13. Clay drain tile 3" per linear ft. | .066 |
| 14. Clay drain tile 4" per linear ft. | .084 |
| 15. Clay drain tile 6" per linear ft. | .167 |
| 16. Vitrified clay sewer pipe 4" per 2 ft. length | .41 |
| 17. Vitrified clay sewer pipe 6" per 2 ft. length | .625 |
| 18. Flue lining 9" x 9" per 2 ft. length | .84 |
| 19. Flue lining 9" x 13", per 2 ft. length | 1.25 |
| 20. Gypsum wallboard $\frac{3}{8}$ ", M sq. ft. | 40.00 |
| 21. Asphalt roofing 90 lb. mineral surface, roll (108 sq. ft.) | 2.55 |
| 22. Asphalt or tarred felt 15 lb., roll (432 sq. ft.) | 2.45 |
| 23. Asphalt or tarred felt 30 lb., roll (216 sq. ft.) | 2.45 |
| 24. Asphalt shingles 3" thick butt 210 lb., sq. | 6.25 |
| 25. Asphalt shingles 2 tab. hexagon 165 lb., sq. | 5.00 |
| 26. Fibre insulation board $\frac{1}{2}$ " std. lath, M sq. ft. | 50.00 |
| 27. Fibre insulation board $\frac{3}{8}$ " asphalt, sheathing, M sq. ft. | 66.15 |

¹ Yard price, 75 cents.

² Yard price, 70 cents.

| Item and unit | Delivered price |
|---|-----------------|
| 28. Hard density synthetic fibre board tempered std., M sq. ft. | 90.00 |
| 29. Thermal insulation blankets (paper-backed) medium, M sq. ft. | 45.00 |
| 30. Thermal insulation blankets (paper-backed) thick, M sq. ft. | 65.00 |
| 31. Thermal insulation batts (paper-backed) 2" thick, M sq. ft. | 45.00 |
| 32. Thermal insulation batts (paper-backed) full thick, M sq. ft. | 65.00 |
| 33. Thermal insulation loose (nodulated), 40 lb. bag | 1.40 |

Maximum delivered prices fixed by this order apply to all delivered sales where the commodities exceed the value of \$50. On sales of less than \$50 a delivery charge not exceeding \$2 may be made.

[F. R. Doc. 46-10148; Filed, June 13, 1946; 4:36 p. m.]

[Philadelphia Adopting Order 2 Under Basic Order 3 Under RMPR 251]

INSTALLED INSULATION IN EXISTING STRUCTURES AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN HARRISBURG, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region 2 by the Emergency Control Act of 1942 as amended by section 9 of Revised Maximum Price Regulation 251 as amended and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered that:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 3 under section 9 to Revised Maximum Price Regulation No. 251 as amended, covers all sales of installed insulation and related and incidental construction work in existing structures in the area hereinafter described. All provisions of the Basic Order No. 3 under section 9 of Revised Maximum Price Regulation No. 251 as amended are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 3 is amended in any respect, the provisions of said order as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 3 under section 9 of Revised Maximum Price Regulation No. 251, as amended, and should be familiar with the provisions of said basic order.

SEC. 2. *Territory covered by this order* The geographical area covered by this order consists of the counties of Mifflin, Juniata, Perry Dauphin, Lebanon, Lancaster, York, Adams, Franklin, and Cumberland, all in the State of Pennsylvania.

SEC. 3. *General provisions*—(1) *Related and incidental work.* The term "related and incidental" work, for the purposes of this order, shall mean any installation of building materials, or any work necessary for the actual installation of insulation and provided by the seller for which prices are not fixed by

this order. Charges for such work shall be determined under RMPR 251, and shall be stated separately on all contracts or invoices.

(2) *Fire retarding.* Where fire retarding material and specified density are required by local building codes, or by any other local ordinance, the cost of doing this work shall be determined under RMPR 251.

(3) *Special insulation.* All types of insulation not expressly listed in the categories contained in this order, shall, for the purposes of this order, be treated as special insulation. Charges for such special insulation shall be determined under Revised Maximum Price Regulation 251, and such charges shall be separately stated on all contracts or invoices.

(4) *Bonded, tar, gravel and metal roofs.* Where it is necessary to preserve the guarantee of a bonded roof, the price of the opening and restoration of the roof to its original condition, in accordance with the guarantee, shall be determined under RMPR 251.

Where it is necessary to open a roof, the exterior of which is composed of tar, gravel, or metal the price of the opening and restoration of the roof to its original condition shall be determined under RMPR 251.

(5) *Access to areas to be insulated.* The maximum prices fixed by this order include scaffolding and other means for access commonly used by the industry for the installation of insulation.

Where unusual conditions are encountered which require special scaffolding or other special means of access to areas to be insulated, the price of this special work shall be determined under RMPR 251.

(6) *Retaining material.* The price of furnishing and installing retaining material other than the three standard types specified in this order shall be determined under RMPR 251.

(7) *Finished flooring.* The term finished flooring shall mean flooring strip or parquet up to three and one-quarter inches ($3\frac{1}{4}$ " wide, and other architecturally designed or antique flooring that has been sanded, filled, finished, waxed and pressure rubbed, or shellacked to form a finished product.

Where it is necessary to make openings in such floor for the insulation of areas under said floor, the price of the openings and restoration of the floor to its original condition shall be determined under RMPR 251.

(8) *Finished ceilings.* Where it is necessary to make openings in a ceiling, or overhang, finished with materials other than the three standard retaining materials specified in this order, for the insulation of areas above such ceiling, the price of the openings and restoration of the ceiling to its original condition shall be determined under RMPR 251.

(9) *Deliveries.* The maximum prices provided by this order shall apply to all installations of insulation made within a radius of ten miles of the seller's nearest place of business.

For installations of insulation at more distant points, one-half of one percent ($\frac{1}{2}$ of 1%) may be added to the total contract price for each mile in

excess of 10 miles from the seller's nearest place of business.

SEC. 4. *Maximum prices.* The maximum prices for all sales of installed insulation in existing structures in the area covered by this order are set forth in Schedule A hereto annexed and made a part of this order. The prices fixed in this order apply to all sales in the area covered by this order regardless of the location of the seller's place of business.

SEC. 5. *Relationship of this order to other regulations and orders.* As previously stated, all provisions of Basic Order No. 3 are adopted by this order. The maximum prices fixed by this order supersede sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 as amended with respect to all sales of installed insulation in existing structures in the area covered by this order, unless otherwise provided by this order. All other provisions of Revised Maximum Price Regulation No. 251 as amended are applicable to transactions covered by this order unless otherwise specifically provided in this order.

SEC. 6. *Notification.* Every person making sales of insulation covered by this order shall furnish to the purchaser at or before the starting of the work, a copy of the agreement pursuant to which the work is to be done. This agreement shall set forth the name and address of the buyer and of the seller, the location of the work, and an adequate description of the areas to be insulated, the materials to be used, and the services to be performed, and the amount to be paid. If any work other than insulation, for which ceiling prices are fixed by this order is to be performed, the price of such work shall be separately stated.

SEC. 7. *Revocation or amendment.* This order may be revised, amended, revoked, or modified at any time by the Office of Price Administration.

This order shall become effective June 24, 1946.

Issued this 10th day of June 1946.

FRANK J. LOFTUS,
District Director

SCHEDULE A

The prices listed below are per square foot, (4 inch thickness basis) for insulation wool as defined in paragraph (b) of Basic Order No. 3 under section 9 of RMPR 251.

FLAT AREAS

Exposed ceilings

| | Prices per square ft. |
|---|-----------------------|
| 1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1..... | \$0.12 |
| 2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling; open blowing conditions. (Price does not include cost of opening and closing.) Drawing 2..... | .13 |
| <i>Covered ceilings</i> | |
| 3. Open attics with a single rough flooring (unfinished) and accessible. No roof opening necessary, (price includes cost of removing and replacing flooring)..... | .14 |

SCHEDULE A—Continued

FLAT AREAS—continued

Flat ceilings in closed spaces
(Prices do not include cost of opening and closing—Items 4 to 9 inclusive)

| | Prices per square ft. |
|--|-----------------------|
| 4. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6: | |
| (a) Open floors..... | \$0.13 |
| (b) Closed single rough flooring (unfinished)..... | .15 |
| 5. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area. Drawing 7..... | .13 |
| 6. Flat built up roof types including row house construction and commercial buildings. Drawings 2 and 8..... | .15 |
| 7. Garrison overhang. Drawing 10..... | .15 |
| 8. Dormer tops. Drawing 11: | |
| (a) Where no retainer material is necessary..... | .13 |
| (b) Where retainer material is necessary (price includes installation of retainer material): | |
| Sisal kraft (includes belly band)..... | .17 |
| Backer board..... | .17 |
| Corrugated board..... | .18 |
| 9. Bay windows. Drawing 12: | |
| (a) Top..... | .13 |
| (b) Bottom..... | .14 |

Floors

(Price includes cost of opening and closing)

| | |
|---|-----|
| 10. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13..... | .15 |
| 11. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14. | |
| Sisal kraft (includes belly band)..... | .17 |
| Backer board..... | .18 |
| Corrugated board..... | .17 |

Floors over unexcavated areas

| | |
|---|-----|
| 12. Batts and blankets (full thick): Drawing 15: | |
| (a) Under 4 feet clearance..... | .18 |
| (b) Over 4 feet clearance..... | .18 |
| 13. 4" fill over retaining material and lath retaining surface. (Price includes installation of retainer material.) Drawing 16: | |
| (a) Under 4 feet clearance: | |
| Sisal kraft (includes belly band)..... | .20 |
| Backer board..... | .21 |
| Corrugated board..... | .20 |
| (b) Over 4 feet clearance: | |
| Sisal kraft (includes belly band)..... | .20 |
| Backer board..... | .21 |
| Corrugated board..... | .20 |

SLOPING AREAS

| | |
|--|-----|
| 14. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing.) Drawing 17..... | .15 |
| 15. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Price does not include cost of opening and closing.) Drawing 18..... | .10 |
| 16. Open rafters and slopes. Insulation held in place by retaining material. (Price includes installation of retainer material.) Drawing 19: | |
| (a) Blowing: | |
| Sisal kraft (includes belly band)..... | .10 |
| Backer board..... | .20 |
| Corrugated board..... | .19 |

SCHEDULE A—Continued

SLOPING AREAS—continued

| | Prices per square ft. |
|--|-----------------------|
| (b) Batts and blankets (full thick): | |
| Sisal kraft (includes belly band)..... | \$0.19 |
| Backer board..... | .20 |
| Corrugated board..... | .19 |

Knee walls and partitions

| | |
|--|------|
| 17. Interior plastered walls where no decoration is necessary except plaster patching. (Price includes opening and closing.) Drawing 20..... | .17 |
| 18. Knee walls adjacent to slopes and easily accessible (open studs), no openings required. (Price includes installation of retainer material.) Drawing 21: | |
| (a) Batts and blankets—no retainer material..... | .15 |
| (b) Batts and blankets—retaining material (one side) | |
| Sisal kraft (includes belly band)..... | .19 |
| Backer board..... | .20 |
| Corrugated board..... | .19 |
| (c) Blown—no retainer material..... | .15 |
| (d) Blown—retaining material (both sides): | |
| Sisal kraft (includes belly band)..... | .23 |
| Backer board..... | .25 |
| Corrugated board..... | .23 |
| 19. Knee walls not accessible, requiring retaining material. (Price includes installation of retaining material but does not include opening and closing.) Drawing 22. | |
| Sisal kraft (includes belly band)..... | .19 |
| Backer board..... | .20 |
| Corrugated board..... | .19 |
| 20. Stairwells (price includes opening and closing), Drawing 23: | |
| (a) Soffits..... | .17 |
| (b) Walls (measurement of walls may be taken as rectangle from floor to ceiling)..... | .17 |
| (c) Weatherstrip attic door (felt stripping only) (flat price)..... | 1.00 |
| (d) Cover door with insulating board (insulation applied directly to door)..... | .24 |

Exterior walls

All prices on gross basis (prices include opening and closing)

| | |
|--|-------|
| 21. Exterior walls (including gable and end walls) with inner finish whose outer surface is composed of: | |
| (a) Wood or asphalt shingles..... | .16 |
| (b) Wood clapboard..... | .16 |
| (c) Brick..... | .23 |
| (d) Stucco..... | .22 |
| (e) Asbestos-cement shingles..... | .20 |
| (f) Insulated brick. Drawings 24, 25, 26, 27, and 30..... | .20 |
| (g) Stone..... | .25 |
| 22. Gable and end walls without inner finish, requiring standard retaining material. (Price includes installation of retaining material.) Drawings 25, 26, and 27: | |
| Sisal kraft (includes belly band)..... | .19 |
| Backer board..... | .20 |
| Corrugated board..... | .19 |
| 22a. Batts and blankets not requiring retaining material..... | .19 |
| 23. Dormer cheeks and faces with inner finish, unit cast per dormer. Up to 5'0" in width. Over 5'0" in width—same unit price as exterior walls. Drawings 23 and 23 (flat price)..... | 15.00 |
| 24. Dormer cheeks and faces without inner finish, requiring retaining material. (Price includes installation of retaining material.) Drawings 23 and 23. | |
| Sisal kraft (includes belly band)..... | .19 |
| Backer board..... | .20 |
| Corrugated board..... | .19 |

SCHEDULE A—Continued

25. Maximum prices for the following openings in types of roof indicated:

| | Strip openings 12" wide per linear ft.) | Manhole openings (per opening) |
|--------------------------|---|--------------------------------|
| Wood shingle..... | \$0.35 | \$3.00 |
| Asphalt or asbestos..... | .50 | 3.00 |
| Slate..... | .60 | 3.00 |
| Tile..... | .50 | 3.00 |
| Roll Roofing..... | .50 | 3.00 |
| Built-up Roofing..... | .50 | 3.00 |
| Metal..... | .60 | 3.00 |

26. Maximum differentials per inch for thicknesses of insulation other than 4"

Cents per sq. inch

- (a) Above 4"..... 2
- (b) Below 4"..... 1½

The maximum prices set forth above apply to installations of insulation made within a radius of ten miles of the seller's nearest place of business. In the case of installations of insulations at more distant points, one-half of one percent, (½ of 1%) per mile may be added to the total contract price for each mile in excess of 10 miles from the seller's nearest place of business. The drawings referred to by number in this schedule are hereto annexed and made a part of this schedule.¹

[F. R. Doc. 46-10140; Filed, June 13, 1946; 4:34 p. m.]

[Region V Order G-3 Under MPR 592]

READY MIXED CONCRETE IN CLAY AND JACKSON COUNTIES, MO., AND WYANDOTTE AND JOHNSON COUNTIES, KANS.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592, it is hereby ordered:

SECTION 1. What this order does. This order establishes the maximum prices for all sales of ready mixed concrete when sold and delivered in the geographical area comprising Clay and Jackson Counties, Missouri, and Wyandotte and Johnson Counties, Kansas.

SEC. 2. Relation to Maximum Price Regulation No. 592 and to individual adjustment orders issued thereunder. Except as otherwise provided herein this order supersedes sections 5, 6, 7, 8, 9 and 10 of Maximum Price Regulation No. 592 with respect to sales and deliveries of ready mixed concrete covered by this order. All other sections of Maximum Price Regulation No. 592, together with all amendments thereto, that have been or may be issued, shall apply to all sales and deliveries covered by this order except to the extent that are inconsistent with the provisions of this order.

This order also supersedes all orders establishing the maximum price on ready mixed concrete for, and issued to, any individual business or person selling and

delivering ready mixed concrete within geographical area covered by this order.

SEC. 3. Maximum prices. The maximum prices for the sale and delivery of ready mixed concrete covered by this order shall be as follows:

A. Table of prices.

| Standard cement in mixtures of— | Maximum price per cubic yard for each delivery by truck in quantities of 2 cubic yards or more | Maximum price per cubic yard for each delivery by truck in quantities of less than 2 cubic yards |
|---------------------------------|--|--|
| 1-3-5..... | \$8.07 | \$9.15 |
| 1-2-4..... | 8.50 | 9.58 |
| 1-2-3½..... | 8.83 | 9.96 |
| 1-2-3..... | 9.20 | 10.28 |
| 1-3 grout..... | 11.35 | 12.43 |
| 1-2 grout..... | 12.27 | 13.35 |

B. Table of prices.

| Early strength cement in mixtures of— | Maximum price per cubic yard for each delivery by truck in quantities of 2 cubic yards or more | Maximum price per cubic yard for each delivery by truck in quantities of less than 2 cubic yards |
|---------------------------------------|--|--|
| 1-3-5..... | \$9.15 | \$10.23 |
| 1-2-4..... | 9.58 | 10.66 |
| 1-2-3½..... | 9.96 | 11.03 |
| 1-2-3..... | 10.28 | 11.36 |

SEC. 4. Record keeping. Each seller must keep, at his place of business, available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order, reflecting the following information: -

1. Name and address of the purchaser.
2. Date of sale.
3. The quantity of ready mixed concrete delivered by each truck per trip to the purchaser's premises, including the type of mixture.
4. The price charged per cubic yard.
5. The total quantity sold and delivered.
6. The total amount charged.

SEC. 5. Enforcement. A. Persons violating any provision of this order are subject to the civil and criminal penalties including suits for triple damages provided for by the Emergency Price Control Act of 1942, as amended.

B. Persons who have any evidence of any violation of this order are urged to communicate with their nearest District Office of the Office of Price Administration.

SEC. 6. Amendment and revocation. This order may be amended or revoked at any time by the Office of Price Administration.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, and E.O. 9323, 8 F.R. 4681)

Issued at Dallas, Texas, this 4th day of June 1946.

Effective this 12th day of June 1946.

W. A. ORTH,
Regional Administrator

[F. R. Doc. 46-10151; Filed, June 13, 1946; 4:40 p. m.]

[Memphis Order G-2 Under Gen. Order 68] HARD BUILDING MATERIALS IN JACKSON, TENN., TRADING AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Memphis District Office, Region IV, of the Office of Price Administration by General Order No. 68, as amended, and Delegation Order No. 93 issued November 5, 1945 by the Regional Administrator, Region IV, it is hereby ordered:

SECTION 1. What this order covers.

This order covers all retail sales by any seller of the commodities specified in the Tables set forth in appendices A, B, C and D delivered to the purchaser in the Jackson, Tennessee, trading area. For the purposes of this order the Jackson, Tennessee, trading area consists of the City of Jackson and the area in Madison County within three miles distance of the corporate limits of the City of Jackson, Tennessee.

SEC. 2. Definition of retail sales. For the purposes of this order, a retail sale means a sale to an ultimate user, including among others, commercial users, industrial users and contractors, but not including applicators. Applicators are defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. Description of items covered by this order This order covers the list of "hard building materials" set forth in the annexed tables, including sand, gravel, crushed limestone, concrete blocks, common brick, Portland cement, lime, plaster, gypsum board, sheathing and lath, certain roofing materials, certain items of siding and farm tile. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. Relation to other regulations. The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. Maximum prices. The maximum prices for building materials covered by this order are set forth in the tables in Appendices A, B, C and D which are annexed to and made a part of this order.

SEC. 6. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of the Tables in appendices A, B, C and D, which list maximum prices fixed by this order, in each of his places of business within the city of Jackson and the area within three miles of the corporate limits of Jackson, Tennessee, in a manner plainly visible to all purchasers.

SEC. 7. Sales slips and records. Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must con-

¹ Filed as a part of the original document.

tinue to do so. Upon request from a customer such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller regardless of previous custom must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

Sec. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order No. G-2 shall become effective May 31, 1946.

Issued this 29th day of May 1946.

CHARLES P. JESTER, Jr.,
Acting District Director.

APPENDIX A—MAXIMUM PRICES FOR SPECIFIED MASONRY MATERIALS (HARD BUILDING MATERIALS) MARCH 23, 1946

| Description of commodity and size | Delivery unit | Maximum price, delivered direct from producers plant to job site in the city of Jackson, Tenn., and area within 3 miles of city limits of Jackson, Tenn. |
|-----------------------------------|---------------|--|
| Local sand (crack)..... | Yard..... | \$2.00 per yard. |
| River sand..... | do..... | \$3.50 per yard. |
| River gravel..... | do..... | \$3.50 per yard. |
| Concrete blocks: | Truck load | \$9.10 each. |
| 8" x 8" x 16"..... | do..... | \$9.27 each. |
| 12" x 8" x 16"..... | do..... | \$9.11 each. |
| 4" x 8" x 16"..... | do..... | \$9.15 each. |
| 6" x 8" x 16"..... | do..... | \$22.00 per m. |

(1) Above maximum prices are based upon one delivery to job site of quantities shown as "Delivery Unit."
(2) All prices subject to 2% cash discount, 10th prox.

APPENDIX D—MAXIMUM PRICES FOR SPECIFIED MASONRY MATERIALS (HARD BUILDING MATERIALS)

Maximum price, delivered to job site in the city of Jackson, Tenn., and the area within 3 miles of Jackson, Tenn.

Commodity:

| | |
|----------------------------------|--------|
| Crushed limestone (per ton)..... | \$4.00 |
| Farm drain tile (each)..... | .10 |

All prices are subject to 2% cash discount, 10th prox.

[F. R. Doc. 46-10149; Filed, June 13, 1946; 4:37 p. m.]

[San Antonio Order G-4 Under Gen. Order 63, Amdt. 1]

BUILDING MATERIALS IN EL PASO COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68 and Order No. G-4, It is hereby ordered, That Order No. G-4 under General Order No. 63 be amended in the following respects:

1. In the price list in Appendix A the items set forth below are amended to read as follows:

| Name of item and basic unit | Maximum price f. o. b. plant, yard, siding or store, or delivered in free delivery zone |
|---|---|
| Asphalt roofing, mineral surface, 30 lb. roll..... | \$3.18 |
| Asphalt or tarred felt, 15 lb., roll..... | 3.21 |
| Asphalt or tarred felt, 30 lb., roll..... | 3.21 |
| Asphalt shingles, 210 lb. (3 in 1) thick-butt, square..... | 7.63 |
| Asphalt shingles, 167 lb., 2 tab hexagon, square..... | 6.65 |
| Asphalt roll roofing, smooth surface, 45 lb., roll (1st grade)..... | 1.76 |
| Asphalt roll roofing, smooth surface, 55 lb., roll (1st grade)..... | 2.17 |
| Asphalt roll roofing, smooth surface, 65 lb., roll (1st grade)..... | 2.62 |

2. In the price list in Appendix A delete the item "Asphalt Roll Roofing, Smooth Surface, 35 lb., Roll (1st Grade) 1.35"

This order shall become effective May 29, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 27th day of May 1946.

C. T. GIESSEN,
District Director.

[F. R. Doc. 46-10150; Filed, June 13, 1946; 4:37 p. m.]

[Region VI Order G-16 Under RMPP 122, Appendix 69]

SOLD FUELS IN APPLETON, WIS., AREA

(a) *Applicability.* This Appendix No. 33 applies to all delivered sales to consumers of solid fuels made by retail dealers when the fuel is delivered to the purchaser within the area in the State of Wisconsin, including the City of Appleton, bounded on the north by U. S. High-

APPENDIX B—MAXIMUM PRICES FOR SPECIFIED MASONRY MATERIALS (HARD BUILDING MATERIALS) MARCH 23, 1946

| Commodity | Unit weight | Delivery unit | Maximum price, delivered to job site in the city of Jackson, Tenn., and the area within 3 miles of Jackson, Tenn. |
|-----------------------------------|-------------------|---------------|---|
| Portland cement..... | 95-lb. sack..... | Any..... | Per sack \$3.85 |
| Hydrated lime (mason's lime)..... | 50-lb. sack..... | Any..... | .63 |
| Finishing lime..... | 50-lb. sack..... | Any..... | .63 |
| Plaster, wall hard..... | 100-lb. sack..... | Any..... | 1.29 |
| Finishing plaster..... | 100-lb. sack..... | Any..... | 1.25 |

(1) Above maximum prices are based upon one delivery to the job site of quantities shown as "Delivery Unit"
(2) All prices are subject to 2% cash discount, 10th prox.

APPENDIX C—MAXIMUM PRICES FOR SPECIFIED HARD BUILDING MATERIALS

| Description of commodity | Specifications | Quantity of which these prices apply | Maximum price, delivered to job site in the city of Jackson, Tenn., and the area within 3 miles of Jackson, Tenn. |
|-------------------------------|-------------------------------|--------------------------------------|---|
| Gypsum board..... | 1/2"..... | Any..... | Per M ² , \$3.69 |
| Gypsum sheathing treated..... | 1/2"..... | Any..... | 3.69 |
| Gypsum lap sheathing..... | 1/2"..... | Any..... | 3.70 |
| Plaster base lath..... | 3/8"..... | Any..... | 23.00 |
| Gypsum board..... | 3/8"..... | Any..... | 43.00 |
| Metal lath..... | 2.5-lb. (painted)..... | Any..... | Per sq. ft. .23 |
| | 2.5-lb. (copper bearing)..... | Any..... | .23 |
| | 3.4-lb. (copper bearing)..... | Any..... | .33 |
| <i>Roofing materials</i> | | | Per square |
| Roll roofing..... | 90-lb mineral surfaced..... | Any..... | 2.25 |
| Strip shingles..... | 210-lb-12"..... | Any..... | 3.60 |
| | 167-lb.-11 1/2 hexagon..... | Any..... | 4.23 |
| Smooth rolled roofing..... | 45-lb..... | Any..... | 1.55 |
| | 55-lb. best grade..... | Any..... | 2.10 |
| | 65-lb. best grade..... | Any..... | 2.25 |
| Asbestos siding..... | 12" x 24" white..... | Any..... | 0.15 |
| | 12" x 24" glazed..... | Any..... | 0.60 |
| Roll brick siding..... | Any..... | Any..... | 3.70 |

All prices are subject to 2% cash discount, 10th Prox.

way 41, on the east by French Road, on the south by the northern boundary of Calumet County and U. S. Highway 10 to Township Road U (or the northern boundary of the Neenah-Menasha Area covered by Appendix 38), and to the west by U. S. Highway 41.

(b) *Price schedule.* (1) Immediately below and as part of this section (b) is a schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds and quantities. All prices are stated on a net ton basis.

(i) On domestic delivered sales of less than one ton the price shall be proportional to the price per ton plus an additional charge of 50 cents, but in no event shall the total price be in excess of that for a sale of one ton.

(ii) On domestic delivered sales of more than one ton for each fraction of a ton sold, the price shall be proportional to the price per ton.

PRICE SCHEDULE

| | <i>Domestic delivered per ton</i> |
|---|-----------------------------------|
| I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia) | |
| 1. Egg and stove, size group Nos. 2 and 3, all double screened egg coal top size larger than 3" all double screened stove coal top size larger than 1 1/4" but not exceeding 3" price classification A. | |
| a. Screened..... | \$14.45 |
| b. Shovelled or bin run..... | 13.95 |
| 2. Nut size group No. 4, all double screened nut coal top size larger than 3/4" but not exceeding 1 1/4" price classification A..... | 13.15 |
| 3. Pea or dedusted screenings, size group No. 5, all double screened pea coal top size not exceeding 3/4" all dedusted screenings top size not exceeding 3/4" and bottom size larger than 100 mesh but not exceeding 10 mesh, price classification A..... | 11.30 |
| 4. Screenings..... | 9.10 |
| II. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina) | |
| 1. Egg: | |
| a. Elkhorn seam..... | 12.15 |
| b. Splint seams..... | 11.85 |
| 2. Stove: | |
| a. Elkhorn seam..... | 11.85 |
| b. Hazard No. 4 seam..... | 11.80 |
| 3. Stoker: | |
| a. Premium Kentucky and Elkhorn seams..... | 12.05 |
| III. Pennsylvania anthracite (ash content not in excess of OPA quality standards) | |
| 1. Egg, stove, nut..... | 19.15 |
| 2. Pea..... | 17.95 |
| IV. Byproduct coke (Milwaukee Solvay or Ford) | |
| 1. Stove and nut..... | 15.40 |
| V. Briquettes: | |
| 1. Low volatile United and Reiss..... | 13.95 |
| 2. High volatile fire balls..... | 11.80 |
| VI. Package pocahontas: | |
| 1. Cliffs Coal Blox manufactured by Cleveland Cliffs Iron Co..... | 16.85 |
| 2. Manufactured by F. Hurlbut Co..... | 17.35 |

To the above maximum prices there may be added the Federal transportation tax of 4 cents per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this appendix: *Provided*, That the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this section, the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discounts from the net retail prices:

(i) If payment is made by the purchaser on delivery or within 15 days thereafter, \$1.00 per ton.

(ii) For coal picked up at the yard by a domestic consumer, 50 cents per ton.

(iii) For deliveries of 20 tons or more at one time to one destination in load lots, 50 cents per ton.

(iv) Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum price established by this order less the following amounts:

| | <i>Per ton</i> |
|--------------------------|----------------|
| Egg, stove, and nut..... | \$1.00 |
| Pea..... | .80 |

(e) Immediately below and a part of this section (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

| | <i>Coal per ton</i> | <i>Coke per ton</i> |
|---------------------------------|---------------------|---------------------|
| Wheel or carry from curb..... | \$0.75 | \$1.00 |
| Carrying up or down stairs..... | 1.00 | 1.25 |

(f) *Commercial and steam sales.* Commercial and steam sales shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(g) *Notification.* Every dealer subject to this order selling Pennsylvania Anthracite which has been identified by his supplier prior to its resale as Anthracite with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content." Such Anthracite must be kept separate in storage and delivery from all other Anthracite.

(h) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department store and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" means dumping or chuting the fuel from the seller's trucks directly into the buyer's

bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This order, designated as Appendix No. 39 as in the title above, shall be effective June 1, 1946, but it may be amended, modified, or revoked at any time.

Issued this 27th day of May 1946.

EARL W. CLARK,
Acting Regional Administrator

[F. R. Doc. 46-10141; Filed, June 13, 1946; 4:34 p. m.]

[Region VI Order G-16 Under RMPR 122, Appendix 40]

SOLID FUELS IN KAUKAUNA, KIMBERLY, AND LITTLE CHUTE, WIS., AREA

(a) *Applicability.* This Appendix No. 40 applies to all delivered sales to consumers of solid fuels made by retail dealers when the fuel is delivered to the purchaser within the area in the State of Wisconsin, including the cities or towns of Kaukauna, Kimberly and Little Chute, bounded on the north by County Road JJ, on the east by the eastern boundary of Brown County, on the south by the Northern boundary of Calumet County, and on the west by French Road.

(b) *Price schedule.* (1) Immediately below and as part of this section (b) is a schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds, and quantities. All prices are stated on a net ton basis.

(i) On domestic delivered sales of less than one ton the price shall be proportional to the price per ton plus an additional charge of 25¢, but in no event shall the total price be in excess of that for a sale of one ton.

(ii) On domestic delivered sales of more than one ton for each fraction of a ton sold, the price shall be proportional to the price per ton.

PRICE SCHEDULE

| | <i>Domestic delivered per ton</i> |
|---|-----------------------------------|
| I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia) | |
| 1. Egg, size group No. 2, all double screened egg coal top size larger than 3" price classifications A and B: | |
| a. Screened..... | \$13.35 |
| b. Shovelled or bin run..... | 12.85 |
| 2. Stove, size group No. 3, all double screened stove coal top size larger than 1 1/4" but not exceeding 3" price classification A. | |
| a. Screened..... | 12.70 |
| b. Shovelled or bin run..... | 12.20 |
| 3. Nut..... | 12.45 |
| 4. Screenings..... | 8.10 |

PRICE SCHEDULE—Continued

| | <i>Domestic delivered per ton</i> |
|--|-----------------------------------|
| II. Low volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina) | |
| 1. Nut size group No. 4, all double screened nut coal top size larger than 3/4" but not exceeding 1 1/4" price classifications B through E. | \$11.40 |
| III. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina) | |
| 1. Egg: | |
| a. Premium Kentucky and Elkhorn seams | 11.40 |
| b. Splint seams | 11.05 |
| 2. Stoker: | |
| a. Premium Kentucky and Elkhorn seams | 10.70 |
| IV. Pennsylvania anthracite (ash content not in excess of OPA quality standards) | |
| 1. Egg, stove and nut | 17.85 |
| 2. Pea | 16.50 |
| V. Byproduct coke: | |
| 1. Milwaukee Solvay or Ford | 15.05 |
| VI. Package Pocahontas: | |
| 1. Manufactured by F. Hurlbut & Co. | 15.75 |
| 2. Cliffs Coal Blox, manufactured by Cleveland Cliffs Iron Co. | 15.25 |
| VII. Briquettes: | |
| 1. Low volatile United Reiss | 12.60 |
| 2. High volatile fireballs | 10.15 |

To the above maximum prices there may be added the Federal Transportation Tax of 4 cents per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this Appendix provided that the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this section, the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discount from the net retail prices:

(i) For coal picked up at the yard by a domestic consumer, 50 cents per ton.

(ii) Maximum prices for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum price established by this order less the following amounts:

| | <i>Per ton</i> |
|---------------------|----------------|
| Egg, stove, and nut | \$1.00 |
| Pea | .80 |

(e) *Additional charges.*

(i) Any dealer who added a charge for credit in the base period of December, 1941 may continue to add that same charge.

(ii) Immediately below and a part of this section (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this appendix. These charges

may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

| | <i>Per ton</i> |
|----------------------------|----------------|
| Wheel or carry from curb | \$0.50 |
| Carrying up or down stairs | 1.00 |

(f) *Commercial and steam sales.* Commercial and steam sales shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(g) *Notification.* Every dealer subject to this order selling Pennsylvania anthracite which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content." Such anthracite must be kept separate in storage and delivery from all other anthracite.

(h) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department store and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" means dumping or chuting the fuel from the seller's trucks directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122, or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This order, designated as Appendix No. 40, as in the title above, shall be effective June 10, 1946, but it may be amended, modified, or revoked at any time.

Issued this 3d day of June 1946.

EARL W. CLARK,
Acting Regional Administrator.

[F. R. Dec. 46-10142; Filed, June 13, 1946; 4:34 p. m.]

[Region VI Order G-34 Under RMPR 122]

SOLID FUELS IN WAUKESHA, WIS., AREA

Under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) of Maximum Price Regulation No. 122 and for reasons set forth in an opinion issued simultaneously herewith, it is ordered:

(a) *What this order does.* This order adjusts the maximum prices heretofore established under Revised Maximum Price Regulation No. 122 for sales of specified solid fuels delivered from retail yards in the Waukesha, Wisconsin area.

(b) *Geographical applicability.* This order applies to all "delivered" sales of

specified solid fuels made by all sellers from retail yards where the fuel is delivered to the purchaser in the area comprising the city limits of Waukesha, Wisconsin, and the normal area into which the subject dealers have customarily delivered at the same level of prices.

(c) (1) *Price schedule.* The maximum prices on all coal sold and delivered from retail yards in the area specified in (b) hereof be, and the same are hereby, increased 15 cents per ton.

(2) Nothing in this order shall preclude the continuing addition of the Federal transportation tax.

(d) *Definitions.* (1) The term "delivered" or "direct delivery" means a sale of solid fuel in which the delivery services are included in the price charged to the purchaser when the fuel is delivered to the purchaser's premises and dumped or chuted from the seller's trucks directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(2) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

(e) *Effect of this order on Revised Maximum Price Regulation No. 122.* To the extent applicable the provisions of this order supersede Revised Maximum Price Regulation No. 122. In so far as any provisions of this order may be inconsistent with any provision of Revised Maximum Price Regulation No. 122, the provision contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122 shall remain in full force and effect.

(f) The increase established by this order does not reflect the increase of 10 cents per net ton authorized under § 1340.254 (e) (3) of Revised Maximum Price Regulation No. 122, as amended by Amendment No. 42. Sellers covered by this order may continue to include such increase of 10 cents per net ton.

Issued this 21st day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Dec. 46-10143; Filed, June 13, 1946; 4:35 p. m.]

[San Francisco Order G-2 Under RMPR 259]

DOMESTIC MALT BEVERAGES IN SAN FRANCISCO, CALIF., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What the order does.* In accordance with the provisions of section 4.1 (c) of Revised Maximum Price Regulation 259, as amended, this order establishes a base delivery zone for wholesalers of bottled and canned domestic malt beverages by establishing a

common center point, or the geographic limits, or both, of such a zone.

Sec. 2. *Where this order applies.* This order covers the Counties of San Joaquin, Stanislaus, Merced, Kings, Tulare; the Cities of Yuba and Sacramento, in the State of California, and the areas measured by a radius of 20 miles from the City Hall of each of these cities; and the City of Coalinga, in the State of California, but not beyond the city limits thereof.

Sec. 3. *Applicability*—(a) *Within the base delivery zone.* No wholesaler located within the base delivery zone described in section 2 of this order may charge for delivery within such described base delivery zone. Such sellers' ceiling prices for sales may not exceed the ceiling prices figured in accordance with the provisions of Revised Maximum Price Regulation 259, as amended.

(b) *Outside the base delivery zone.* Such sellers, with the exception of those located in the City of Coalinga (see paragraph (c) below) located in the base delivery zone defined in section 2 of this order, may charge in addition to their ceiling prices for bottled and canned malt beverages for delivery outside the area described in section 3 (a) in accordance with the applicable provisions of Revised Maximum Price Regulation 259, as amended. The charges which may be added are:

| Distance beyond base delivery zone: | Permitted delivery chg. (cents per case) |
|--|--|
| 20 miles or less..... | 3 |
| More than 20 miles but less than 40 miles..... | 6 |
| 40 miles or more but less than 60 miles..... | 9 |
| 60 miles or more but less than 80 miles..... | 12 |
| 80 miles or more but less than 100 miles..... | 15 |
| 100 miles or more but less than 120 miles..... | 18 |
| 120 miles or more but less than 140 miles..... | 21 |
| 140 miles or more..... | 24 |

(c) This order applies only within the City limits of the City of Coalinga. The provisions of paragraph (b) above do not apply. Wholesalers located in the City of Coalinga by delivering outside the city limits thereof are governed by the provisions of Order No. G-3.

(d) *Wholesalers located outside the base delivery zone.* This order shall not apply to wholesalers located outside the area described in section 2 of this order.

Sec. 4. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in Revised Maximum Price Regulation 259, as amended, shall apply to the terms used herein.

This order shall become effective May 10, 1946.

Issued this 5th day of May 1946.

E. J. BENNETT,
District Director

[F. R. Doc. 46-10145; Filed, June 13, 1946; 4:35 p. m.]

[Region VI Order G-11 Under Rev. SO 119]

ROLSCREEN CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of Region VI of the Office of Price Administration under the provisions of section 16 of Revised Supplementary Order No. 119, this Order No. G-11 is issued:

(a) *What this order does.* This order establishes maximum prices for sales of Pella casement windows manufactured by the Rolscreen Company, Pella, Iowa (hereinafter referred to as the "manufacturer")

(b) *Manufacturer's maximum price.* The manufacturer's maximum price of Pella casement windows which have a wooden sash and steel frame with a steel rolling window screen and double glazing on and after the effective date of this order shall be the manufacturer's maximum price under Maximum Price Regulation No. 591 plus 7 per cent.

(c) *Resellers' maximum price.* Resellers may add to their presently established prices of Pella casement windows manufactured by the Rolscreen Company, the dollars-and-cents increase charged them by the manufacturer pursuant to Section (b) of this order.

(d) Manufacturer and resellers must maintain customary discounts, allowances, and handling and delivery charges.

(e) *Notification.* At the time of or prior to the first invoice to the purchaser for resale, the manufacturer shall furnish such purchaser with a copy of this order.

(f) *Definition.* Reseller means a person who buys and resells Pella casement windows manufactured by the manufacturer.

(g) *Applicability.* The maximum prices established by this order are applicable to all sales and deliveries of Pella casement windows, subject to this order, made in the continental United States.

(h) All requests not granted herein are denied.

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

(j) This order shall become effective immediately.

Issued this 27th day of May 1946.

R. E. WALTERS,
Regional Administrator

[F. R. Doc. 46-10157; Filed, June 13, 1946; 4:37 p. m.]

[San Francisco Order G-3 Under RMPR 259].
DOMESTIC MALT BEVERAGES IN SAN FRANCISCO, CALIF., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What the order does.* In accordance with the provisions of section 4.1 (c) of Revised Maximum Price Regulation 259, as amended, this order establishes a base delivery zone for wholesalers of bottled and canned do-

mestic malt beverages by establishing a common center point, or the geographic limits, or both, of such a zone.

Sec. 2. *Where this order applies.* This order covers the Counties of Fresno (except the cities or towns of Coalinga, Florence Lake, Cedar Crest, Lakeshore, Huntington Lake, Big Creek, Camp Sierra, Shaver Lake and Dinkey Creek) and Madera (except the cities or towns of Sugar Pine, Minarets and Bass Lake)

Sec. 3. *Applicability*—(a) *Within the base delivery zone.* No wholesaler located within the base delivery zone described in section 2 of this order may charge for delivery within such described base delivery zone. Such sellers' ceiling prices for sales may not exceed the ceiling prices figured in accordance with the provisions of Revised Maximum Price Regulation 259, as amended.

(b) *Outside the base delivery zone.* Such sellers, located in the base delivery zone defined in section 2 of this order, may charge in addition to their ceiling prices for bottled and canned malt beverages for delivery outside the area described in section 3 (a) in accordance with the applicable provisions of Revised Maximum Price Regulation 259, as amended. The charges which may be added are:

| Distance beyond base delivery zone: | Permitted delivery chg. (cents per case) |
|--|--|
| 20 miles or less..... | 3 |
| More than 20 miles but less than 40 miles..... | 6 |
| 40 miles or more but less than 60 miles..... | 9 |
| 60 miles or more but less than 80 miles..... | 12 |
| 80 miles or more but less than 100 miles..... | 15 |
| 100 miles or more but less than 120 miles..... | 18 |
| 120 miles or more but less than 140 miles..... | 21 |
| 140 miles or more..... | 24 |

(c) *Wholesalers located outside the base delivery zone.* This order shall not apply to wholesalers located outside the area described in section 2 of this order.

Sec. 4. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in Revised Maximum Price Regulation 259, as amended, shall apply to the terms used herein.

This order shall become effective May 10, 1946.

Issued this 5th day of May 1946.

E. J. BENNETT,
District Director

[F. R. Doc. 46-10144; Filed, June 13, 1946; 4:35 p. m.]

[Region VII Order G-5 Under RMPR 251, Amdt. 1]

INSTALLED INSULATION IN NEW MEXICO

Order No. G-5 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales

of installed building materials. Docket No. 7-251-9-6 (a)

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration

by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-5 under Revised Maximum Price Regulation No. 251, sales of installed insulation in the State of New

Mexico, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6 and 7 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

| Categories | Table 1 Mineral wool 4" depth | Table 2 Expanded mica and other mineralized materials containing minerals in excess of 60%—4" depth | Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,000° | Table 4 Other loose materials 4" depth | Table 5 Batts or blankets 3" thickness or over | Categories | Table 1 Mineral wool 4" depth | Table 2 Expanded mica and other mineralized materials containing minerals in excess of 60%—4" depth | Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,000° | Table 4 Other loose materials 4" depth | Table 5 Batts or blankets 3" thickness or over |
|---|----------------------------------|--|--|---|---|---|----------------------------------|--|--|---|---|
| EXPOSED CEILINGS | | | | | | FLOORS OVER UNEXCAVATED AREAS | | | | | |
| (1) Open attics with over 24" clearance to roof—Drawing 1..... | \$0.14 | \$0.12 | \$0.09 | \$0.09 | \$0.14 | (Prices do not include cost of retaining material) | | | | | |
| (2) Under flat built up roofs (suspended ceiling); open blowing conditions (price includes cost of opening and closing for area)—Drawing 2..... | .15 | .13 | .10 | .07 | .15 | (15) Batts and blankets, Drawing 15..... | | | | | |
| COVERED CEILINGS | | | | | | (16) 4" fill blown in over retaining material—Drawing 16..... | \$0.16 | \$0.14 | \$0.11 | \$0.03 | \$0.13 |
| (Prices include the cost of removing and replacing flooring) | | | | | | SLOPING AREAS | | | | | |
| (3) Open attics with a single rough flooring and accessible—Drawing 3..... | .15 | .13 | .10 | .07 | .15 | (Prices do not include opening or closing) | | | | | |
| (4) Open attics with finished single floors—Drawing 4..... | .15 | .13 | .10 | .07 | .15 | (17) All slopes where steel and finished on the interior side of the rafters—Drawing 17..... | .16 | .14 | .11 | .03 | .10 |
| (5) Open attics with double floors, the top floor finished..... | .18 | .16 | .13 | .10 | .18 | (18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable—Drawing 18..... | | | | | .17 |
| FLAT CEILINGS IN CLOSED SPACES | | | | | | (19) Open rafters and slopes. Application of batts or blankets—Drawing 19. (No retaining material.)..... | | | | | .17 |
| (6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—Drawing 6: | | | | | | KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES | | | | | |
| (a) Unfloored..... | .14 | .12 | .09 | .06 | .14 | (20) Interior plastered walls where no decoration is necessary except plaster patching—Drawing 20. (Price includes opening and closing of plastered walls)..... | .17 | .15 | .12 | .09 | .17 |
| (b) Floored: | | | | | | (21) Knee walls—Drawing 21: | | | | | |
| (i) With single rough floor..... | .15 | .13 | .10 | .07 | .15 | (a) Batts and blankets..... | .14 | .12 | .09 | .09 | .14 |
| (ii) With single finished floor..... | .15 | .13 | .10 | .07 | .15 | (b) Blown..... | .20 | .18 | .15 | .12 | .20 |
| (iii) With double finished floor..... | .16 | .14 | .11 | .08 | .16 | (22) Stairwells and appurtenances. (Price includes opening and closing of plastered walls): | | | | | |
| (7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearances between ridge and ceiling areas. Drawing 7.— | | | | | | (a) Gypsum—Drawing 22..... | .19 | .17 | .14 | .11 | .19 |
| Unfloored..... | .14 | .12 | .09 | .06 | .14 | (b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)..... | .17 | .15 | .12 | .09 | .17 |
| (8) Flat built up roof type including row house construction and commercial buildings—Drawing 8..... | .14 | .12 | .09 | .06 | .14 | EXTERIOR WALLS | | | | | |
| (9) Flat roof decks covered with tin, copper or canvas—Drawing 9..... | .15 | .13 | .10 | .07 | .15 | (Prices include cost of opening and closing) | | | | | |
| (10) Overhang—Drawing 10..... | .15 | .13 | .10 | .07 | .15 | (23) Exterior walls with inner finish whose outer surfaces are composed of—(Drawing 24 to 29): | | | | | |
| (11) Dormer tops—Drawing 11..... | .14 | .12 | .09 | .06 | .14 | (a) Wood or asphalt shingles..... | .19 | .17 | .14 | .11 | .19 |
| (12) Bay window top or bottom—Drawing 12: | | | | | | (b) Wood clapboard..... | .24 | .22 | .19 | .16 | .24 |
| (a) Top..... | .14 | .12 | .09 | .06 | .14 | (c) Brick or stone veneer..... | .24 | .22 | .19 | .16 | .24 |
| (b) Bottom..... | .16 | .14 | .11 | .08 | .16 | (d) Stucco..... | .24 | .22 | .19 | .16 | .24 |
| FLOORS | | | | | | (e) A-blast cement shingles..... | .22 | .20 | .17 | .14 | .22 |
| (Prices do not include cost of opening and closing) | | | | | | (f) Insulated brick and stone novelty siding..... | .22 | .20 | .17 | .14 | .22 |
| (Prices do not include cost of retaining material) | | | | | | (25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish. | | | | | |
| (13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished—Drawing 13..... | .16 | .14 | .11 | .08 | .16 | (27) Gable and end walls without inner finish—Drawings 27, 28, and 29—(batts or blankets)..... | | | | | .13 |
| (14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required—Drawing 14..... | .15 | .13 | .10 | .07 | .15 | (28) Dormer cheeks and faces with inner finish—Drawings 28 and 29..... | .17 | .15 | .12 | .09 | .17 |
| | | | | | | (29) Dormer cheeks and faces without inner finish—Drawings 28 and 29—(batts or blankets)..... | | | | | .13 |

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2¢ per square foot for flat areas, 3¢ per square foot for vertical areas, and 2 1/2¢ per square foot for sloped areas, while for each inch of thickness under 4 inches, the seller shall deduct 1 1/2¢ per square foot. A 3/4 inch tolerance may be allowed with respect to any such measurements. The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1 1/2¢ per square foot. Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charges as determined in accordance with the maximum prices listed in the tables set forth above is \$50 or less, the seller may make an additional charge of \$10 for the job.

2. This Amendment No. 1 to Order G-5 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10154; Filed, June 13, 1946;
4:38 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 12, 1946.

Region III

*Louisville Order 19-F Amendment 32, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Louisville Order 28-F Amendment 12, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:08 a. m.

Louisville Order 31-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:09 a. m.

Louisville Order 32-F Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:09 a. m.

Louisville Order 33-F Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:10 a. m.

Louisville Orders 26 and 27, Amendments 12 and 13, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:14 and 10:15 a. m.

Louisville Orders 4-W and 5-W Amendments 12 and 11, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:10 and 10:11 a. m.

Louisville Order 6-W Amendment 12, covering dry groceries in certain counties in Kentucky. Filed 10:12 a. m.

Louisville Order 10-W covering dry groceries in certain counties in Kentucky. Filed 10:13 a. m.

Region IV

Memphis Order 20-C, Amendment 3, covering poultry in the Memphis area, Zone 21. Filed 10:45 a. m.

Region V

Oklahoma City Orders 18 and 6-W Amendment 4, covering dry groceries for Groups 1 and 2 stores. Filed 10:02 a. m.

Oklahoma City Orders 18 and 6-W Amendment 5, covering dry groceries for Groups 1 and 2 stores. Filed 10:03 a. m.

Oklahoma City Orders 2-C and 1-O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:02 a. m.

Region VI

Des Moines Order 4-F Amendment 37, covering fresh fruits and vegetables in certain counties in Iowa and the city of South Sioux City, Nebraska. Filed 10:03 a. m.

Des Moines Order 5-F Amendment 37, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:04 a. m.

Des Moines Order 6-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:04 a. m.

Des Moines Order 7-F Amendment 37, covering fresh fruits and vegetables in certain counties in Iowa and certain cities in Illinois. Filed 10:05 a. m.

Fargo Order 5-F Amendment 1, covering fresh fruits and vegetables in certain counties in North Dakota. Filed 10:06 a. m.

Fargo Order 6-F, Amendment 1, covering fresh fruits and vegetables in certain areas in North Dakota. Filed 10:07 a. m.

Fargo Order 8-F covering fresh fruits and vegetables in certain counties in North Dakota and the city of East Grand Forks in Polk county, Minnesota. Filed 9:59 a. m.

Fargo Order 39, Amendment 6, covering dry groceries in certain counties in North Dakota and Minnesota. Filed 10:00 a. m.

Omaha Order 7-C, Amendment 5, covering poultry in Omaha in Douglas county and Lincoln in Lancaster county, Nebraska. Filed 10:00 a. m.

Twin Cities Order 3-F Amendment 36, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 10:01 a. m.

Twin Cities Order 6-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 10:01 a. m.

Twin Cities Order 7-F Amendment 20, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:58 a. m.

Twin Cities Order 8-F Amendment 19, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:58 a. m.

Twin Cities Order 4-C, Amendment 9, covering poultry in cities of Duluth and Proctor in St. Louis county, Minnesota. Filed 9:57 a. m.

Twin Cities Order 3-C, Amendment 14, covering poultry in certain areas in Minnesota. Filed 9:57 a. m.

Twin Cities Order 3-O, Amendment 5, covering eggs in certain areas in Minnesota. Filed 9:56 a. m.

Region VIII

Portland Order 32-F Amendment 31, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:55 a. m.

Portland Order 33-F Amendment 31, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 9:55 a. m.

Portland Order 34-F Amendment 30, covering fresh fruits and vegetables in Astoria, Coos Bay, Oregon area. Filed 9:54 a. m.

Portland Order 35-F, Amendment 31, covering fresh fruits and vegetables in Florence, Reedsport, Coquille, Oregon area. Filed 9:54 a. m.

Portland Order 36-F, Amendment 31, covering fresh fruits and vegetables in cities of Bend and Pendleton, Oregon. Filed 9:49 a. m.

Portland Order 37-F Amendment 31, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 9:49 a. m.

Portland Order 38-F, Amendment 31, covering fresh fruits and vegetables in Haines, Wallowa, Enterprise, Oregon area. Filed 9:50 a. m.

Portland Order 39-F, Amendment 31, covering fresh fruits and vegetables in Albany, Corvallis Eugene, Oregon area. Filed 9:50 a. m.

Portland Order 42-F, Amendment 32, covering fresh fruits and vegetables in certain cities in Oregon. Filed 9:50 a. m.

Portland Order 43-F, Amendment 11, covering fresh fruits and vegetables in Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 9:49 a. m.

Spokane Order 20-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 9:51 a. m.

Spokane Order 21-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 9:52 a. m.

Spokane Order 22-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 9:52 a. m.

Spokane Order 23-F Amendment 19, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 9:53 a. m.

Spokane Order 24-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 9:54 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-10260; Filed, June 14, 1946;
4:32 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 13, 1946.

Region I

Concord Order 9-F Amendment 60, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:19 a. m.

Concord Order 10-F Amendment 19, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:10 a. m.

Concord Order 11-F, Amendment 19, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:20 a. m.

Concord Order 12-F, Amendment 19, covering fresh fruits and vegetables in Coos county and certain towns in Grafton county. Filed 10:20 a. m.

Providence Order 3-F, Amendment 58, covering fresh fruits and vegetables in Providence, Rhode Island, Metropolitan area. Filed 10:21 a. m.

Providence Order 4-F, Amendment 22, covering fresh fruits and vegetables in Rhode Island excepting the Providence

Metropolitan area and Town of New Shoreham. Filed 10:21 a. m.

Region II

New York Order 14-F Amendment 18, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 10:22 a. m.

New York Order 15-F Amendment 18, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 10:23 a. m.

New York Order 16-F, Amendment 18, covering fresh fruits and vegetables in Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, N. Y. Filed 10:23 a. m.

Region III

Detroit Order 10-F-Appendix A, Amendment 58, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 10:24 a. m.

Detroit Order 10-F-Appendix B, Amendment 59, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:24 a. m.

Detroit Order 10-F-Appendix C, Amendment 60, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:25 a. m.

Louisville Order 12-F Amendment 72, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:25 a. m.

Louisville Order 17-F, Amendment 38, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:26 a. m.

Louisville Order 18-F Amendment 32, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:27 a. m.

Louisville Orders 28 and 30, Amendments 11 and 12, covering dry groceries in certain counties in Kentucky. Filed 10:15 and 10:16 a. m.

Louisville Orders 32 and 36, Amendments 10 and 5, covering dry groceries in certain counties in Kentucky. Filed 10:16 and 10:17 a. m.

Louisville Order 37, covering dry groceries in certain counties in Kentucky. Filed 10:18 a. m.

Louisville Order 38, covering dry groceries in certain counties in Kentucky. Filed 10:18 a. m.

Region IV

Jacksonville Order 13-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Florida. Filed 10:27 a. m.

Jacksonville Order 14-F Amendment 31, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 10:28 a. m.

Jacksonville Order 15-F, Amendment 6, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 10:28 a. m.

Region VI

Chicago Order 2-F, Amendment 117, 119 covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 10:29 a. m.

Chicago Order 6-C, Amendment 20, covering poultry in Cook county, Illinois. Filed 10:29 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Dec. 46-10261; Filed, June 14, 1946;
4:29 p. m.]

[Region II 2d Rev. Adopting Order 1 Under Basic Order 1 Under Gen. Order C3]

WESTERN SOFTWOOD PLYWOOD IN NEW JERSEY, MARYLAND, DELAWARE, DISTRICT OF COLUMBIA, EASTERN PENNSYLVANIA, AND NEW YORK

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, it is hereby ordered:

SECTION 1. What this order covers. This second revised adopting order under Basic Order No. 1 as amended, under General Order 68 as amended, covers all retail sales of the sizes and types of plywood listed in the annexed price tables made by sellers located in the States of Delaware, Maryland, and New Jersey, and the District of Columbia, and in the State of New York, except the counties of Niagara, Erie, Chautauqua and Cattaraugus, and the State of Pennsylvania except the counties of Warren, Forrest, Clarion, Armstrong, Westmoreland, Washington, Beaver, Butler, Allegheny, Lawrence, Mercer, Crawford, Erie and Venango. The territory covered by this Revised Adopting Order is that in which the carload freight rate on plywood from Seattle, Washington, is 94½¢ per cwt. All provisions of Basic Order No. 1 as amended, under General Order No. 68 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order No. 68 as amended, and should be familiar with the provisions of said order. This second revised adopting order supersedes Revised Adopting Order No. 1 under Basic Order No. 1 under General Order 68 issued January 17, 1946, and effective February 1, 1946, and said Revised Adopting Order No. 1 under Basic Order No. 1 under General Order 68 is revoked as of the effective date of this order.

Sec. 2. Definition of retail sales. A retail sale means any sale to the ultimate consumer, or to a contractor for installation rather than resale, except where the sale is made by a plywood manufacturer, or a plywood distribution plant who in

1941 received more than 20 percent of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Rev. MPR 13.

Sec. 3. Definition of construction items. Construction items as the term is used in this order, means plywood items described as follows:

Moisture-resistant type

Plywood (cheathing): 5/16" 3/8" 1/2" and 5/8" rough.

Wallboard: 5/16" S2S to 1/4" 7/16" S2S to 3/8"

Sound 1 Side: 5/16" S2S to 1/4" 7/16" S2S to 3/8"

Sound 2 Sides: 5/16" S2S to 1/4"

Exterior type

Sound 1 Side: 1/4" sanded, 5/16" unsanded; 3/8" sanded, 7/16" unsanded.

Sound 2 Sides: 1/4" sanded, 5/16" unsanded.

Sec. 4. Maximum prices. Maximum prices as herein set forth are different for each of two classes of retailers:

Class I retailers are those who since June 20, 1945, purchased or purchase at least one carload of plywood on direct mill shipment. Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum prices for class I retailers on construction items in quantities under 1,000 square feet are set forth in Table I-A. Maximum prices for Class I retailers on all other items in quantities under 1,000 square feet are set forth in Table I-B. Maximum prices for Class I retailers on construction items in quantities of 1,000 square feet or over are set forth in column I-C. Maximum prices for Class I retailers on all other items in quantities of 1,000 square feet or over are set forth in Table I-D. Maximum prices for Class II retailers for construction items in quantities under 1,000 square feet are set forth in Table II-A. Maximum prices for Class II retailers for all other items in quantities under 1,000 square feet are set forth in Table II-B. Maximum prices for Class II retailers for construction items in quantities of 1,000 square feet or over are set forth in Table II-C. Maximum prices for Class II retailers for all other items in quantities of 1,000 square feet or over are set forth in Table II-D. Tables I-A, I-B, I-C, I-D, II-A, II-B, II-C, and II-D, are hereto annexed and made a part of this order.

Sec. 5. Additions for delivery. The above prices include all charges and additions for delivery in the seller's free delivery zone as recognized by him during March 1942. No deduction need be made if the purchaser elects to do his own delivery. If delivery is made outside the free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Rev. MPR 13, namely the amount computed by multiplying the estimated weights in section 22 of 3d Rev. MPR 13 by the applicable rail freight rate. Any

addition for delivery must be shown separately on the invoice.

Sec. 6. Discounts and allowances. The maximum prices in this order include all commissions. All customary discounts for cash must be continued. Differentials in price based on quantity sold must be observed as set forth in the price tables.

Sec. 7. Relationship of this order to Basic Order No. 1 as amended, under General Order No. 68 as amended and to 3d Rev MPR 13. As previously stated all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order and specifically by 3d Rev. MPR 13. Except to the extent that they are inconsistent with the provisions of this order all other provisions of 3d Rev. MPR 13 shall remain applicable to sales covered by this order.

Sec. 8: Posting of maximum prices. Every seller making sales covered by this order shall post a copy of his list of maximum prices as fixed by this order in each of his places of business within the area covered by this order. Class I sellers shall post Tables I-A, I-B, I-C, I-D and Class II sellers shall post Tables II-A, II-B, II-C, II-D. Posting of Tables II-A, II-B, II-C, II-D, by Class I sellers is a violation of this order.

Sec. 9 (a) Records and sales slips. The provisions of section (e) of Basic Order No. 1 covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

(b) **Maximum prices for insufficiently described items.** Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by the applicable table of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under the applicable table of this order in accordance with the incomplete description.

Sec. 10. Revocation or amendment. This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall be effective as of March 30, 1946.

Issued this 27th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE I-A—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

[For quantities sold under 1,000 square feet. Price per square foot]

| Thickness—Widths to 48" (except plypanel); lengths to 96" ¹ | Plyscord | Plywall | Plypanel ¹ | | Exterior grades | |
|--|----------|---------|-----------------------|--------------|-----------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| 1/4" 3-ply | Cents | Cents 7 | Cents 8 | Cents 7½ | Cents 9¼ | Cents 8¼ |
| 5/16" 3-ply | 6½ | 7½ | 8 | 7½ | 9¼ | 8¼ |
| 3/8" 3-ply | 7½ | 8½ | 9 | 8 | 10 | 9 |
| 1/2" 3 or 5-ply | 9¼ | 10 | 11 | 10 | 11½ | 10½ |
| 5/8" 3 or 5-ply | 12 | 13 | 14 | 13 | 15 | 14 |

TABLE I-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

| Thickness—Widths to 48" (except plypanel); lengths to 96" ¹ | Plywall | Plyform | Plypanel ¹ sound 2 sides ² | Exterior grades | | | |
|--|---------|----------|--|-----------------|---------------|------------|--------------|
| | | | | Marino | Sound 2 sides | Industrial | Sound 1 side |
| 1/4" 3-ply | Cents | Cents 8¼ | Cents 10¼ | Cents 10¼ | Cents 11 | Cents 8½ | Cents 11 |
| 5/16" 3-ply | 10¼ | 11¼ | 12 | 11¼ | 12 | 10 | 11 |
| 3/8" 5-ply | 12¼ | 13¼ | 14 | 13¼ | 14 | 12 | 13 |
| 1/2" 5-ply | 14¼ | 15¼ | 16 | 15¼ | 16 | 14 | 15 |
| 5/8" 5-ply | 16¼ | 17¼ | 18 | 17¼ | 18 | 16 | 17 |
| 3/4" 5-ply | 18¼ | 19¼ | 20 | 19¼ | 20 | 18 | 19 |

¹ Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct ¼¢ per square foot; for widths 24" and under deduct ½¢ per square foot.

² For plypanel sound 1 side deduct from the Sound 2 side price ¼¢ per square foot except for 3/8" 3-ply.

³ For widths over 48" through 60" (except plywall) add 1¼¢ per square foot. For lengths over 8' through 9' add 3¼¢ per square foot. For lengths over 9' through 10' add 1¼¢ per square foot. For lengths over 10' through 11' add 2¢ per square foot. For lengths over 11' through 12' add 2¼¢ per square foot.

For sellers who purchase plywood in-carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE I-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold 1,000 square feet or over. Price per square foot]

| Thickness—Widths to 48" (except plypanel); lengths to 96" ¹ | Plyscord | Plywall | Plypanel ¹ | | Exterior grades ² | |
|--|----------|---------|-----------------------|--------------|------------------------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| 1/4" 3-ply | | \$65.40 | \$73.80 | \$69.80 | \$85.40 | \$79.60 |
| 5/16" 3-ply | \$60.00 | | | | | |
| 3/8" 3-ply | 69.60 | 81.85 | | 85.70 | | 102.50 |
| 1/2" 3 or 5-ply | 90.75 | | | | | |
| 5/8" 3 or 5-ply | 111.25 | | | | | |

TABLE I-D—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

| Thickness—Widths to 48" (except plypanel); lengths to 96" ¹ | Plywall | Plyform | Plypanel ¹ sound 2 sides ² | Exterior grades | | | |
|--|---------|---------|--|-----------------|---------------|------------|--------------|
| | | | | Marino | Sound 2 sides | Industrial | Sound 1 side |
| 1/4" 3-ply | | \$74.80 | | \$94.70 | | \$78.70 | |
| 5/16" 3-ply | | | \$82.15 | 117.40 | \$101.65 | 101.15 | |
| 3/8" 5-ply | \$93.70 | 131.40 | 110.30 | 163.65 | 148.90 | 143.95 | \$133.00 |
| 1/2" 5-ply | | 149.05 | 130.30 | 185.60 | 172.45 | 172.45 | 163.60 |
| 5/8" 5-ply | | 167.20 | 149.00 | 226.40 | 209.35 | 203.40 | 200.45 |

¹ Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct \$2.65 per M square feet; for widths 24" and under, deduct \$4 per M square feet.

² For plypanel sound 1 side, deduct from the sound 2 sides price \$3.70 per M square feet except for 3/8" 3-ply.

³ For widths over 48" through 60" (except plywall) add \$11.75 per M square feet. For lengths over 8' through 9' add \$7.75 per M square feet. For lengths over 9' through 10' add \$11.75 per M square feet. For lengths over 10' through 11' add \$19.45 per M square feet. For lengths over 11' through 12' add \$23.45 per M square feet.

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE II-A—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold under 1,000 square feet. Price per square foot]

| Thickness—Widths to 48" (except plypanel); ¹ lengths to 96" ² | Plyboard | Plywall | Plypanel ¹ | | Exterior grades | |
|---|----------|---------|-----------------------|--------------|-----------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| 1/4" 3-ply | Cents | Cents | Cents | Cents | Cents | Cents |
| 5/16" 3-ply | 7 1/2 | 7 1/2 | 7 1/2 | 8 | 7 1/2 | 9 |
| 3/8" 3-ply | 8 | 9 1/4 | | 9 1/4 | | 11 1/4 |
| 1/2" 3 or 5-ply | 10 1/4 | | | | | |
| 5/8" 3 or 5-ply | 12 1/4 | | | | | |

TABLE II-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

| Thickness—Widths to 48" (except plypanel); ¹ lengths to 96" ² | Plywall | Plyform | Plypanel ¹ sound 2 sides | Exterior grades | | | |
|---|---------|---------|-------------------------------------|-----------------|---------------|------------|--------------|
| | | | | Marine | Sound 2 sides | Industrial | Sound 1 side |
| 1/4" 3-ply | Cents | Cents | Cents | Cents | Cents | Cents | Cents |
| 5/16" 3-ply | | 8 1/2 | 11 | 13 1/2 | 12 | 11 1/2 | 10 1/2 |
| 3/8" 3-ply | 11 1/2 | 15 1/2 | 19 1/2 | 16 1/2 | 17 1/2 | 17 | 16 1/2 |
| 1/2" 3 or 5-ply | | 17 1/2 | 22 1/2 | 23 1/2 | 23 | 23 | 22 1/2 |
| 5/8" 3 or 5-ply | | 19 1/2 | 17 1/2 | 23 1/2 | 24 | 23 1/2 | 22 1/2 |

¹ Plypanel prices for widths over 36" through 48"; for widths over 24" through 36" deduct 1/4¢ per square foot; for widths 24" and under deduct 1/2¢ per square foot.

² For plypanel Sound 1 side deduct from the Sound 2 sides price 1/4¢ per square foot except for 3/8" 3-ply.
³ For widths over 48" through 60" (except plywall) add 1 1/2¢ per square foot; for lengths over 8' through 9' add 1¢ per square foot; for lengths over 9' through 10' add 1 1/2¢ per square foot; for lengths over 10' through 11' add 2 1/4¢ per square foot; for lengths over 11' through 12' add 2 3/4¢ per square foot.

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE II-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold 1,000 square feet or over. Price per 1,000 square feet]

| Thickness—Widths to 48" (except plypanel); ¹ lengths to 96" ² | Plyboard | Plywall | Plypanel ¹ | | Exterior grades | |
|---|----------|---------|-----------------------|--------------|-----------------|--------------|
| | | | Sound 2 sides | Sound 1 side | Sound 2 sides | Sound 1 side |
| 1/4" 3-ply | | \$70.45 | \$73.00 | \$75.55 | \$72.00 | \$75.75 |
| 5/16" 3-ply | \$94.65 | | | | | |
| 3/8" 3-ply | 75.00 | 83.20 | | 62.25 | | 110.45 |
| 1/2" 3 or 5-ply | 97.80 | | | | | |
| 5/8" 3 or 5-ply | 119.80 | | | | | |

TABLE II-D—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

| Thickness—Widths to 48" (except plypanel); ¹ lengths to 96" ² | Plywall | Plyform | Plypanel ¹ sound 2 sides | Exterior grades | | | |
|---|----------|---------|-------------------------------------|-----------------|---------------|------------|--------------|
| | | | | Marine | Sound 2 sides | Industrial | Sound 1 side |
| 1/4" 3-ply | | \$81.35 | | \$103.00 | | \$93.25 | |
| 5/16" 3-ply | | | \$59.35 | 127.70 | \$113.15 | 119.00 | |
| 3/8" 3-ply | \$108.45 | 142.00 | 119.05 | 183.00 | 161.00 | 153.50 | \$127.75 |
| 1/2" 3 or 5-ply | | 162.10 | 141.70 | 212.00 | 199.80 | 187.05 | 184.45 |
| 5/8" 3 or 5-ply | | 181.85 | 162.65 | 246.20 | 224.40 | 221.20 | 218.00 |

¹ Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct \$2.00 per M square feet; for widths 24" and under deduct \$4.35 per M square feet.

² For plypanel sound 1 side deduct from plypanel sound 2 side prices \$4.00 per M square feet except for 1/4" 3-ply.
³ For widths over 48" through 60" (except plywall) add \$12.75 per M square feet; for lengths over 8' through 9' add \$8.40 per M square feet; for lengths over 9' through 10' add \$12.75 per M square feet; for lengths over 10' through 11' add \$21.15 per M square feet; for lengths over 11' through 12' add \$25.00 per M square feet.

[F. R. Doc. 46-10146; Filed, June 13, 1946; 4:30 p. m.]

[Region VII Order G-1 Under RMPR 251, Amdt. 1]

RE-ROOFING MATERIALS IN COLORADO

Order No. G-1 under Revised Maximum Price Regulation No. 251, Amend-

ment 1. Construction services and sales of installed building materials. Docket No. 7-251-9-2a.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Regis-

ter, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-1 under Revised Maximum Price Regulation No. 251, sales of re-roofing materials on an installed basis in the Colorado Area is hereby amended in the following respects:

1. In section 4 strike all of Table I—re-roofing prices—as it appears on page 3 of the order and insert in lieu thereof the following:

(A) TABLE I—INSTALLED RE-ROOFING PRICES

| | Per square |
|---|------------|
| 12" (3 tab) asphalt, 210-219 lbs. | \$13.25 |
| 15" (3 in. linethick butt), 210 lbs. | 13.25 |
| 12 1/2" hex asphalt shingle, 187 lbs. | 12.25 |
| 11 1/2" hex asphalt, 167 lbs. | 11.75 |
| Re-roofer type shingle, 160-162 lbs. | 11.75 |
| Split roll roofing, diamond point or stagger edge, etc., 103 lbs. | 9.25 |
| Roll roofing mineral surfaced, 90 lbs. | 7.75 |
| Asbestos shingles, 260-290 lbs. | 25.50 |
| Asbestos Dutch lap, 16" x 16" | 25.50 |
| Standard individual composition shingles, 325 lbs. | 14.25 |
| Wood shingles 5/2-16" (unstained), No. 1. | 12.75 |

The above prices include nails, mastic and flashing around chimneys and vents.

2. This Amendment No. 1 to Order No. G-1 shall become effective May 15, 1946.

Issued this 10th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10153; Filed, June 13, 1946; 4:37 p. m.]

[Region VII Order G-9 Under RMPR 251]

PLUMBING SERVICES AND SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT IN WYOMING

Revised Order No. G-9 under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Docket No. 7-251-9-10 Rev.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

Section 1. *What this order does.* (a) This order fixes maximum prices for plumbing services and sales of installed plumbing materials and equipment and certain other permitted charges by any person, hereinafter called the seller, to any person, hereinafter called the purchaser, in connection with a residential building, at a fixed site in the State of Wyoming.

(b) *Definitions.* As used in this order, the term:

(1) "Plumbing" means water, steam, gas, and oil distribution and waste removal systems in a residential building at a fixed site.

(2) "Plumbing services" means the services required to install, alter, repair, maintain or remove plumbing materials or equipment in or from a residential building at a fixed site but not including the cleaning of cesspools, grease traps, and septic tanks which services are covered by Maximum Price Regulation No. 165.

(3) "Sales of installed plumbing materials and equipment" means a transaction in which the seller furnishes plumbing materials and equipment, together with the services required to incorporate such materials or equipment in a residential building at a fixed site.

(4) "Residential building" means any building or part thereof used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes) and all other buildings or structures in connection therewith or adjacent thereto at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(5) "Maximum labor charge" means the amount charged for labor of a specified type or class for plumbing services, made either at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit.

(6) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency. Additional payments for Federal old-age benefits, unemployment compensation taxes, workmen's compensation and public liability insurance shall be regarded as being part of such labor cost.

(7) "Master plumber" means any skilled person who, as owner or supervisor, renders plumbing services or who is licensed as such if any applicable municipal ordinance so requires.

(8) "Journeyman plumbers" means any skilled person who renders plumbing services or who is licensed as such if any applicable municipal ordinance so requires.

(9) "Apprentice plumber" means any person, other than a master plumber or a journeyman plumber, who pursuant to an apprenticeship agreement, is engaged in learning the plumbing trade and who as his principal occupation renders plumbing services; and

(10) "Helper" or "common laborer" means any person other than a master plumber, journeyman plumber or apprentice plumber who renders plumbing services.

Sec. 2. *Geographical applicability.* This Revised Order No. G-9 applies only to the State of Wyoming.

Sec. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services

and sales covered by this order and any maximum prices heretofore approved therefor by the Regional Administrator of Region VII or by the Wyoming District Director under section 6 (b) or sections 8 and 9 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to all sales and services covered by this order.

SEC. 4. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment and other permitted charges.* The maximum prices for plumbing services covered by this order shall be a maximum labor charge based on the hourly wage rates as set forth in sub-section I of this section, and the maximum prices for sales of installed plumbing materials and equipment covered by this order shall be the sum of the plumbing services involved and the maximum prices of the plumbing materials and equipment and certain other permitted charges as set forth in sub-section II of this section.

I. *Maximum labor charges for plumbing services.* (1) The maximum labor charges per hour straight time for plumbing services covered by this order, performed by master plumbers, journeyman plumbers, apprentice plumbers, helpers, common laborers, and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

MAXIMUM LABOR CHARGES PER HOUR STRAIGHT TIME

| Column A | Column B |
|----------------------|---|
| Labor cost per hour: | Maximum labor charge per hour straight time |
| \$1.00 or less | (1) |
| \$1.01 to \$1.04 | \$1.55 |
| \$1.05 to \$1.09 | 1.60 |
| \$1.10 to \$1.14 | 1.70 |
| \$1.15 to \$1.19 | 1.75 |
| \$1.20 to \$1.24 | 1.85 |
| \$1.25 to \$1.29 | 1.90 |
| \$1.30 to \$1.34 | 2.00 |
| \$1.35 to \$1.39 | 2.05 |
| \$1.40 to \$1.44 | 2.15 |
| \$1.45 to \$1.49 | 2.20 |
| \$1.50 to \$1.54 | 2.30 |
| \$1.55 to \$1.59 | 2.35 |
| \$1.60 to \$1.64 | 2.45 |
| \$1.65 to \$1.69 | 2.50 |
| \$1.70 to \$1.74 | 2.60 |
| \$1.75 to \$1.79 | 2.65 |
| \$1.80 to \$1.84 | 2.75 |
| \$1.85 to \$1.89 | 2.80 |
| \$1.90 to \$1.94 | 2.90 |
| \$1.95 to \$1.99 | 2.95 |
| \$2.00 to \$2.04 | 3.05 |
| \$2.05 to \$2.09 | 3.10 |
| \$2.10 to \$2.14 | 3.20 |
| \$2.15 to \$2.19 | 3.25 |
| \$2.20 to \$2.24 | 3.35 |
| \$2.25 to \$2.29 | 3.40 |
| \$2.30 to \$2.34 | 3.50 |
| \$2.35 to \$2.39 | 3.55 |
| \$2.40 to \$2.44 | 3.65 |
| \$2.45 to \$2.50 | 3.70 |
| \$2.51 or over | (1) |

(1) 150% of actual labor cost.

(2) *Measurement of hours.* The number of hours which may be charged

against any plumbing job consuming one day or less shall be counted from the time the workman leaves the seller's shop or the previous plumbing job (whichever time is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. Whenever any job extends into more than one day, the time in transit to or from the job may be charged only once. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 9 of this order.

(3) *Overtime.* (a) When work is performed at the purchaser's request after 12:01 p. m. on Saturday and between the hours of 5 p. m. and 8 a. m. of any other day except Sundays, legal holidays, and on emergency night calls, the maximum labor charge per hour for work during such hours may not be in excess of 150% of the straight time rate authorized in this order.

(b) Where work is performed at the purchaser's request on Sundays, legal holidays designated by the laws of the State, and emergency night calls, the maximum labor charge may not be in excess of 200% of the straight time rate authorized by this order.

(4) *Minimum charges.* If a plumbing job requires less than one man hour the maximum labor charge may be for one man hour. If any plumbing job takes only three hours or less of any class of labor for completion of a job, a separate charge of not more than 25¢ may be made for the use of an employer's motor vehicle in going to and from the job.

(5) *Self-employed plumber.* A self-employed plumber who performs plumbing services himself, either alone or with his employees, may charge for his services not more than the hourly rate charged by him as of the effective date of this revised order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are being performed.

(6) *Maximum labor charges for combination work.* The maximum labor charge for any combination of master plumber, journeyman plumber, apprentice plumber, helper, common laborer, or other employee may not exceed the total of the maximum hourly rates of each of the types or classes of labor for which maximum charges are provided in this order.

II. *Maximum prices of plumbing materials and equipment and other permitted charges.* (1) The maximum prices which may be charged by any seller of plumbing materials and equipment, which for the purposes of this order also include all items known as plumbing fixtures and specialties, shall not be in excess of the seller's cost plus the percentage herein specified. (The seller's cost of materials and equipment shall be deemed to be the wholesale net price lawfully charged the plumbing trade for limited quantities of such materials and equipment by established wholesale plumbing supply firms nearest his place of business, based on their published price lists, together with the actual

transportation charges paid therefor by the seller but not in excess of the common carrier rate from the nearest point of supply. If the materials and equipment being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials and equipment under this order may charge the price marked on the label in lieu of the stated percentage markup herein specified but in no event may the seller charge more than the price marked on the label.

PERCENTAGE MARKUPS ON SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT

| | Plumbing jobs of \$350 or less ¹ | Plumbing jobs of more than \$350 and not over \$750 |
|---|---|---|
| (a) Plumbing equipment and fixtures including all items such as bath tubs, lavatories, water closets, kitchen and wash sinks, laundry tubs and other such items, excepting water heating equipment..... | Percent 40 | Percent 33½ |
| (b) Water heating equipment, including hot water tanks, electric, gas, and oil burning automatic, semi-automatic or manually operated water heaters..... | 50 | 40 |
| (c) Plumbing materials and specialties including all items used in repairing or installing plumbing equipment or fixtures or water heating equipment such as pipe, pipe fittings, valves, hangers, lead and similar materials and specialties.... | 50 | 45 |

¹ On plumbing jobs of \$350 or less, whenever the unit cost of any plumbing materials or specialties (including pipe nipples in lengths of 12 inches or less) is not more than \$1.00 a markup of not to exceed 100% may be made but this permitted markup shall not apply to pipe made of copper, steel, brass, lead, wrought iron or cast iron, clay or asbestos cement, or to cast iron soil pipe or soil pipe fittings.

(2) *Sub-contracted work.* Where work such as drain laying, excavating, pipe covering, sheet metal ducts, and similar work is sub-contracted by a seller under this order, the seller may charge the purchaser the cost of such sub-contracted work plus a markup of not more than 10% but the charge to the purchaser may not exceed the price which the seller may lawfully charge if he had done the work himself.

(3) *Power driven and other special plumbing equipment.* If, during March, 1942, the seller made an extra charge for the use of power driven and other special plumbing equipment, but not including the motor vehicle in which the equipment is transported, the maximum prices per hour for such use upon and after the effective date of this order shall not be in excess of the highest price per hour he charged therefor or other maximum charges during March, 1942. If the seller acquired such power driven and other special plumbing equipment after March 1942 but prior to the effective date of this order and thereafter established maximum prices per hour or other maximum charges for such uses under the applicable maximum price regulation, he may continue to charge such established prices. In either case, the seller must have records available to substantiate the charging of such prices and such prices must be filed with the District

Office of Price Administration pursuant to Section 9 of this order. If a seller commences the use of power driven and other special plumbing equipment after the effective date of this order he shall establish his maximum hourly prices therefor or other maximum charges under the applicable maximum price regulation and file such prices with the District Office within 10 days.

(4) *Out of town travel expenses.* A seller who furnishes men on an out of town plumbing job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expense at not to exceed 5¢ per mile for travel beyond the city limits and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(5) *Transportation.* If a seller uses his truck to transport materials, equipment, and men to and from a job beyond the city limits he may charge not more than 8¢ per mile to and from the job for such travel and similarly if other means of transportation are used.

(6) *Charges for permits.* Whenever a seller subject to this order is required to pay a permit fee to a municipal or other authority with respect to services or installations under this order he may make an additional charge to the purchaser in an amount not more than the actual fee paid to the municipal or other authority.

Sec. 5. Maximum prices of plumbing services and sales of installed plumbing materials and equipment in excess of \$750.00. The maximum prices of plumbing services and sales of installed plumbing materials and equipment for plumbing jobs in excess of \$750.00 shall be calculated under section 7 of Revised Maximum Price Regulation No. 251.

Sec. 6. Guaranteed price. A seller may offer to sell a plumbing job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order: *Provided, however,* That if the guaranteed price is offered with respect to a plumbing job of \$350.00 or less then the guaranteed price shall not be more than 10% higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

Sec. 7. Related and incidental construction work. If on any plumbing job any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251 or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

Sec. 8. Notification. (a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement and keep a copy thereof at his principal place of business showing the following:

- (1) The names and addresses of the seller and purchaser.
- (2) The location of the job.
- (3) The date the job was completed.
- (4) A description of the work performed and the total charged for the job, including plumbing services and sales of installed plumbing materials and equipment and other permitted charges, and a separate statement of the related and incidental construction work performed as provided in section 7 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1) (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for plumbing services for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the installed plumbing materials and equipment, and other permitted charges, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order, if requested by the purchaser shall make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

Sec. 9. Records. Each seller must keep and retain at his principal place of business so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order showing the following:

- (1) The name and address of the purchaser.
- (2) The location of the job.
- (3) A copy of any and all contracts pertaining to each sale.
- (4) The time the job was commenced and completed.
- (5) A description of the plumbing services and installed plumbing materials and equipment involved, and other permitted charges, and the quantities and prices of each.
- (6) The hours worked and labor charges by types and classes of labor.
- (7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

Sec. 10. Filing and reporting of maximum prices. (a) Each seller subject to this order shall within 30 days after the effective date of this order, or within 10 day after any increase in labor cost is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Cheyenne District

Office of the Office of Price Administration the following information.

(1) The "maximum labor charge" as that term is defined in section 1 (b) (5) of this order in terms of the straight time hourly rate to be charged the purchaser for plumbing services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (6) of this order in terms of the straight time hourly rate applicable to each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the sale of installed plumbing materials and equipment and the other permitted charges covered by this order will not exceed the maximum percentage markups and other charges permitted by section 4 of this order, and a statement that the maximum charge to the purchaser for plumbing services sub-contracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all power driven and other special plumbing equipment and the maximum hourly charges therefor which were in effect in March 1942 or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by a self-employed plumber as of the effective date of this order pursuant to section 4 I (5) of this order or in the case of a new self-employed plumber the proposed hourly rate to be charged but not in excess of the maximum charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum prices proposed so as to make it in line with the level of maximum prices established by this order. If the District Director fails to act within 20 days after the date of filing, the proposed prices shall be deemed to be in effect.

(c) If a seller subject to Order No. G-9, plumbing services and sales of installed plumbing materials and equipment in the State of Wyoming, issued December 10, 1945 and effective December 20, 1945, has complied with the provisions of section 10 (1) and (2) of that order and the same maximum labor charges and labor costs except for slight variances in the table given in section 4 II (1) of this order, are in effect as of the effective date of this

Revised Order No. G-9, it shall be unnecessary for the seller to re-file or report under the provisions of this section. Each seller shall, however, comply with the provisions of this section with respect to its other filing and reporting provisions and also if there have been any changes in his maximum labor charges and labor costs not heretofore filed and reported to the Cheyenne Office.

SEC. 11. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell plumbing services or plumbing materials and equipment on an installed basis, or both, covered by this order at higher prices than the maximum prices established by this order: *Provided*, That plumbing services performed or installations made not more than 30 days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 12. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of plumbing services or installed plumbing materials and equipment than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942 as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of any of the plumbing services or installed plumbing materials and equipment covered by this order, secretly or otherwise receive, either directly or indirectly any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, materials or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of plumbing services or installed plumbing materials and equipment nor shall the seller lower the quality of the materials and equipment below that called for by the specifications or agreement.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any plumbing

services or installed plumbing materials and equipment.

SEC. 13. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 14. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 15. *Revocation of Order No. G-9.* Order No. G-9, plumbing services and sales of installed plumbing materials and equipment in the State of Wyoming, issued December 10, 1945, and effective December 20, 1945, is hereby revoked.

SEC. 16. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Revised Order No. G-9 shall become effective May 20, 1946.

Issued this 6th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10155; Filed, June 13, 1946;
4:38 p. m.]

[Region VII Order G-10 Under RMPR 251,
Amdt. 1]

INSTALLED INSULATION IN WYOMING

Order No. G-10 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales of installed building materials. Docket No. 7-251-9-11 (a)

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-10 under Revised Maximum Price Regulation No. 251, sales of installed insulation in the State of Wyoming, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, and 6 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

| Categories | Table 1 Min- eral wool 4" depth | Table 2 Expanded mica and other min- eralized materials containing minerals in excess of 65%—4" depth | Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200° | Table 4 Other loose mate- rials 4" depth | Table 5 Batts or blan- kets 3" thick- ness or over | Categories | Table 1 Min- eral wool 4" depth | Table 2 Expanded mica and other min- eralized materials containing minerals in excess of 65%—4" depth | Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200° | Table 4 Other loose mate- rials 4" depth | Table 5 Batts or blan- kets 3" thick- ness or over |
|---|---|---|--|---|--|---|---|---|--|---|--|
| EXPOSED CEILINGS | | | | | | FLOORS OVER UNEXCAVATED AREAS | | | | | |
| (1) Open attics with over 24" clear- ance to roof—drawing 1..... | \$0.14 | \$0.12 | \$0.09 | \$0.09 | \$0.14 | (Prices do not include cost of retaining material) | | | | | |
| (2) Under flat built up roofs (sus- pended ceiling); open blowing conditions (price includes cost of opening and closing for area)— drawing 2..... | .15 | .13 | .10 | .07 | .15 | (15) Battens and blankets—Drawing 15..... | | | | | \$0.13 |
| COVERED CEILINGS | | | | | | (16) 4" fill blown in over retaining material—Drawing 16..... | \$0.16 | \$0.14 | \$0.11 | \$0.03 | .16 |
| (Prices include the cost of remov- ing and replacing flooring) | | | | | | SLOPING AREAS | | | | | |
| (3) Open attics with a single rough flooring and accessible—drawing 3..... | | | | | | (Prices do not include opening or closing) | | | | | |
| (4) Open attics with finished single floors—drawing 4..... | .15 | .13 | .10 | .07 | .15 | (17) All slopes where chisel and flashed on the interior side of the rafters—Drawing 17..... | .16 | .14 | .11 | .03 | .13 |
| (5) Open attics with double floors, the top floor finished..... | .18 | .16 | .13 | .10 | .18 | (18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable— Drawing 18..... | | | | | .17 |
| FLAT CEILINGS IN CLOSED SPACES | | | | | | (19) Open rafters and slopes. Ap- plication of batts or blankets— Drawing 19. (No retaining used). | | | | | .17 |
| (6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is nec- essary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—drawing 6. | | | | | | KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES | | | | | |
| (a) Unfloored..... | .14 | .12 | .09 | .09 | .14 | (20) Interior plastered walls where no decoration is necessary except plaster patching—Drawing 20. (Price includes opening and clos- ing of plastered wall)..... | .17 | .15 | .12 | .09 | .17 |
| (b) Floored: | | | | | | (21) Knee walls—Drawing 21: | | | | | |
| (i) With single rough floor..... | .15 | .13 | .10 | .07 | .15 | (a) Batts and blankets..... | .14 | .12 | .09 | .09 | .16 |
| (ii) With single finished floor..... | .15 | .13 | .10 | .07 | .15 | (b) Blown..... | .14 | .12 | .09 | .09 | .14 |
| (iii) With double finished floor..... | .16 | .14 | .11 | .08 | .16 | (22) Knee walls not accessible— Drawing 22..... | .20 | .18 | .15 | .12 | .20 |
| (7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Drawing 7.— | | | | | | (23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall): | | | | | |
| Unfloored..... | .14 | .12 | .09 | .09 | .14 | (a) Scaffolds—Drawing 23..... | .19 | .17 | .14 | .11 | .19 |
| (8) Flat built up roof type includ- ing row house construction and commercial buildings.—Drawing 8..... | .14 | .12 | .09 | .09 | .14 | (b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)..... | .17 | .15 | .12 | .09 | .17 |
| (9) Flat roof decks covered with tin, copper or canvas.—Draw- ing 9..... | .15 | .13 | .10 | .07 | .15 | EXTERIOR WALLS | | | | | |
| (10) Overhang.—Drawing 10..... | .15 | .13 | .10 | .07 | .15 | (Prices include cost of opening and closing) | | | | | |
| (11) Dormer tops.—Drawing 11..... | .14 | .12 | .09 | .09 | .14 | (24) Exterior walls with inner fin- ish where outer surfaces are composed of (Drawings 24 to 26): | | | | | |
| (12) Bay window top or bottom.— Drawing 12: | | | | | | (a) Wood or asphalt shingles..... | .19 | .17 | .14 | .11 | .19 |
| (a) Top..... | .14 | .12 | .09 | .09 | .14 | (b) Wood clapboard..... | .24 | .22 | .19 | .15 | .24 |
| (b) Bottom..... | .16 | .14 | .11 | .08 | .16 | (c) Brick or stone veneer..... | .24 | .22 | .19 | .15 | .24 |
| FLOORS | | | | | | (d) Stucco..... | .24 | .22 | .19 | .15 | .24 |
| (Prices do not include cost of opening and closing) | | | | | | (e) Asbestos cement shingles..... | .22 | .20 | .17 | .14 | .22 |
| (Prices do not include cost of retaining material) | | | | | | (f) Insulated brick and stone novelty siding..... | .22 | .20 | .17 | .14 | .22 |
| (13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished—Drawing 13. | .16 | .14 | .11 | .08 | .16 | (25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 21 (a) to 24 (f), inclusive, de- pending upon the type of outer finish. | | | | | |
| (14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required— Drawing 14..... | .15 | .13 | .10 | .07 | .15 | (27) Gable and end walls without inner finish—Drawings 27, 28, and 29—(batts or blankets)..... | | | | | .15 |
| | | | | | | (28) Dormer cheeks and tops with inner finish—Drawings 28 and 29 | .17 | .15 | .12 | .09 | .17 |
| | | | | | | (29) Dormer cheeks and tops with- out inner finish—Drawings 28 and 29—(batts or blankets)..... | | | | | .15 |

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2¢ per square foot for flat areas, 2 1/2¢ per square foot for vertical areas, and 2 1/2¢ per square foot for eaved slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1 1/2¢ per square foot. A 3/4 inch tolerance may be allowed with respect to any such measurements. The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1 1/2¢ per square foot. Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above is \$40 or less, the seller may make an additional charge of \$10 for the job.

2. This Amendment No. 1 to Order G-10 shall become effective June 7, 1946. Issued this 28th day of May 1946. ARTHUR S. BRODHEAD, Acting Regional Administrator. [F. R. Doc. 46-10156; Filed, June 13, 1946; 4:38 p. m.]

[Region VII Order G-21 Under RMPR 251, Amdt. 1] INSTALLED INSULATION IN SALT LAKE CITY, UTAH, DISTRICT Order No. G-21 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales

of installed building materials. Docket No. 7-251-9-23 (a) For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region

VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No.

251, Order No. G-21 under Revised Maximum Price Regulation No. 251, sales of installed insulation in the Salt Lake City District, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6 and 7 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

| Categories | Table 1 Min-eral wool 4" depth | Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50%—4" depth | Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200° | Table 4 Other loose materials—4" depth | Table 5 Batts or blankets 3" thickness or over | Categories | Table 1 Min-eral wool 4" depth | Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50%—4" depth | Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200° | Table 4 Other loose materials—4" depth | Table 5 Batts or blankets 3" thickness or over |
|---|-----------------------------------|--|--|---|---|--|-----------------------------------|--|--|---|---|
| EXPOSED CEILINGS | | | | | | FLOORS OVER UNEXCAVATED AREAS | | | | | |
| (1) Open attics with over 24" clearance to roof—drawing 1..... | \$0.14 | \$0.12 | \$0.09 | \$0.06 | \$0.14 | (Prices do not include cost of retaining material) | | | | | |
| (2) Under flat built up roofs (suspended ceiling); open blowing conditions (price includes cost of opening and closing for area)—drawing 2..... | .15 | .13 | .10 | .07 | .15 | (15) Batts and blankets. Drawing 15..... | | | | | \$0.18 |
| COVERED CEILINGS | | | | | | SLOPING AREAS | | | | | |
| (Prices include the cost of removing and replacing flooring) | | | | | | (Prices do not include opening or closing) | | | | | |
| (3) Open attics with a single rough flooring and accessible—drawing 3..... | .15 | .13 | .10 | .07 | .15 | (17) All slopes where closed and finished on the interior side of the rafters. Drawing 17..... | .16 | .14 | .11 | .08 | .10 |
| (4) Open attics with finished single floors—drawing 4..... | .15 | .13 | .10 | .07 | .15 | (18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable. Drawing 18..... | | | | | .17 |
| (5) Open attics with double floors, the top floor finished..... | .18 | .16 | .13 | .10 | .18 | (19) Open rafters and slopes. Application of batts or blankets.—Drawing 19. (No retainer used). | | | | | .17 |
| FLAT CEILINGS IN CLOSED SPACES | | | | | | KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES | | | | | |
| (6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—drawing 6..... | .14 | .12 | .09 | .06 | .14 | (20) Interior plastered walls where no decoration is necessary except plaster patching—Drawing 20. (Price includes opening and closing of plastered walls)..... | .17 | .15 | .12 | .09 | .17 |
| (a) Unfloored..... | .14 | .12 | .09 | .06 | .14 | (21) Knee walls—Drawing 21: (a) Batts and blankets..... | .14 | .12 | .09 | .06 | .11 |
| (b) Floored: (i) With single rough floor..... | .15 | .13 | .10 | .07 | .15 | (b) Blown..... | .14 | .12 | .09 | .06 | .11 |
| (ii) With single finished floor..... | .15 | .13 | .10 | .07 | .15 | (22) Knee walls not accessible—Drawing 22..... | .20 | .18 | .16 | .12 | .20 |
| (iii) With double finished floor..... | .16 | .14 | .11 | .08 | .16 | (23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall): (a) Eoffits—Drawing 23..... | .10 | .17 | .14 | .11 | .10 |
| (7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Drawing 7—Unfloored..... | .14 | .12 | .09 | .06 | .14 | (b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)..... | .17 | .15 | .12 | .09 | .17 |
| (8) Flat built up roof type including row house construction and commercial buildings.—Drawing 8..... | .14 | .12 | .09 | .06 | .14 | EXTERIOR WALLS | | | | | |
| (9) Flat roof decks covered with tin, copper or canvas.—Drawing 9..... | .15 | .13 | .10 | .07 | .15 | (Prices include cost of opening and closing) | | | | | |
| (10) Overhang.—Drawing 10..... | .15 | .13 | .10 | .07 | .15 | (24) Exterior walls with inner finish whose outer surfaces are composed of (Drawings 24 to 30): | | | | | |
| (11) Dormer tops.—Drawing 11..... | .14 | .12 | .09 | .06 | .14 | (a) Wood or asphalt shingles..... | .10 | .17 | .14 | .11 | .10 |
| (12) Bay window top or bottom.—Drawing 12..... | .14 | .12 | .09 | .06 | .14 | (b) Wood clapboard..... | .24 | .22 | .19 | .16 | .24 |
| (a) Top..... | .14 | .12 | .09 | .06 | .14 | (c) Brick or stone veneer..... | .24 | .22 | .19 | .16 | .24 |
| (b) Bottom..... | .16 | .14 | .11 | .08 | .16 | (d) Stucco..... | .21 | .22 | .19 | .16 | .24 |
| FLOORS | | | | | | (e) Asbestos cement shingles..... | .22 | .20 | .17 | .14 | .22 |
| (Prices do not include cost of opening and closing) | | | | | | (f) Insulated brick and stone novelty siding..... | .22 | .20 | .17 | .14 | .22 |
| (Prices do not include cost of retaining material) | | | | | | (25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish. | | | | | |
| (13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished. Drawing 13..... | .16 | .14 | .11 | .08 | .16 | (27) Gable and end walls without inner finish—Drawings 25, 26, and 27—(batts or blankets)..... | | | | | .18 |
| (14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14..... | .15 | .13 | .10 | .07 | .15 | (28) Dormer checks and faces with inner finish—Drawings 28 and 29..... | .17 | .15 | .12 | .09 | .17 |
| | | | | | | (29) Dormer checks and faces without inner finish—Drawings 28 and 29—(batts or blankets)..... | | | | | .18 |

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2¢ per square foot for flat areas, 2½¢ per square foot for vertical areas, and 2½¢ per square foot for scaled slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½¢ per square foot. A ¾ inch tolerance may be allowed with respect to any such measurements. The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½¢ per square foot. Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above is \$20 or less, the seller may make an additional charge of \$10 for the job.

2. This Amendment No. 1 to Order G-21 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10158; Filed, June 13, 1946;
4:39 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 11, 1946.

Region II

Baltimore Order 11-F, Amendment 13, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:51 a. m.

Baltimore Order 12-F, Amendment 13, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:50 a. m.

Baltimore Order 51, Amendment 3, covering dry groceries in the Baltimore, Maryland area. Filed 9:50 a. m.

Baltimore Orders 55 and 18-W Amendment 2, covering dry groceries in the Baltimore, Maryland area. Filed 9:49 and 9:50 a. m.

Buffalo Order 6-F, Amendment 18, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 9:53 a. m.

Buffalo Order 8-F, Amendment 13, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua counties, New York. Filed 9:53 a. m.

Buffalo Order 9-F, Amendment 14, covering fresh fruits and vegetables in certain areas in New York. Filed 9:53 a. m.

Buffalo Order 10-F, Amendment 10, covering fresh fruits and vegetables in certain areas in New York. Filed 9:52 a. m.

District of Columbia Order 6-F Amendment 13, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 9:52 a. m.

District of Columbia Order 15, Amendment 7, covering dry groceries in the Washington, D. C. area. Filed 9:52 a. m.

District of Columbia Orders 7-W and 16, Amendment 9, covering dry groceries in the Washington, D. C. area. Filed 9:52 a. m.

Newark Order 3-F, Amendment 19, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 9:49 a. m.

Newark Order 9-F, Amendment 13, covering fresh fruits and vegetables in certain counties and the Borough of North Plainfield in Somerset county, New Jersey. Filed 9:49 a. m.

Newark Orders 24 and 24, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:43 a. m.

Newark Order 26, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:43 a. m.

Philadelphia Order 13-F, Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:47 a. m.

Philadelphia Order 14-F, Amendment 18, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 9:47 a. m.

Philadelphia Order 15-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:47 a. m.

Philadelphia Order 16-F, Amendment 18, covering fresh fruits and vegetables in Berks, Lehigh and Northampton counties, Pennsylvania. Filed 9:47 a. m.

Scranton Order 5-F Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:46 a. m.

Scranton Order 6-F Amendment 13, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:46 a. m.

Syracuse Order 5-F, Amendment 19, covering fresh fruits and vegetables in certain counties in New York. Filed 9:46 a. m.

Syracuse Order 6-F, Amendment 19, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, New York. Filed 9:44 a. m.

Syracuse Order 7-F, Amendment 14, covering fresh fruits and vegetables in certain areas in New York. Filed 9:44 a. m.

Region III

Detroit Order 33, Amendments 1 and 2, covering dry groceries in certain counties in Michigan. Filed 9:14 a. m.

Detroit Orders 9-O and 10-O, Amendments 19 and 11, covering eggs in certain designated counties in Michigan. Filed 9:14 and 9:40 a. m.

Detroit Orders 21-W and 22-W, Amendments 4 and 3, covering dry groceries in certain counties in Michigan. Filed 9:40 a. m.

Indianapolis Order 17-F, Amendment 70, covering fresh fruits and vegetables in the county of Vanderburgh. Filed 9:27 a. m.

Indianapolis Order 15-F, Amendment 70, covering fresh fruits and vegetables in the counties of Wayne, Delaware and Allen. Filed 9:20 a. m.

Indianapolis Order 16-F, Amendment 70, covering fresh fruits and vegetables in the county of St. Joseph. Filed 9:27 a. m.

Region IV

Atlanta Order 16, Amendment 17, covering eggs in Zone 15. Filed 9:22 a. m.

Atlanta Order 17, Amendment 15, covering eggs in Zone 15. Filed 9:22 a. m.

Atlanta Order 18, Amendment 17, covering eggs in Zone 13. Filed 9:21 a. m.

Atlanta Order 19, Amendment 15, covering eggs in Zone 15. Filed 9:21 a. m.

Atlanta Order 20, Amendment 17, covering eggs in Zone 19. Filed 9:21 a. m.

Miami Order 5-F, Amendment 33, covering fresh fruits and vegetables in certain areas in Florida. Filed 9:33 a. m.

Miami Order 6-F, Amendment 33, covering fresh fruits and vegetables in the Tampa, Florida area. Filed 4:59 p. m.

Richmond Order 13-F, Amendment 34, covering fresh fruits and vegetables in certain areas in the Richmond area. Filed 9:28 a. m.

Richmond Order 3-C, Amendment 10, covering poultry in Chesterfield, Hanover, Henrico and Powhatan counties, Virginia. Filed 9:23 a. m.

Richmond Order 5-C, Amendment 6, covering poultry in the city of Roanoke and Roanoke county, Virginia. Filed 9:23 a. m.

Region V

Houston Order 22, Amendment 1, covering dry groceries in Harris county, Texas. Filed 9:29 a. m.

Houston Orders 23 and 7-W Amendment 1, covering dry groceries sold by Groups I and 2 stores. Filed 9:23 a. m.

Kansas City Order 4-F, Amendment 47, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 9:43 a. m.

Kansas City Order 9-F, Amendment 31, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 9:42 a. m.

Kansas City Order 10-F, Amendment 31, covering fresh fruits and vegetables in Greene county, Missouri. Filed 9:42 a. m.

Kansas City Order 11-F, Amendment 31, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 9:43 a. m.

Kansas City Order 12-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:43 a. m.

Kansas City Orders 9-C and 11-O, covering poultry and eggs in Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 9:43 a. m.

Kansas City Orders 10-C and 12-O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 9:44 a. m.

New Orleans Order 3-F, Amendment 45, covering fresh fruits and vegetables in certain Parishes in Louisiana except Grand Isle. Filed 9:35 a. m.

New Orleans Order 5-F, Amendment 36, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe. Filed 9:35 a. m.

New Orleans Order 6-F, Amendment 36, covering fresh fruits and vegetables in certain Parishes of Louisiana. Filed 9:35 a. m.

New Orleans Orders 7-F and 8-F Amendment 3, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 9:34 a. m.

New Orleans Orders 33-C and 7-O, covering poultry and eggs in the city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, and Arabi and Chalmette, Louisiana. Filed 9:33 and 9:32 a. m.

New Orleans Order 33-C, covering poultry in city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, La. Filed 9:44 a. m.

Oklahoma City Order 13-F, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:24 a. m.

Oklahoma City Order 12-F covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:24 a. m.

Oklahoma Order 11-F covering fresh fruits and vegetables in Muskogee and Tulsa counties, Oklahoma. Filed 9:25 a. m.

Oklahoma City Order 10-F, covering fresh fruits and vegetables in Garfield, Oklahoma and Pottawatomie counties, Oklahoma. Filed 9:25 a. m.

San Antonio Order 6-F Amendment 45, covering fresh fruits and vegetables in Bexar county, Texas. Filed 9:24 a. m.

San Antonio Order 8-F Amendment 46, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:24 a. m.

San Antonio Order 9-F Amendment 34, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 9:27 a. m.

San Antonio Order 11-F Amendment 3, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:27 a. m.

San Antonio Order 12-F Amendment 3, covering fresh fruits and vegetables in Travis county, Texas. Filed 9:26 a. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 9:26 a. m.

Wichita Order 13-F Amendment 29, covering fresh fruits and vegetables in

Sedgwick county, Kansas. Filed 9:26 a. m.

Wichita Order 14-F, Amendment 29, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:24 a. m.

Wichita Order 15-F Amendment 29, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:23 a. m.

Wichita Order 16-F Amendment 29, covering fresh fruits and vegetables in Reno county, Kansas. Filed 9:23 a. m.

Wichita Order 17-F Amendment 29, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 9:23 a. m.

Wichita Orders 34 and 35, Amendment 3, covering dry groceries. Filed 9:23 a. m.

Wichita Orders 8-W and 9-W Amendment 3, covering dry groceries. Filed 9:22 a. m.

Region VI

Fargo Order 41, Amendment 5, covering dry groceries in certain cities in North Dakota. Filed 9:32 a. m.

Fargo Order 42, Amendment 5, covering dry groceries in certain areas in North Dakota. Filed 9:32 a. m.

Fargo Order 43, Amendment 6, covering dry groceries in certain counties in North Dakota and Minnesota. Filed 9:32 a. m.

Fargo Order 44, Amendment 6, covering dry groceries in areas in North Dakota. Filed 9:31 a. m.

Fargo Order 7-W Amendment 5, covering dry groceries in Bismarck, Mandan, and Minot cities, North Dakota. Filed 9:31 a. m.

Fargo Order 8-W Amendment 5, covering dry groceries in Fargo and Grand Forks cities in North Dakota and Moorhead, Minnesota. Filed 9:31 a. m.

Twin Cities Order 3-F Amendment 35, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 9:31 a. m.

Twin Cities Order 7-F Amendment 19, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:30 a. m.

Twin Cities Order 8-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:30 a. m.

Twin Cities Order 3-C, Amendment 13, covering poultry in certain areas in Minnesota. Filed 9:30 a. m.

Twin Cities Order 4-C, Amendment 8, covering poultry in Duluth and Proctor cities in St. Louis County, Minnesota. Filed 9:30 a. m.

Twin Cities Order 3-O, Amendment 4, covering eggs in certain areas in Minnesota. Filed 9:29 a. m.

Region VIII

San Francisco Order 2-P Amendment 1, covering fish in Del Norte, Humboldt and Mendocino counties. Filed 9:39 a. m.

San Francisco Order 3-P Amendment 1, covering fish in certain areas in California. Filed 9:38 a. m.

San Francisco Order 4-P, Amendment 1, covering fish in certain areas in California. Filed 9:36 a. m.

San Francisco Order 5-P, Amendment 1, covering fish in Monterey, San Benito, and Santa Cruz counties, California. Filed 9:36 a. m.

San Francisco Order 6-P covering fish and seafood in the Sacramento area. Filed 9:36 a. m.

San Francisco Order 7-P covering fish in certain areas in California. Filed 9:36 a. m.

San Francisco Order 8-P covering fish in Butte, Glenn, Plumas, and Nevada counties, California. Filed 9:36 a. m.

Copies of any of these orders may be obtained from the OPA office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-10116; Filed, June 14, 1946; 11:37 a. m.]

[Region VII Order G-22 Under RMPR 251, Amdt. 1]

INSTALLED INSULATION IN MONTANA

Order No. G-22 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales of installed building materials. Docket No. 7-251-9-25 (a)

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, sales of installed insulation in the State of Montana, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6, and 7 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

| Categories | Table 1 Min- eral wool 4" depth | Table 2 Expanded mica and other min- eralized materials containing minerals in excess of 25%—4" depth | Table 3 Leads materials containing chemicals in excess of 2% fire resistant not less than 1,200° | Table 4 Other leads mate- rials 4" depth | Table 5 Batts or blan- kets 3" thick- ness or over | Categories | Table 1 Min- eral wool 4" depth | Table 2 Expanded mica and other min- eralized materials containing minerals in excess of 25%—4" depth | Table 3 Leads material containing chemicals in excess of 2% fire resistant not less than 1,200° | Table 4 Other leads mate- rials 4" depth | Table 5 Batts or blan- kets 3" thick- ness or over |
|---|---|---|---|---|--|---|---|---|--|---|--|
| EXPOSED CEILINGS | | | | | | FIGURES OVER UNEXCAVATED AREAS | | | | | |
| (1) Open attics with over 24" clear- ance to roof—drawing 1 | \$0.14 | \$0.12 | \$0.09 | \$0.09 | \$0.14 | (Prices do not include cost of retaining material) | | | | | |
| (2) Under flat built up roofs (sus- pended ceiling); open blowing conditions (price includes cost of opening and closing for area)— drawing 2 | .15 | .13 | .10 | .07 | .15 | (15) Batts and blankets—Drawing 15 | | | | | \$0.14 |
| | | | | | | (16) 4" fill blown in over retaining material—Drawing 16 | \$0.15 | \$0.14 | \$0.11 | \$0.03 | .11 |
| COVERED CEILINGS | | | | | | CLOSING AREAS | | | | | |
| (Prices include the cost of remov- ing and replacing flooring) | | | | | | (Prices do not include opening or closing) | | | | | |
| (3) Open attics with a single rough flooring and accessible—drawing 3 | .15 | .13 | .10 | .07 | .15 | (17) All slopes where closed and finished on the interior side of the rafters—Drawing 17 | .15 | .14 | .11 | .03 | .15 |
| (4) Open attics with finished single floors—drawing 4 | .15 | .13 | .10 | .07 | .15 | (18) Open rafters and slopes where batts or blankets are used, unless pocket cutouts of knee walls where blow is impracticable— Drawing 18 | | | | | .17 |
| (5) Open attics with double floors, the top floor finished | .16 | .16 | .13 | .10 | .19 | (19) Open rafters and slopes. Ap- plication of batts or blankets— Drawing 19. (No retaining used) | | | | | .17 |
| FLAT CEILINGS IN CLOSED SPACES | | | | | | INTERIOR WALLS, PARTITIONS, AND STAIRWELLS AND ATTIC ENCLOSURES | | | | | |
| (6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is neces- sary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—drawing 6. | | | | | | (20) Interior plastered walls where no demolition is necessary except for patching—Drawing 20. (Prices include opening and closing of plastered walls) | .17 | .15 | .12 | .03 | .17 |
| (a) Unfloored | .14 | .12 | .09 | .09 | .14 | (21) Batts and blankets | .14 | .12 | .09 | .05 | .14 |
| (b) Floored: | | | | | | (22) Knee walls not accessible— Drawing 22 | .20 | .18 | .15 | .12 | .20 |
| (i) With single rough floor | .15 | .13 | .10 | .07 | .15 | (23) Structural dry partitions (Prices include opening and closing of plastered walls) | .19 | .17 | .14 | .11 | .19 |
| (ii) With single finished floor | .15 | .13 | .10 | .07 | .15 | (a) Plaster—Drawing 23 | .17 | .15 | .12 | .09 | .17 |
| (iii) With double finished floor | .16 | .14 | .11 | .08 | .16 | (b) Walls (measurement of walls may be taken as rectangular from floor to ceiling) | | | | | .17 |
| (7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Drawing 7.— Unfloored | .14 | .12 | .09 | .06 | .14 | EXTERIOR WALLS | | | | | |
| (8) Flat built up roof type includ- ing row house construction and commercial buildings—Drawing 8 | .14 | .12 | .09 | .06 | .14 | (Prices include cost of opening and closing) | | | | | |
| (9) Flat roof decks covered with tin, copper or canvas—Draw- ing 9 | .15 | .13 | .10 | .07 | .15 | (24) Exterior walls with inner fin- ish where outer surfaces are exposed of—(Drawing 24 to 26) | .19 | .17 | .14 | .11 | .19 |
| (10) Overhang—Drawing 10 | .15 | .13 | .10 | .07 | .15 | (a) Wood or asphalt shingles | .21 | .19 | .16 | .13 | .21 |
| (11) Dormer tops—Drawing 11 | .14 | .12 | .09 | .06 | .14 | (b) Wood shingles | .21 | .19 | .16 | .13 | .21 |
| (12) Bay window top or bottom— Drawing 12 | .14 | .12 | .09 | .06 | .14 | (c) Brick or stone veneer | .21 | .19 | .16 | .13 | .21 |
| (a) Top | .14 | .12 | .09 | .06 | .14 | (d) Stone | .21 | .19 | .16 | .13 | .21 |
| (b) Bottom | .16 | .14 | .11 | .08 | .16 | (e) Adhesive cement shingles | .22 | .20 | .17 | .14 | .22 |
| FLOORS | | | | | | (f) Insulated brick and stone normally of 6 in. | .22 | .20 | .17 | .14 | .22 |
| (Prices do not include cost of opening and closing) | | | | | | (25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, de- pending upon the type of outer finish. | | | | | |
| (Prices do not include cost of retaining material) | | | | | | (27) Gable and end walls without inner finish—Drawings 25, 26, and 27—(batts or blankets) | | | | | .18 |
| (13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished—Drawing 13. | .16 | .14 | .11 | .08 | .16 | (28) Dormer cheeks and faces with inner finish—Drawings 28 and 29 | .17 | .15 | .12 | .09 | .17 |
| (14) Any exposed floors where the areas to be insulated are not closed and finished and where re- taining materials are required— Drawing 14 | .15 | .13 | .10 | .07 | .15 | (29) Dormer cheeks and faces with- out inner finish—Drawings 28 and 29—(batts or blankets) | | | | | .18 |

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charge: 2¢ per square foot for flat areas, 1¢ per square foot for vertical areas, and 2½¢ per square foot for sloped slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½¢ per square foot. A ½ inch tolerance may be allowed with respect to any such measurements. The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½¢ per square foot. Where a machine or crew of two or more workmen is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above is \$40 or less, the seller may make an additional charge of \$10 for the job.

2. This Amendment No. 1 to Order G-22 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

SECURITIES AND EXCHANGE COMMISSION.

[File No. 812-429]

MORRIS PLAN CORP. OF AMERICA ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of June A. D. 1946.

Morris Plan Corporation of America, Philip Schaff, et al. File No. 812-429.

Morris Plan Corporation of America and the following individuals: Philip Schaff, William Jenkins, George S. Bishop, R. M. Welch, Walter Schaff, W. W. Thornton, W. E. Bliss, Robert W. Ramsdell, R. J. Money, Victor T. Bartholomy and Melvin R. Hazel, have filed an application pursuant to Section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act a proposed transaction in which Morris Plan Corporation of America will sell to the aforesaid individuals an aggregate amount of 1,000 shares of the capital stock of The Peoples Bank of Youngstown, Ohio for \$80,000. American General Corporation, a registered investment company, controls Morris Plan Corporation of America which owns 25% of the outstanding stock of The Peoples Bank of Youngstown, Ohio. The aforesaid individuals are affiliated persons of The Peoples Bank of Youngstown, Ohio.

It is ordered, Pursuant to section 40 (a) of said act that a hearing on the aforesaid application be held on June 27, 1946 at 9:30 a. m., eastern daylight saving time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That William W. Swift, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Morris Plan Corporation of America, the aforesaid individuals and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10304; Filed, June 17, 1946;
10:49 a. m.]

[File No. 70-1282]

SOUTHERN CALIFORNIA WATER CO.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its

office in the City of Philadelphia, Pennsylvania, on the 14th day of June, A. D. 1946.

Notice is hereby given that a declaration has been filed with this Commission under the Public Utility Holding Company Act of 1935 by Southern California Water Company ("Southern") a subsidiary of American States Utilities Corporation, a registered holding company. All interested persons are referred to said declaration, which is on file in the offices of the Commission, for a statement of the transactions therein proposed; which are summarized as follows:

Southern proposes to issue and sell to a group of six institutional investors 32,000 shares of \$25 par value Preferred Stock, 4% Series, at \$26.66 per share. The proceeds of said sale are proposed to be used, to the extent of \$300,000, for repayment of a ninety-day note, due July 8, 1946, issued to Harris Trust & Savings Bank of Chicago; \$9,600 for payment of finders' fees, and the balance of approximately \$530,000 to reimburse Southern's treasury for property additions made in the years 1940 to 1945 inclusive and to be applied by Southern toward construction expenditures in 1946, estimated at a total of \$800,000.

Southern requests that the declaration be permitted to become effective pursuant to an exemption under section 6 (b) of the act, and also considers the proposed transaction exempt from the competitive bidding requirements of Rule U-50 by virtue of paragraph (a) (4) thereof.

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 declaration, and that said declaration shall not become effective except pursuant to further order of the Commission:

It is ordered, That a hearing on said declaration be held on June 27, 1946, at 10:00 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for the purpose shall preside at the hearing. The officer so designated to preside at said hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said declaration particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of the new preferred stock of Southern are solely for the purpose of financing the business of Southern and have been expressly authorized by the State Commission of the State in which it is organized and doing business;

(2) Whether the terms and conditions of the proposed sale of preferred stock

are detrimental to the public interest or the interests of investors or consumers;

(3) Whether the underwriting fees, finders' fees and legal fees to be paid in connection with the proposed transactions are fair and reasonable;

(4) Generally, whether the proposed transactions are in all respects in the public interest and in the interests of investors or consumers, and consistent with all applicable requirements of the Act and with the rules thereunder, and whether any terms and conditions should be imposed to satisfy the statutory standards.

It is further ordered, That notice of this hearing is hereby given to Southern and to all interested persons, said notice to be given to Southern by registered mail and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of a copy of this notice and order in the FEDERAL REGISTER.

It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before June 25, 1946, an appropriate request or application to be heard as provided by Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL] NELLYE E. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10306; Filed, June 17, 1946;
10:49 a. m.]

[File Nos. 7-892-7-904]

BRANIFF AIRWAYS, INC., ET AL.

FINDINGS AND ORDER EXTENDING UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of June, A. D. 1946.

In the matter of Applications by the Boston Stock Exchange to extend unlisted trading privileges to: Braniff Airways, Incorporated, common stock, \$2.50 par value, File No. 7-892; Chicago, Milwaukee, St. Paul and Pacific Railroad Company, VTCs for common stock, no par value, File No. 7-893; Commonwealth Edison Company, capital stock, \$25 par value, File No. 7-894; General Public Utilities Corporation, common stock, \$5 par value, File No. 7-895; Grumman Aircraft Engineering Corporation, common stock, \$1 par value, File No. 7-896; Interlake Iron Corporation, common stock, no par value, File No. 7-897; Libby, McNeill and Libby, common stock, \$7 par value, File No. 7-898; Manati Sugar Company, common stock, \$1 par value, File No. 7-899; Pacific Gas & Electric Company, common stock, \$25 par value, File No. 7-900; Philadelphia and Reading Coal and Iron Company, common stock, \$1 par value, File No. 7-901; Philadelphia Electric Company, common stock, no par value, File No. 7-902; Radio-Keith-Orpheum Corporation (Del.), common stock, \$1 par value, File No. 7-903; Sym-

ington-Gould Corporation, common stock, \$1 par value, File No. 7-904.

The Boston Stock Exchange having made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the above-mentioned securities;

A public hearing having been held after appropriate notice;

The Commission, being duly advised, finds:

(1) That the subject securities are listed and registered on the New York Stock Exchange. In addition, Chicago, Milwaukee, St. Paul and Pacific Railroad Company voting trust certificates are listed and registered on the Chicago Stock Exchange; Commonwealth Edison Company capital stock and Libby, McNeill and Libby common stock are listed and registered on the Chicago and San Francisco Stock Exchanges; Pacific Gas & Electric Company common stock is listed and registered on the Los Angeles and San Francisco Stock Exchanges; and Philadelphia Electric Company common stock is listed and registered on the Philadelphia Stock Exchange;

(2) That the number of shares of the subject securities outstanding, the distribution in the vicinity of the applicant exchange, and the volume of trading in said vicinity are set forth in the attached table;

(3) That sufficient public distribution of and sufficient public trading activity in these securities exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest

and for the protection of investors; and (4) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly, *It is ordered*, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of the Boston Stock Exchange for permission to extend unlisted trading privileges to:

Braniff Airways, Incorporated, common stock, \$2.50 par value.

Chicago, Milwaukee, St. Paul and Pacific Railroad Company, voting trust certificates for common stock, no par value.

Commonwealth Edison Company, capital stock, \$25 par value.

General Public Utilities Corporation, common stock, \$5 par value.

Grumman Aircraft Engineering Corporation, common stock, \$1 par value.

Interlake Iron Corporation, common stock, no par value.

Libby McNeill & Libby, common stock, \$7 par value.

Manati Sugar Company, common stock, \$1 par value.

Pacific Gas & Electric Company, common stock, \$25 par value.

Philadelphia & Reading Coal & Iron Company, common stock, \$1 par value.

Philadelphia Electric Company, common stock, no par value.

Radio-Keith-Orpheum Corporation (Del.), common stock, \$1 par value.

Symington-Gould Corporation, common stock, \$1 par value.

be, and the same are, hereby granted.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

SUMMARY PERTAINING TO APPLICATIONS BY THE BOSTON STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO THIRTEEN (13) STOCKS

| | Shares outstanding | Distribution in New England ¹ (excluding Connecticut) | | Distribution in Connecticut ¹ | | Trading in vicinity ² | |
|--|--------------------|--|---------------------------------|--|---------|----------------------------------|--------------|
| | | Shares | Holders | Shares | Holders | Shares | Transactions |
| Braniff Airways, Inc., common stock, \$2.50 par value. | 1,000,000 | 10,249 | 227 | 5,610 | 83 | 17,037 | 237 |
| Chicago, Milwaukee, St. Paul & Pacific R. R. Co., VTCs for common stock, no par value. | 1,641,369 | 69,694 | (as of 3-22-45) 372 10,659 | (as of 3-8-45) | 100 | 81,231 | 1,072 |
| Commonwealth Edison Co., capital stock, \$25 par value. | 13,021,030 | 1,133,648 | 8,163 | 233,522 | 1,658 | 120,470 | 1,453 |
| General Public Utilities Corp., common stock, \$5 par value. | 4,893,588 | 384,844 | (as of 12-31-45) 2,681 27,643 | (as of 2-23-46) | 370 | 113,150 | 912 |
| Grumman Aircraft Engineering Corp., common stock, \$1 par value. | 693,000 | 13,223 | 189 8,671 | (as of 1-1-46) | 80 | 23,735 | 432 |
| Interlake Iron Corp., common stock, no par value. | 2,000,000 | 133,405 | 331 11,703 | (as of 12-7-45) | 105 | 104,000 | 600 |
| Libby, McNeill & Libby, common stock, \$7 par value. | 3,627,935 | 136,783 | 2,178 34,041 | (as of 1-2-46) | 327 | 63,415 | 749 |
| Manati Sugar Co., common stock, \$1 par value. | 427,537 | 12,841 | 107 6,870 | (as of 1-7-46) | 37 | 24,221 | 205 |
| Pacific Gas & Electric Co., common stock, \$25 par value. | 6,261,357 | 336,884 | 5,070 76,423 | (as of 12-31-45) | 1,183 | 114,219 | 3,170 |
| Philadelphia & Reading Coal & Iron Co., common stock, \$1 par value. | 1,410,303 | 79,765 | 763 10,349 | (as of 1-31-46) | 73 | 112,400 | 1,014 |
| Philadelphia Electric Co., common stock, no par value. | 8,180,000 | 516,714 | 6,211 184,016 | (as of 12-1-45) | 2,100 | 103,220 | 1,003 |
| Radio-Keith-Orpheum Corp. (Del.), common stock, \$1 par value. | 3,771,070 | 68,513 | 1,023 35,183 | (as of 3-15-46) | 377 | 127,467 | 1,073 |
| Symington-Gould Corp., common stock, \$1 par value. | 1,003,894 | 41,750 | 463 9,700 | (as of 2-23-46) | 100 | 45,021 | 413 |

¹ Reported by issuers giving actual holdings.

² Reported by member firms of Boston Stock Exchange for 12-month period ending Feb. 27, 1946.

³ Trading figures covered period of 5 months.

[F. R. Doc. 46-10305; Filed, June 17, 1946; 10:49 a. m.]

[File No. 70-1273]

SOUTHERN CALIFORNIA WATER CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of June A. D. 1946.

Southern California Water Company, a subsidiary of American States Utilities Corporation, a registered holding company, having filed an application and an amendment thereto pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, relating to the proposal of Southern to purchase from Gardena Heights Water Company, certain physical properties constituting a small water system for the price of \$7,000 cash, and to connect said properties with its system at a cost estimated at approximately \$200, and further to expend approximately \$2,200 improving the system so acquired; and

Said application having been filed on the 22d day of April 1946, and the last amendment thereto having been filed on the 9th day of May 1946, 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 application within the period specified in said notice or otherwise, and not having order 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 sections 9 (a) (1) and 10 of the act and the rules thereunder insofar as they are applicable, and that it is appropriate in the public interest and in the interests of investors and consumers that said application be granted;

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.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-16267; Filed, June 17, 1946; 10:59 a. m.]

[File No. 812-430]

BANKERS SECURITIES CORP. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of June, A. D. 1946.

In the matter of Bankers Securities Corporation, City Stores Company, Richard Store Company, Oscar E. Dooley, Jr., Arthur A. Ungar; File No. 812-430.

Bankers Securities Corporation ("Bankers") a registered investment company and City Stores Company ("City") filed an application pursuant to section 17 (b) of the Investment Company Act of 1940 for an order of the Commission exempting from section 17 (a) of the act the following transactions:

Bankers propose to convert its present holdings of 10,000 shares of preferred stock of Richard Store Company ("Richard") being the total amount of such preferred stock, into 2,500 shares of Richard common in connection with which it will receive in addition a total of \$45,000 or \$450 for each share of Richard preferred so converted. Bankers and all the other six owners of stock of Richard (of which Bankers now owns 10,000 shares of preferred and 6,663 of the outstanding 7,500 shares of common stock) propose to exchange their holdings of Richard common (of which Bankers after the aforesaid conversion of its Richard preferred stock will own 9,163 of the 10,000 shares then to be outstanding) for 80,000 shares of the common stock of City to be issued by City pursuant to the exchange offer.

Bankers presently controls both Richard and City. Oscar E. Dooly Jr. and Arthur A. Ungar are directors of Richard and own 351 shares and 100 shares of Richard common, respectively, which are to be exchanged for City common pursuant to the exchange offer.

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on June 25, 1946 at 10:00 a. m. eastern daylight time in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Bankers Securities Corporation, City Stores Company, Richard Store Company Dan D. Davenport, Luther M. Davenport, Oscar E. Dooly, Jr., Richard H. Hunt, W. Duncan Owens and Arthur A. Ungar, and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10308; Filed, June 17, 1946;
10:50 a. m.]

[File No. 59-86]

PUBLIC SERVICE CORP. OF NEW JERSEY ET AL.
NOTICE OF AND ORDER OF HEARING AND NOTICE
OF TERMINATION OF EXEMPTION

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pennsylvania, on the 12th day of June 1946.

In the matter of Public Service Corporation of New Jersey and its subsidiary companies and The United Corporation; File No. 59-86.

The Commission having examined, pursuant to section 11 (a) 18 (a) and 18 (b) of the Public Utility Holding Company Act of 1935, the corporate structure of Public Service Corporation of New Jersey ("Public Service") a holding company and a subsidiary of The United Corporation, a registered holding company, and of the several subsidiaries of Public Service, the relationship among the companies in said holding company system of Public Service, the character of the interests thereof and the property owned or controlled thereby, to determine the extent to which the corporate structure of such holding company system and the companies therein may be simplified, unnecessary complexities therein eliminated, voting power fairly and equitably distributed among the security holders thereof, and the property and business of such system confined to those necessary or appropriate in the

operations of an integrated public utility system or systems under the standards of section 11 (b) of the act; and said examination having disclosed data establishing or tending to establish the following:

1. United is a corporation organized under the laws of the State of Delaware and is a registered holding company. United owns 21.65% of the outstanding voting securities of Public Service.

Public Service, organized in 1903 under the laws of the State of New Jersey, is a holding company as defined in section 2 (a) (7) of the Public Utility Holding Company Act of 1935 ("act") and maintains its principal business office in Newark, New Jersey. Its principal assets are securities of other companies, cash and cash items.

2. The following tabulation shows the corporate relationship, indicated by indentation, between the various subsidiaries of Public Service, the percentage of their respective voting securities owned by Public Service and its direct subsidiary companies, the state of their incorporation and the nature of their business:

| Name of Company | Percent of ownership | State of incorporation | Nature of business |
|---|----------------------|------------------------|-------------------------------------|
| Public Service Corp. of N. J. | 99.99 | N. J. | Holding Company. |
| Public Service Elec. & Gas Co. | 100.00 | N. J. | Electric and Gas. |
| Atlantic City Gas Co. | 100.00 | N. J. | Gas. |
| County Gas Co. | 95.89 | N. J. | Do. |
| Peoples Gas Co. | 100.00 | N. J. | Do. |
| Public Service Coord. Transport. | 99.99 | N. J. | Holding company and transportation. |
| Pub. Serv. Interstate Transportation Co. | 100.00 | N. J. | Transportation. |
| Yellow Cab, Inc. | 99.72 | N. J. | Do. |
| Newark Plank Road Co. | 100.00 | N. J. | Inactive. |
| The Riverside & Fort Lee Ferry Co. ¹ | 100.00 | N. Y. | Do. |

¹ Company discontinued ferry operation on July 31, 1943, and certain of its property has been leased to a non-affiliated interest for a period of ten years.

3. The nature and locale of the operations of the electric and gas utility subsidiaries of Public Service are as follows:

(a) Public Service Electric and Gas Company (PEG) owns and operates facilities for the generation, transmission, distribution and sale of electric energy and the production, distribution and sale of manufactured gas. Its electric utility operations are conducted in approximately 200 municipalities in the State of New Jersey, having an estimated population in excess of 3,250,000 persons, including the Cities of Newark, Jersey City, Paterson, Trenton, Camden, Elizabeth, Bayonne, East Orange, Passaic, Union City and Irvington. During the year 1945 PEG generated 5,124,914,971 Kwh and purchased 2,696,000 Kwh; it received through interchange with non-system companies operating in Pennsylvania, New York and New Jersey 158,848,100 Kwh and delivered in return 346,588,000 Kwh. It sold 4,374,496,656 Kwh to over 1,054,000 customers.

PEG's gas utility operations are conducted in approximately 225 municipalities in the State of New Jersey having an estimated population in excess of 3,000,000 including most of the above cities in which it renders electric service. During the year 1945 it manufactured 26,792,859 Mcf, purchased 10,530,589 Mcf and sold 35,992,279 Mcf to over 814,000 customers.

(b) Atlantic City Gas Company ("Atlantic City") owns and operates facili-

ties for the production, transmission and sale of manufactured gas in fourteen municipalities in Atlantic County, New Jersey, including Atlantic City, Pleasantville and Ventnor, estimated to have a population in excess of 110,000 persons. In the year 1945 it manufactured 1,335,060 Mcf and sold 1,231,091 Mcf to 28,128 customers.

(c) County Gas Company ("County Gas") owns and operates facilities for the production, distribution and sale of gas in and around fifteen municipalities in Monmouth and Middlesex Counties, New Jersey, including Middletown, Freehold Borough, Keyport and Marlboro, having a population estimated to exceed 55,000 persons. During 1945 it produced 332,212 Mcf and sold 262,509 Mcf to 12,081 customers.

(d) Peoples Gas Company ("Peoples Gas") owns and operates facilities for the production, distribution and sale of manufactured gas in 49 municipalities located in Atlantic, Cumberland, Gloucester and Salem Counties, New Jersey, including Landis, Vineland, Pennsgrove and Hammonton, having an estimated population in excess of 150,000 persons. During the year 1945 it produced 628,571 Mcf of manufactured gas and sold 582,892 Mcf to 17,201 customers.

4. The nature and locale of the operations of the non-utility direct and indirect subsidiaries of Public Service are as follows:

(a) Public Service Coordinated Transport ("Coordinated") is primarily en-

gaged in the rendering of passenger and transportation service by street car, motor bus and all-service vehicle in over 375 municipalities in the State of New Jersey having a population estimated to exceed 3,800,000 persons. At December 31, 1945, Coordinated owned and operated throughout its territory 2,649 bus and all-service vehicles, 234 street-cars and facilities generally appurtenant to the foregoing. During the year 1945 it carried an aggregate of 533,179,538 passengers (473,296,961 by bus and all-service vehicles and 59,882,577 by street railway cars)

(b) Public Service Interstate Transportation Company ("Interstate") renders interstate passenger transportation service between New York City, Philadelphia and points in New Jersey, and intrastate service within the State of New Jersey some chartered and special transportation service is rendered between various points in the United States and Canada. Its service area extends over 1,369 miles of routes on 54 lines through approximately 85 municipalities in New Jersey and to and from Philadelphia and New York City. During the year 1945 Interstate owned and operated 1,034 motor buses and 36 all-service vehicles, which in the aggregate transported 124,832,290 passengers.

(c) Yellow Cab, Inc., owned and operated 43 taxicabs in and around the City of Newark, New Jersey, at December 31, 1945.

(d) Newark Plank Road Company is a non-operating street railway company, all of its properties being leased to Coordinated.

(e) The Riverside and Fort Lee Company owns certain ferry terminals, ferry operating rights and related properties. Substantially all of its properties are leased to a non-affiliated company.

5. The property accounts and applicable depreciation reserves of the subsidiaries of Public Service, at December 31, 1945, were as follows:

| | Total utility plant | Reserve for depreciation | Percent of reserve to utility plant |
|------------------------------------|---------------------|--------------------------|-------------------------------------|
| PUBLIC UTILITY SUBSIDIARIES | | | |
| PEG: | | | |
| Electric plant..... | \$253,518,959 | \$76,723,637 | 25.68 |
| Gas plant..... | 158,739,256 | 23,913,857 | 15.23 |
| Common plant..... | 14,841,553 | 423,625 | 2.94 |
| Total..... | 470,419,754 | 101,076,149 | 21.49 |
| Atlantic City..... | 8,920,824 | 1,419,838 | 15.85 |
| County Gas..... | 2,601,949 | 414,608 | 15.93 |
| Peoples Gas..... | 4,138,248 | 463,329 | 11.07 |
| NONUTILITY SUBSIDIARIES | | | |
| Coordinated..... | \$53,605,770 | 23,123,491 | 20.29 |
| Interstate..... | 15,446,929 | 7,433,526 | 48.12 |
| The Riverside & Fort Lee Ferry Co. | 1,651,701 | 741,205 | 44.83 |
| Yellow Cab, Inc. | 154,475 | 63,654 | 41.21 |
| Newark Plank Road Co. ¹ | 203,762 | | |

¹ All of this company's properties are leased to Coordinated.

6. (a) Electric and common utility plant of PEG per books amounts to \$313,660,493 and is stated to be recorded at original cost as determined by the Federal Power Commission and the Board of Public Utility Commissioners of the State of New Jersey.

(b) According to a report by the staff of the Board of Public Utility Commissioners of the State of New Jersey, the gross gas utility plant of PEG, amounting to \$156,759,256 at December 31, 1945, includes an aggregate of \$47,252,162 of excess over original cost, of which \$10,775,209 is alleged to be properly classifiable in Account 107 and \$30,476,973 in Account 100.5. Reports by the company indicate that gross gas utility plant, as at December 31, 1937, includes an aggregate of \$46,391,404 of excess over original cost, of which the company proposes to classify \$44,267,528 in Account 100.5 and charge \$1,865,290 to Reserve for Depreciation and \$258,676 to Earned Surplus.

(c) Annual reports made to this Commission by Public Service indicate that the respective gross utility plants of Atlantic City, County Gas and Peoples Gas include amounts in excess of original cost as follows:

| | To be classified in Acct. 100.5 | To be charged to— | | Total |
|--------------------|---------------------------------|--------------------------|----------------|-------------|
| | | Reserve for Depreciation | Earned Surplus | |
| Atlantic City..... | \$2,191,767 | \$123,225 | \$19,587 | \$2,334,580 |
| County Gas..... | 116,324 | 33,729 | 16,011 | 164,064 |
| Peoples..... | 424,705 | | 14,822 | 439,527 |
| Total..... | 2,712,827 | 157,000 | 30,420 | 2,900,247 |

7. (a) The gross fixed capital account of Coordinated at December 31, 1945, was carried at \$98,005,770 against which there was carried a reserve for depreciation of \$28,120,461. Included in the gross fixed capital is \$43,293,763 of fixed capital installed prior to January 1, 1911, and \$13,562,806 of miscellaneous intangibles.

(b) The gross fixed capital of Interstate at December 31, 1945, was carried at \$15,446,930 and includes \$3,727,693 of "Other Intangible Capital".

8. The gross operating revenues of the subsidiaries of Public Service for the year ending December 31, 1945, are as follows:

| Utility companies: | |
|------------------------|--------------|
| PEG: | |
| Electric | \$99,047,057 |
| Gas | 34,765,213 |
| Total..... | 133,812,270 |
| Atlantic City..... | 1,423,119 |
| County Gas..... | 497,678 |
| Peoples Gas..... | 623,426 |
| Non-utility companies: | |
| Coordinated..... | 30,670,764 |
| Interstate..... | 16,183,625 |
| Yellow Cab, Inc..... | 237,695 |
| Total..... | 183,246,067 |

9. A condensed corporate balance sheet, including capitalization ratios, of Public Service at December 31, 1945, is as follows:

| | Amount | Percent of capitalization |
|---|--------------|---------------------------|
| ASSETS AND OTHER DEBITS | | |
| Total investments..... | \$20,376,493 | |
| Special fund..... | 60,410 | |
| Current and deferred assets..... | 14,720,225 | |
| Deferred debits..... | 622 | |
| Total assets and other debits..... | 35,157,750 | |
| LIABILITIES AND OTHER CREDITS | | |
| Current and deferred liabilities..... | 2,227,431 | |
| Reserves (depreciation, tax and other)..... | 277,945 | |
| Long-Term Debt: Perpetual Interest-Bearing certificates, rate 6 percent (including fund and required certificates)..... | 19,657,415 | 6.23 |
| Capital stock and surplus: | | |
| Preferred: \$5 Cum. pfd. stock (\$100 par value) 214,433 shares..... | 21,443,050 | 7.11 |
| 7% Cum. pfd. stock (\$100 par value), 220,000 shares..... | 23,000,000 | 6.53 |
| 6% Cum. pfd. stock (\$100 par value) 533,824 shares..... | 53,382,400 | 15.18 |
| \$5 Cum. pfd. stock (no par value), 517,512 shares..... | 43,424,125 | 12.33 |
| Premium on capital stock..... | 416,226 | .14 |
| Total preferred stock..... | 169,034,123 | 48.09 |
| Common stock and surplus: | | |
| Common stock (no par value) \$5/100 shares..... | 111,633,694 | 37.12 |
| Capital surplus..... | 6,601 | |
| Earned surplus..... | 12,443,418 | 3.45 |
| Total common stock and surplus..... | 124,083,713 | 42.53 |
| Total liabilities and other credits..... | 204,113,122 | 100.00 |

10. Certain of the more important rights of the several classes of securities of Public Service are as follows:

(a) The Perpetual Interest Bearing Certificates have no maturity date, i. e., the face amount is not by the terms of the certificates due and payable at any time, and they are not subject to call or redemption at any time. The holders of such certificates are entitled to receive interest at the rate of 6% per annum on the face amount. In the event of default in payment of interest by Public Service, the holders of such certificates are entitled to the entire proceeds realized from the sale of certain stocks pledged under the indenture securing such certificates. The stocks pledged are, inter alia, 197,363 shares of the 7% preferred stock of PEG and 474,760 shares of the \$5 Cumulative Preferred Stock of Coordinated. Public Service is obligated to pay annually to the indenture trustee the sum of \$197,363. Payments made by Public Service to the indenture trustee are to be applied to the repurchase of certificates at no more than 110% of principal plus accrued interest, and if not so applied within 3 months from the date of payment, are to be repaid to Public Service. During the past eleven years the market price of the certificates has generally been in excess of 110% of the principal amount and no repurchases have been made.

(b) Each share of the preferred and common stock is entitled to one vote per

| | | |
|--------------------------------------|--------------|--------|
| Bonds | \$10 270 005 | 21 17 |
| Preferred stock (no par value) | 36,560 925 | 40 17 |
| Common stock (no par value) | 33,216 720 | 36 50 |
| Common stock and surplus: | | |
| 7,121,672 shares | 1 967,493 | 2 16 |
| Earned surplus (since June 30, 1940) | 35 184,213 | 38 66 |
| Total common stock and surplus | 91 015 203 | 100 00 |
| Total capitalization and surplus | | |

15. The following table presents the public and system holdings of the securities of the electric and gas utility subsidiaries of Public Service and of Coordinated at December 31, 1945:

| | Debt | | Preferred stock | | |
|---------------|---------------|------------------------|-----------------|------------------------|---------------------|
| | Publicly held | Held by Public Service | Publicly held | Held by Public Service | Held by Coordinated |
| PEG | \$182,744,500 | 13,000,000 | \$30,165,000 | \$19,934,100 | \$70,000 |
| Atlantic City | 4,620,000 | 98,425 | 112,601 | 882,000 | |
| County Gas | 652,821 | 42,000 | | 716,367 | |
| Peoples Gas | 2,054,000 | | | | |
| Total | \$190,071,821 | 133,425 | 30,277,604 | 21,531,407 | 70,000 |
| Coordinated | 11,540,905 | 7,720,100 | | 36,560,925 | |
| Total | 201,621,786 | 7,873,625 | 30,277,604 | 58,142,332 | 70,000 |

16 The consolidated capitalization including surplus of Public Service at December 31, 1945 per books without adjustment for excess costs and intangibles mentioned in Paragraphs 6 and 7, was as follows:

| | | |
|----------------------------------|--------------|-------|
| Long-term debt: | \$18 193 610 | 3 36 |
| Public service: | 201 621 786 | 37 25 |
| Operating subsidiaries: | 219 817 396 | 40 61 |
| Total long-term debt | | |
| Preferred stocks: | | |
| Public service 8% cum. pd. stock | 21 449 300 | 3 96 |
| 7% cumulative preferred stock | 28 905 000 | 5 34 |
| 6% cumulative preferred stock | 18 731 500 | 10 35 |
| 5% cumulative preferred stock | 49 234 133 | 9 13 |
| Premium on capital stock | 353 470 | 07 |
| Operating subsidiaries | 158 871 168 | 29 35 |
| Total preferred stocks | 39 270 039 | 8 60 |
| Total preferred stocks | 189 149 227 | 34 95 |

* 107 shares out of 75 638 shares of common stock of Yellow Cab Inc are publicly owned

is \$100 per share plus accrued dividends As long as no dividend arrears exist on the preferred stocks the common stock has exclusive voting power. In the event of preferred stock dividend arrears equal to two or more quarterly dividends the preferred stock is entitled to approximately 22 5% of the voting power

14 Coordinated owns substantially all of the outstanding securities of its subsidiary companies. The following table shows the consolidated capitalization including surplus, of Coordinated at December 31, 1945 per books without adjustment for intangibles mentioned in paragraph 7

| | Debt | | Preferred stock | | |
|---------------|---------------|------------------------|-----------------|------------------------|---------------------|
| | Publicly held | Held by Public Service | Publicly held | Held by Public Service | Held by Coordinated |
| PEG | \$182,744,500 | 13,000,000 | \$30,165,000 | \$19,934,100 | \$70,000 |
| Atlantic City | 4,620,000 | 98,425 | 112,601 | 882,000 | |
| County Gas | 652,821 | 42,000 | | 716,367 | |
| Peoples Gas | 2,054,000 | | | | |
| Total | \$190,071,821 | 133,425 | 30,277,604 | 21,531,407 | 70,000 |
| Coordinated | 11,540,905 | 7,720,100 | | 36,560,925 | |
| Total | 201,621,786 | 7,873,625 | 30,277,604 | 58,142,332 | 70,000 |

16 The consolidated capitalization including surplus of Public Service at December 31, 1945 per books without adjustment for excess costs and intangibles mentioned in Paragraphs 6 and 7, was as follows:

| | | |
|----------------------------------|--------------|-------|
| Long-term debt: | \$18 193 610 | 3 36 |
| Public service: | 201 621 786 | 37 25 |
| Operating subsidiaries: | 219 817 396 | 40 61 |
| Total long-term debt | | |
| Preferred stocks: | | |
| Public service 8% cum. pd. stock | 21 449 300 | 3 96 |
| 7% cumulative preferred stock | 28 905 000 | 5 34 |
| 6% cumulative preferred stock | 18 731 500 | 10 35 |
| 5% cumulative preferred stock | 49 234 133 | 9 13 |
| Premium on capital stock | 353 470 | 07 |
| Operating subsidiaries | 158 871 168 | 29 35 |
| Total preferred stocks | 39 270 039 | 8 60 |
| Total preferred stocks | 189 149 227 | 34 95 |

* 107 shares out of 75 638 shares of common stock of Yellow Cab Inc are publicly owned

share at all meetings of stockholders. No additional voting power is conferred upon the preferred stocks in the event of dividend arrearages

All classes of preferred stock are non-callable and rank equally inter se in their preference over the common stock

11 A summary of the investments of Public Service as carried on its books at December 31, 1945 is as follows:

| | PEG | | Coordinated | | Other system companies | | Total |
|--------------------|-------------|---------|-------------|------------|------------------------|---------|-------------|
| | Amount | Percent | Amount | Percent | Amount | Percent | |
| Subsidiaries: | | | | | | | |
| Bonds | \$7 157 113 | 45 23 | \$7 700 604 | 103 448 | \$103 448 | 100 00 | \$7 804 032 |
| Preferred stock | 200 063 337 | 4 95 | 36 604 285 | 1 624 018 | 1 624 018 | 100 00 | 45 240 316 |
| Common stock | 208 120 460 | 7 48 | 32 631 519 | 13 520 724 | 13 520 724 | 100 00 | 247 016 580 |
| Total subsidiaries | | | 76 796 408 | 15 149 090 | 15 149 090 | 100 00 | 300 635 945 |
| Other investments | | | | | | | 14 |
| Total investments | | | | | | | 300 650 962 |
| Less reserves | | | | | | | 10 089 627 |
| Net investments | | | | | | | 289 376 435 |

12 The following table presents the capitalization, including surplus, of the electric and gas utility subsidiaries of Public Service at December 31, 1945 per books without adjustment for excess costs mentioned in paragraph 6

| | PEG | | Atlantic City | | County Gas | | Peoples Gas | |
|----------------------------------|---------------|---------|---------------|---------|------------|---------|-------------|---------|
| | Amount | Percent | Amount | Percent | Amount | Percent | Amount | Percent |
| Long-term debt | \$182,744,500 | 45 23 | \$4 633 | 55 90 | \$ 761 | 33 71 | \$2,000 | 60 71 |
| Preferred stock: | | | | | | | | |
| 7 percent cumulative preferred | 20 000 | 4 95 | 882 | 10 64 | 1 827 | 37 12 | | |
| \$6 cumulative preferred | 30 220 | 7 48 | | | | | | |
| Total preferred stock | 50 220 | 12 43 | 1 882 | 10 64 | 827 | 37 12 | | |
| Common stock and surplus: | | | | | | | | |
| Common stock | 146 206 | 36 19 | 1 360 | 16 29 | 600 | 26 03 | 1 536 | 44 40 |
| Capital surplus | 17 184 | 4 23 | 232 | 2 82 | 93 | 1 12 | 202 | 4 85 |
| Earned surplus | 7 673 | 1 90 | 1 181 | 14 20 | 23 | 1 12 | | |
| Total common stock and surplus | 171 063 | 42 34 | 2 773 | 33 46 | 650 | 29 17 | 2 037 | 49 29 |
| Total capitalization and surplus | 404 027 | 100 00 | 8 288 | 100 00 | 2 228 | 100 00 | 4 133 | 100 00 |

* 107 shares out of 75 638 shares of common stock of Yellow Cab Inc are publicly owned

13 The 7% preferred stock of PEG is non-callable and ranks equally with the \$5 preferred stock of that company in preference over the common stock in dividends and in voluntary or involuntary liquidation

The liquidation preference of PEG is preference over the common stock in dividends and in voluntary or involuntary liquidation

The liquidation preference of PEG is preference over the common stock in dividends and in voluntary or involuntary liquidation

The liquidation preference of PEG is preference over the common stock in dividends and in voluntary or involuntary liquidation

The liquidation preference of PEG is preference over the common stock in dividends and in voluntary or involuntary liquidation

The liquidation preference of PEG is preference over the common stock in dividends and in voluntary or involuntary liquidation

| | Gross income | Income deductions | Net income | Preferred stock dividend requirements | Balance of (Deficiency) for common stock |
|--|--------------|-------------------|-------------|---------------------------------------|--|
| UTILITY SUBSIDIARIES | | | | | |
| PEG | \$3,711,454 | \$9,118,853 | \$3,432,753 | \$2,638,530 | \$17,623,623 |
| Atlantic City | 233,323 | 253,834 | 7,459 | 61,719 | (2,231) |
| County Gas | 27,461 | 35,833 | (8,372) | 72,430 | (2,231) |
| Peoples Gas | 149,656 | 113,691 | 27,053 | | 27,053 |
| NON-UTILITY SUBS. | | | | | |
| Coordinated and subsidiaries consolidated. | 4,372,700 | 13,053,201 | 259,428 | 2,031,574 | (2,231,423) |

¹ Includes an average of \$2,709,000 charges for "Special Amortization of Fixed Capital."

18. Public Service has obtained substantially all of its income during the past seven years ending December 31, 1945, from PEG, as shown in the following table:

| Year | Total income | Dividends | | Interest (all system companies) | Other income |
|------|--------------|--------------|------------------------|---------------------------------|--------------|
| | | PEG | Other system companies | | |
| 1945 | \$17,753,515 | \$17,316,781 | | \$335,536 | \$107,193 |
| 1944 | 17,253,321 | 17,425,634 | | 320,217 | 124,470 |
| 1943 | 18,412,223 | 17,942,765 | | 355,151 | 109,238 |
| 1942 | 18,433,000 | 17,942,765 | 15,435 | 423,415 | 5,391 |
| 1941 | 24,004,993 | 23,508,349 | 81,691 | 445,453 | 169,454 |
| 1940 | 27,364,014 | 26,175,778 | 406,242 | 632,870 | 149,154 |
| 1939 | 27,619,523 | 25,913,278 | 740,545 | 837,513 | 123,290 |

19. The corporate and consolidated net income, the dividend requirements of the preferred stock of Public Service, the balance of net income applicable to its common stock on corporate and consolidated bases, and the common stock dividends paid for each year from 1939 to 1945 are shown in the following table:

| Year | Net income | | Dividends on pref. stocks* |
|------|--------------|---------------|----------------------------|
| | Corporate | Consolidated† | |
| 1945 | \$14,942,922 | \$15,025,031 | \$3,820,223 |
| 1944 | 15,127,029 | 15,630,658 | 9,839,626 |
| 1943 | 15,436,933 | 16,839,040 | 9,839,626 |
| 1942 | 15,432,652 | 16,547,479 | 9,839,626 |
| 1941 | 21,048,046 | 21,652,333 | 9,839,626 |
| 1940 | 23,827,234 | 23,158,424 | 9,839,626 |
| 1939 | 24,215,840 | 25,722,723 | 9,839,626 |

| Year | Net income applicable to common | | Common dividends paid |
|------|---------------------------------|--------------|-----------------------|
| | Corporate | Consolidated | |
| 1945 | \$7,692,016 | \$8,154,147 | \$4,922,874 |
| 1944 | 8,203,311 | 8,533,722 | 6,533,193 |
| 1943 | 8,535,747 | 8,637,194 | 6,533,193 |
| 1942 | 8,532,314 | 8,621,543 | 6,233,033 |
| 1941 | 11,127,728 | 11,211,447 | 10,731,226 |
| 1940 | 13,407,056 | 13,337,459 | 13,207,033 |
| 1939 | 14,235,632 | 15,871,773 | 13,707,032 |

* After eliminating \$3,510.70 of interest applicable to \$31,845 principal amount of Perpetual Interest Earning Certificates of Public Service held by PEG.

† After eliminating \$3,312 of dividends applicable to 11,532 shares of 6% Preferred Stock of Public Service held by PEG.

II. It appearing to the Commission upon the basis of the statement filed by Public Service on Form U-3 (a) (2) pursuant to Rule U-2 of the Commission's rules and regulations under the act, claiming exemption on behalf of itself as a holding company and on behalf of its subsidiary companies as such, and on the basis of other information in the

files of the Commission regarding Public Service and its subsidiaries, that a substantial question exists as to whether the continued exemption of Public Service and its subsidiary companies as such, from any provision or provisions of said act may be detrimental to the public interest or the interests of investors or consumers;

Notice is hereby given pursuant to Rules U-6 and U-2 under the act, that any exemption presently available to Public Service and its subsidiary companies as such by reason of the provisions of Rule U-2 shall terminate within 30 days of the date of this Notice as provided in Rule U-6 without prejudice, however, to the right of Public Service as a holding company to file any appropriate application for an order granting it any exemption pursuant to the provisions of any applicable section of the act, and without prejudice to any temporary exemption provided in any provision of the act by reason of the filing of any such application in good faith.

III. It appearing to the Commission, on the basis of the allegations hereinbefore set forth, that the operations of Public Service and its subsidiaries may not be confined to a single integrated public utility system or to a single integrated public utility system together with such additional integrated public utility systems as meet the requirements of section 11 (b) (1) and to such other businesses as can be retained under the standards of section 11 (b) (1), and that proceedings should be instituted under section 11 (b) (1) with respect to the holding company system of Public Service; and

It further appearing to the Commission, on the basis of the allegations hereinbefore set forth, that the corporate structure of the holding company system of Public Service may be unduly and unnecessarily complicated, and that voting power may be unfairly and inequitably distributed among the security holders thereof, and that proceedings should be instituted under section 11 (b) (2) with respect to the holding company system of Public Service; and

It further appearing to the Commission that United, the owner of 21.65% of the voting securities of Public Service, should be made a party to such proceedings;

Wherefore, It is ordered, That proceedings be, and the same hereby are, instituted under sections 11 (b) (1) and 11 (b) (2) of the act with respect to Public Service and each of the subsidiaries of Public Service hereinbefore named, and that Public Service and each

of its subsidiaries together with United are hereby made respondents in this proceeding, and said respondents shall file with the Secretary of the Commission, on or before the 5th day of July, 1946, joint or several answers in the form prescribed by Rule U-25, admitting, denying, or otherwise explaining their respective positions as to each of the allegations set forth in Paragraphs I through 19 hereof and in section II hereof. Such answer may also include a statement by the respondents of their views as to what constitutes the "single integrated public utility system of Public Service" if any, which may be retainable by Public Service, and as to what additional system and other business, if any, they believe can be retained with such system under the applicable standards of section 11 (b) (1). Such answers may also include a statement as to what steps respondents deem to be necessary or appropriate and are prepared to take for the purpose of limiting the operations of the holding company system of Public Service to a single integrated public utility system, together with such additional systems and other businesses as can be retained by Public Service under the standards of section 11 (b) (1) of the act. Such answers may also include a statement as to what steps respondents deem to be necessary or appropriate and are prepared to take to ensure that the corporate structure or continued existence of any company in the holding company system of Public Service does not unduly or unnecessarily complicate the structure, or unfairly and inequitably distribute voting power among security holders of the holding company system of Public Service or of United.

IV. It is further ordered, That a hearing under the applicable provisions of the act and the rules of the Commission be held on the 16th day of July 1946, at 11 a. m., e. d. s. t., in Room 318 of the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, at which time the Commission will hear respondents and any other interested persons with respect to the matters and questions set forth below in sub-paragraphs (a) through (b), and as to any issues raised in and matters presented by the respondents' answers or regarding any other issues which may be present in this proceeding, and will consider the simplification of the issues, the facts and issues that appear to be without substantial basis of controversy, the order of presentation of evidence most conducive to an orderly and expeditious proceeding, and such other matters as may aid in the disposition of the proceeding:

(a) What steps are necessary to be taken by United, Public Service and the subsidiaries of Public Service to ensure that the corporate structure, or the continued existence of any company in the holding company system of Public Service does not unduly or unnecessarily complicate the structure, or unfairly and inequitably distribute the voting power among the security holders of the holding company system of Public Service or of United;

(b) What action is necessary to be taken by United, Public Service and/or its subsidiaries to limit their operations to a single integrated public utility system and such additional utility systems, or other businesses, as are retainable by Public Service under the standards of section 11 (b) (1) of the act;

It is further ordered, That any person desiring to be heard or otherwise wishing to participate herein shall file with the Secretary of the Commission, on or before the 5th day of July 1946, his request or application therefor, as prescribed by Rule XVII of the rules of practice of the Commission. Any such request may state the position of the applicant with respect to the matters hereinbefore set forth and with respect to what action is believed necessary to be taken by any of the respondents to comply with sections 11 (b) (1) and 11 (b) (2) of the act. Nothing herein contained shall be deemed to require any interested person to intervene as a prerequisite to being heard as to matters affecting his interest.

It is further ordered, That jurisdiction be, and hereby is, reserved to separate, either in whole or in part, or to dispose of, in whole or in part, any of the issues or questions which may arise in these proceedings, or to consolidated with these proceedings or any portion thereof, any proceedings which may be subsequently instituted under the provisions of such act with respect to United, Public Service and the subsidiaries of Public Service, and to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

It is further ordered, That the Secretary of the Commission shall serve notice of the hearing aforesaid by mailing a copy of this notice and order for hearing to United, Public Service and the subsidiaries of Public Service named in paragraph (2) to the Board of Public Utility Commissioners of the State of New Jersey, the Public Service Commission of the State of New York, the Public Utility Commission of Pennsylvania, the Federal Power Commission and the Interstate Commerce Commission, not less than twenty days prior to the date hereinbefore fixed as the date of hearing; and that notice of said hearing is hereby given to United, to Public Service and its subsidiaries, to their security holders, and to all consumers of the subsidiaries of Public Service, to all states, municipalities and political subdivisions of states within which are located any of the physical assets of said companies or under the laws of which any of said companies is incorporated, all state commissions, state security commissions, and all agencies, authorities and instrumentalities of one or more state municipalities, or other political subdivisions having jurisdiction over United or over Public Service or its subsidiaries of any of the businesses, affairs, or operations of any of them; that such notice shall be given further by a general release of the Commission, distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this notice and order in the FEDERAL REGISTER

not later than twenty days prior to the date hereinbefore fixed as the date of hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-10309; Filed, June 17, 1946;
10:50 a. m.]

[File No. 70-1241]

STANDARD GAS AND ELECTRIC CO.

SUPPLEMENTAL ORDER EXTENDING TIME FOR
PROPOSED SALE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of June 1946.

The Commission on the 15th day of April 1946, having issued an order (Holding Company Act Release No. 6557) in the above matter permitting to become effective pursuant to Rule U-23 and subject to the terms and conditions prescribed by Rule U-24, the declaration filed therein by Standard Gas and Electric Company regarding the proposed sale by declarant of its entire investment in Empresa de Servicios Publicos de Los Estados Mexicanos, S. A., to Theodore E. Shepard, for \$358,000 cash; and

Said Rule U-24 providing that such sale be consummated within 60 days from the date of such order, which period expires on June 15, 1946, and Standard Gas and Electric Company having filed an amendment to its declaration requesting an extension of the time within which the proposed sale may be consummated until June 22, 1946; and

The Commission having considered the matter and deeming it appropriate that such request be granted.

It is hereby ordered, That the time within which the proposed sale by Standard Gas and Electric Company of its investment in Empresa de Servicios Publicos de Los Estados Mexicanos, S. A. to Theodore E. Shepard, heretofore approved by order of the Commission dated April 15, 1946, be and the same is hereby extended to June 22, 1946, subject to the other terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10310; Filed, June 17, 1946;
10:51 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6447]

MARIE SOPHIE HOWALDT

In re: Bank account owned by Marie Sophie Howaldt, also known as Marie Howaldt. F-28-3660-E-1.

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

1. That Marie Sophie Howaldt, also known as Marie Howaldt, whose last known address is Sedan Str. 3, Lubeck,

Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to I. F. Chapman or Tom F. Chapman, Trustees by Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco, 20, California, arising out of a Savings Account, Account Number 7049, entitled I. F. Chapman or Tom F. Chapman, Trustees for Marie Sophie Howaldt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Marie Sophie Howaldt, also known as Marie Howaldt, the aforesaid national of a designated enemy country;

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

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

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

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

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

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

Executed at Washington, D. C., on June 5, 1946.

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

[F. R. Doc. 46-10192; Filed, June 14, 1946;
11:18 a. m.]

[Vesting Order CE 290]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding

identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form AFC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on June 6, 1946.

[SEAL]

JAMES E. MARSHALL,
Alien Property Custodian.

EXHIBIT A

| Column 1 Name | Column 2 Country or territory | Column 3 Action or proceeding | Column 4 Sum vested |
|---------------------------|----------------------------------|---|------------------------|
| Meta Jensen..... | Denmark..... | <i>Item 1</i> Estate of James M. Johnson, deceased. Superior Court of the State of California in and for the County of Los Angeles, No. P-0119. | \$17.00 |
| Henrick Jensen..... | Denmark..... | <i>Item 2</i> Same..... | 17.00 |
| Marie Hjorth..... | Denmark..... | <i>Item 3</i> Same..... | 17.00 |
| Olga Skov..... | Denmark..... | <i>Item 4</i> Same..... | 17.00 |
| Minna Jensen..... | Denmark..... | <i>Item 5</i> Same..... | 17.00 |
| Johannes Jensen..... | Denmark..... | <i>Item 6</i> Same..... | 17.00 |
| Jenny Engholm..... | Denmark..... | <i>Item 7</i> Same..... | 17.00 |
| Ignacia Perales..... | Philippine Islands..... | <i>Item 8</i> Estate of Pio J. Perales, deceased. Superior Court of the State of California in and for the County of Contra Costa, No. 1201. | 22.00 |
| Rosalie Liofire..... | France..... | <i>Item 9</i> Estate of Elise Ferris, also known as Elise Gratz, deceased. Superior Court of the State of California, in and for the County of Los Angeles, No. 22078. | 60.00 |
| Leonie Athenoux..... | France..... | <i>Item 10</i> Same..... | 60.00 |
| Elie Davin..... | France..... | <i>Item 11</i> Same..... | 30.00 |
| Marie Davin Trevenal..... | France..... | <i>Item 12</i> Same..... | 30.00 |
| Joseph Davin..... | France..... | <i>Item 13</i> Same..... | 22.00 |
| Marie Crevalin..... | France..... | <i>Item 14</i> Same..... | 22.00 |
| Felecen Vollare..... | France..... | <i>Item 15</i> Same..... | 22.00 |
| Marie Louise Guern..... | France..... | <i>Item 16</i> Same..... | 42.00 |
| August Pellisier..... | France..... | <i>Item 17</i> Same..... | 42.00 |
| Mary Rousseau..... | Belgium..... | <i>Item 18</i> Estate of Philomena Walsh, also known as Philomena Walsh, and as Philomena Walsh, dec'd. Superior Court of the State of California, in and for the County of San Francisco, No. 6374. | 9.00 |
| Mathilde Gillet..... | Belgium..... | <i>Item 19</i> Same..... | 5.00 |
| Edmont Flabaut..... | Belgium..... | <i>Item 20</i> Same..... | 5.00 |
| Comtesse De Lostie..... | France..... | <i>Item 21</i> Same..... | 22.00 |

EXHIBIT A—Continued

| Column 1 Name | Column 2 Country or territory | Column 3 Action or proceeding | Column 4 Sum vested |
|--|----------------------------------|--|------------------------|
| Dorothea Randolf..... | Denmark..... | <i>Item 22</i> Estate of Anders Randolf, deceased. Superior Court of the State of California, in and for the County of Los Angeles. No. 112769. | \$74.00 |
| Karen Randolf..... | Denmark..... | <i>Item 23</i> Same..... | 37.00 |
| Johanne Olsen..... | Norway..... | <i>Item 24</i> Estate of Valborg Johnson, deceased. Superior Court of the State of California, in and for the County of Alameda. No. 82848. | 8.00 |
| Lydia Sorvig..... | Norway..... | <i>Item 25</i> Same..... | 8.00 |
| Helga Halgersen..... | Norway..... | <i>Item 26</i> Same..... | 8.00 |
| Bygmester Oline..... | Norway..... | <i>Item 27</i> Same..... | 8.00 |
| The Old Peoples' Home..... | Denmark..... | <i>Item 28</i> Estate of Robert Minor, deceased. Superior Court of the State of California, in and for the County of Alameda No. 58167. | 30.00 |
| Trustees of the Old Peoples' Home..... | Denmark..... | <i>Item 29</i> Same..... | 30.00 |
| Town of Marstal..... | Denmark..... | <i>Item 30</i> Same..... | 10.00 |
| Mrs. Sophie Frandsen..... | Denmark..... | <i>Item 31</i> Same..... | 5.00 |
| Miss Anna Frandsen a/k/a Anna Svenonius..... | Denmark..... | <i>Item 32</i> Same..... | 5.00 |
| Miss Lena Frandsen a/k/a Miss Eline Frandsen..... | Denmark..... | <i>Item 33</i> Same..... | 5.00 |
| Miss Maris Frandsen a/k/a Miss Marie Frandsen..... | Denmark..... | <i>Item 34</i> Same..... | 5.00 |

[F. R. Doc. 46-10127; Filed, June 13, 1946; 11:40 a. m.]

[Vesting Order P 48]

HARUICHI OYE and UME OYE

In re: Real property owned by Haruichi Oye and Ume Oye.

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

1. That Haruichi Oye and Ume Oye, subjects of Japan whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan),

2. That the property described as follows: Real property situated in the Davao Townsite Survey, City of Davao, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property payable within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country.

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

nationals of a designated enemy country (Japan)

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

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

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

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

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

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

Executed at Washington, D. C., on May 29, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Book No. 6, Page 10

TRANSFER CERTIFICATE OF TITLE NO. 1269 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF DAVAO

It is hereby certified that certain land situated in the Province of Davao, bounded and described as follows:

A parcel of land (Lot No. 28 of the Davao Townsite Survey) together with buildings and improvements thereon, situated on the NE line of Calle Escario, Municipality of Davao, District of Davao. Bounded on the NE by property of Placida Quirones; on the SE by properties of Estanislao Palma Gil, Lazaro Suazo, Jorge Saavedra and Ricardo Polayo; on the SW, by Calle Escario; on the W, by properties of Juan Tobias and Domingo Guaberto containing an area of eleven thousand one hundred and ninety square meters (11,190), more or less;

is registered in accordance with the provisions of the Land Registration Act in the name of

Haruichi Oye, married to Ume Oye, of the Municipality and Province of Davao, P. I., as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting.

It is further certified that said land was originally registered on the 7th day of March, in the year nineteen hundred and thirteen, in the Registration Book of this office, Volume A-11, page 68, as Original Certificate of Title No. _____ pursuant to Case No. 7276, issued in G. L. R. O. _____ Record No. _____

This certificate is a transfer from Transfer Certificate of Title No. 943 which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at Davao, Davao, P. I., on the 8th day of October, in the year nineteen hundred and thirty-four at 9:55 a. m.

Attest:

(Sgd) MARGARITO PONGOS,
Act'g. Register of Deeds.

[F. R. Doc. 46-10130; Filed, June 13, 1946;
11:33 a. m.]

[Vesting Order CE 289]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OREGON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is

determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on June 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

| Column 1 Name | Column 2 Country or territory | Column 3 Action or proceeding | Column 4 Sum vested |
|--|----------------------------------|--|------------------------|
| Ole P. Saltvick | Norway | <i>Item 1</i> Estate of J. A. Henriksen, deceased, Circuit Court of the State of Oregon, in and for the County of Multnomah; No. 45593. | \$16.00 |
| Henry P. Saltvick | Norway | <i>Item 2</i> Same | 12.00 |
| Knute P. Saltvick | Norway | <i>Item 3</i> Same | 5.00 |
| Hannah P. Aardal | Norway | <i>Item 4</i> Same | 10.00 |
| Astre Stokkevaag | Norway | <i>Item 5</i> Same | 10.00 |
| Laurits Stokkevaag | Norway | <i>Item 6</i> Same | 10.00 |
| Old Peoples' Home at Asheim Sonmor | Norway | <i>Item 7</i> Same | 12.00 |
| Mrs. Ragna Olsen | Norway | <i>Item 8</i> Estate of Inga Mathilda Steen, also known as Inga M. Steen, deceased, Circuit Court of the State of Oregon, in and for the County of Oregon; Department of Probate No. 63323. | 25.00 |
| Ludvik Anderson | Norway | <i>Item 9</i> Same | 25.00 |
| Olaf Anderson | Norway | <i>Item 10</i> Same | 25.00 |
| Anna S. Mellbert | Norway | <i>Item 11</i> Same | 25.00 |
| Ralland Frederick Cash | France | <i>Item 12</i> Estate of William Frederick Cash, deceased, Circuit Court of the State of Oregon, in and for the County of Multnomah; No. 61610. | 30.00 |
| Rods Jacob Jacobsen | Norway | <i>Item 13</i> Estate of Chrest Anton Andresen, deceased, Circuit Court of the State of Oregon, in and for the County of Multnomah; No. 42-613. | 5.00 |
| Nephews and nieces of Chrest Anton Andresen, deceased. | Norway | <i>Item 14</i> Same | 61.00 |
| Gerritt Vandenhovel | Holland | <i>Item 15</i> Estate of Peter Vandenhovel, deceased, County Court of the State of Oregon, in and for the County of Josephine. | 153.00 |

[F. R. Doc. 46-10126; Filed, June 13, 1946; 11:40 a. m.]

[Vesting Order CE 291]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO AND MICHIGAN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding

identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtained or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property

Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on June 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

| Column 1 Name | Column 2 Country or territory | Column 3 Action or proceeding | Column 4 Sum vested |
|--|----------------------------------|--|------------------------|
| The Alliance Israelite Universelle of Paris, France. | France..... | Estate of Henry Meis, deceased, Probate Court, Hamilton County, Ohio..... | \$9.00 |
| The Institution conducted as a Protestant Hospital and Home in Ingwiller, France. | France..... | Same..... | 5.00 |
| Cora Well..... | France..... | Same..... | 23.00 |
| Julle May..... | France..... | Same..... | 11.00 |
| Ivonne Cerf..... | France..... | Same..... | 21.00 |
| Flora Kern..... | France..... | Same..... | 0.00 |
| Hermine Geissmann..... | France..... | Same..... | 0.00 |
| Mihalle Gardich or direct blood relatives, names unknown, of Mihalle Gardich or direct blood relatives, names unknown, of Milos Gardich, or the Poor in the town of Uzice, and vicinity. | Yugoslavia..... | Estate of Michael Gardich, also known as Mica Gardich, also known as Michele Gardich, deceased, Probate Court, Macomb County, Mich., No. 21,013. | 41.00 |

[F. R. Doc. 46-10193; Filed, June 14, 1946; 11:18 a. m.]

[Vesting Order CE 293]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding

identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit

the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on June 11, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

| Column 1 Name | Column 2 Country or territory | Column 3 Action or proceeding | Column 4 Sum voted |
|--|----------------------------------|--|-----------------------|
| | | <i>Item 1</i> | |
| Camille Bernard..... | France..... | Estate of Jesimo Bernard, also known as Yazime Bernard, deceased, in the Superior Court of the state of California, in and for the County of Los Angeles; No. 19234. | \$10.00 |
| Denise Bernard..... | France..... | <i>Item 2</i> | 7.00 |
| Jean Bernard..... | France..... | <i>Item 3</i> | 15.00 |
| Julien Bernard..... | France..... | <i>Item 4</i> | 15.00 |
| Jules Bernard..... | France..... | <i>Item 5</i> | 5.00 |
| | | <i>Item 6</i> | |
| Marie Pedelle..... | France..... | Estate of Francis Pedelle, also known as Frank Pedelle, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 17323. | 13.00 |
| Rose Pedelle..... | France..... | <i>Item 7</i> | 13.00 |
| Marianne Peyrusque..... | France..... | <i>Item 8</i> | 13.00 |
| Roger Pierre Pedelle..... | France..... | <i>Item 9</i> | 13.00 |
| | | <i>Item 10</i> | |
| Charity Hospital..... | France..... | Estate of Luslan N. Brunowig, also known as L. N. Brunowig, deceased, in the Superior Court of the state of California, in and for the County of Los Angeles; No. 22173. | 117.00 |
| | | <i>Item 11</i> | |
| Catherine Capdevielle..... | France..... | Estate of Eugene Capdevielle, deceased, in the Superior Court of the State of California, in and for the County of Alameda; No. 4622. | 15.00 |
| Henriette Capdevielle..... | France..... | <i>Item 12</i> | 15.00 |
| Thereze Capdevielle..... | France..... | <i>Item 13</i> | 15.00 |
| Louise Capdevielle..... | France..... | <i>Item 14</i> | 15.00 |
| Eugene Capdevielle..... | France..... | <i>Item 15</i> | 15.00 |
| | | <i>Item 16</i> | |
| Marie Anaclette, formerly Marie Narbebury..... | France..... | Estate of Jacques Narbebury, also known as J. Narbebury, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 92344. | 20.00 |
| Pierre Narbebury..... | France..... | <i>Item 17</i> | 20.00 |
| Jean Narbebury..... | France..... | <i>Item 18</i> | 20.00 |
| | | <i>Item 19</i> | |
| Josephene Brabers McDonough..... | Belgium..... | Estate of Dewey Wright McDonough, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 94427. | 43.00 |
| | | <i>Item 20</i> | |
| Anica Kojakovic..... | Jugoslavia..... | Estate of Frank Medo, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 21452. | 70.00 |
| | | <i>Item 21</i> | |
| Gunnar Backhausen..... | Denmark..... | Estate of Mary Johnson, deceased, in the Superior Court of the State of California, in and for the County of San Diego; No. 25723. | 5.00 |
| Kai Backhausen..... | Denmark..... | <i>Item 22</i> | 5.00 |
| Aage Backhausen..... | Denmark..... | <i>Item 23</i> | 5.00 |
| Edith Dahl Jensen..... | Denmark..... | <i>Item 24</i> | 5.00 |
| Carl A. Backhausen..... | Denmark..... | <i>Item 25</i> | 12.00 |
| Vilhelm Thb Backhausen..... | Denmark..... | <i>Item 26</i> | 12.00 |
| Rigmor Redsted..... | Denmark..... | <i>Item 27</i> | 12.00 |
| Ebba Backhausen..... | Denmark..... | <i>Item 28</i> | 12.00 |

[Vesting Order CE 292]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN WASHINGTON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding

identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form AFC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on June 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

| Column 1 Name | Column 2 Country or territory | Column 3 Action or proceeding | Column 4 Sum vested |
|-----------------------------|----------------------------------|---|------------------------|
| | | <i>Item 1</i> | |
| Emilie Sophie Bank | Denmark | Estate of V. C. Rossing, deceased, in the Superior Court of the State of Washington, in and for the County of Lincoln; No. 3638 | \$3.00 |
| | | <i>Item 2</i> | |
| Carl Bang | Denmark | Same | 8.00 |
| | | <i>Item 3</i> | |
| Julio Harriet Bang | Denmark | Same | 8.00 |
| | | <i>Item 4</i> | |
| Gerde Octavia Bang | Denmark | Same | 8.00 |
| | | <i>Item 5</i> | |
| Inger Johanne Lonberg | Denmark | Same | 8.00 |
| | | <i>Item 6</i> | |
| Erna Marie Mathilde Lonberg | Denmark | Same | 8.00 |
| | | <i>Item 7</i> | |
| Carl Johan Lonberg | Denmark | Same | 8.00 |
| | | <i>Item 8</i> | |
| Aage Lonberg | Denmark | Same | 8.00 |
| | | <i>Item 9</i> | |
| Louis Chr. Lonberg | Denmark | Same | 8.00 |
| | | <i>Item 10</i> | |
| Heinrich Lonberg | Denmark | Same | 8.00 |
| | | <i>Item 11</i> | |
| Ellen Axelle Fessel | Denmark | Same | 8.00 |
| | | <i>Item 12</i> | |
| Svend Aage Rossing | Denmark | Same | 8.00 |
| | | <i>Item 13</i> | |
| Ingeborg Ass | Norway | Estate of Swan Olson, deceased, in the Superior Court of the State of Washington, in and for the County of King; No. 90610 | 25.00 |
| | | <i>Item 14</i> | |
| Bertha Kaarstad | Norway | Estate of Gullik Mathias Petersen, deceased, in the Superior Court of the State of Washington, in and for the County of King; No. 84720 | 60.00 |
| | | <i>Item 15</i> | |
| Johannes Moe | Norway | Estate of Hans Moe, deceased, in the Superior Court of the State of Washington, in and for the County of King; No. 86779 | 20.00 |
| | | <i>Item 16</i> | |
| Karl Moe | Norway | Same | 20.00 |
| | | <i>Item 17</i> | |
| Anna Moe | Norway | Same | 20.00 |
| | | <i>Item 18</i> | |
| Emile Maurel | France | Estate of Albert Maurel, deceased, in the Superior Court of the State of Washington, in and for the County of Walla Walla; No. 30983 | 43.00 |
| | | <i>Item 19</i> | |
| J. Damon | France | Same | 43.00 |

[Vesting Order P 49]

HITO UNKOBU

In re: The Hito Unkobu, also known as The Philippine Marine Transportation Bureau.

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

1. That The Hito Unkobu, also known as The Philippine Marine Transportation Bureau, a corporation which was organized in the Commonwealth of the Philippines by order of, and acted directly or indirectly for the benefit or on behalf of, the Military Administration in the Philippines of the Imperial Japanese Government, is a business enterprise within the United States and is a national of a designated enemy country (Japan)

2. That the property described as follows:

a. Real property situated in Pasay, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All other property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, The Hito Unkobu, also known as The Philippine Marine Transportation Bureau,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country

and determining:

3. That The Hito Unkobu, also known as the Philippine Marine Transportation Bureau, is controlled by or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan)

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan)

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

hereby vests in the Alien Property Custodian the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or

otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

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

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

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

Executed at Washington, D. C., on May 29, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—DESCRIPTION OF REAL PROPERTY OWNED BY THE HITO UNKOBU

TRANSFER CERTIFICATE OF TITLE NO. 69135, BOOK T-235

A parcel of land (Lot No. 4059-Q of the consolidation and subdivision plan Pcs-319, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Survey of Pasay G. L. R. O. Cad. Record No. 13621), situated in the barrio of S. Isidro, municipality of Pasay, Rizal. Bounded on the NE by lot 4059-R; on the SE by lot 4059-S; on the SW by Calle Luna; and on the NW by Lot No. 4059-O.

Area—570 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69136, BOOK T-235

A parcel of land (Lot No. 4059-R of the consolidation and subdivision plan Pcs-319, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Survey of Pasay G. L. R. O. Cad. Record No. 13621) situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Taft Ave., on the SE by Lot No. 4059-G; on the SW by Lot No. 4059-Q; and on the NW by Lot No. 4059-P.

Area—739 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69137, BOOK T-235

A parcel of land (Lot 4059-S of the consolidation and subdivision Plan Pcs-319, be-

ing a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Survey of Pasay G. L. R. O. Cad. Record No. 1352) situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Lot 4059-T; on the SE by Lot 4059-U; on the SW by Calle Luna, and on the NW by Lot 4059-Q.

Area—557 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69138, BOOK T-235

A parcel of land (Lot No. 4059-T of the consolidation and subdivision plan Pcs-319, being a portion of the consolidated lots Nos. 2045 and 3735 of Cad. Survey of Pasay G. L. R. O. Cad. Record No. 1352), situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Taft Ave.; on the SE by lot 4059-V; on the SW by Lot 4059-S; and on the NW by Lot 4059-R.

Area—707 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69139, BOOK T-235

A parcel of land (Lot No. 4059-U of the consolidation and subdivision plan Pcs-319, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Sur. of Pasay, G. L. R. O. Record No. 1352), situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Lot 4059-V; on the SE by Lot 4059-W; and Calle Buendia; on the SW Calle Luna; and on the NW Lot 4059-S.

Area—543 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69140, BOOK T-235

A parcel of land (Lot No. 4059-V of the consolidation and subdivision plan Pcs-319, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Survey of Pasay, G. L. R. O. Cad. Record No. 1352) situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Taft Ave.; on the SE by Lot 4059-W; on the SW by Lot 4059-W; and on the NW by Lot 4059-T.

Area—659 square meters.

[P. R. Doc. 46-10131; Filed, June 13, 1946; 11:33 a. m.]

[Vesting Order 6416]

KINSEI NAKAGAWA

In re: Bank account owned by Kinsei Nakagawa. F-39-3174-E-1.

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

1. That Kinsei Nakagawa, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Agnes Foyer, by The First National Bank of Boston, Boston, Massachusetts, arising out of a savings account, Account Number 9-51542, entitled Foyer, Agnes, Agent for Kinsei Nakagawa, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Kinsei Nakagawa, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires

that such person be treated as a national of a designated enemy country (Japan)

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

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

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

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

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

Executed at Washington, D. C., on June 4, 1946.

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

[F. R. Doc. 46-10181; Filed, June 14, 1946;
11:16 a. m.]

[Vesting Order 6417]

GERARD H. PFAFF

In re: Bank account owned by Gerard H. Pfaff. File No. F-28-2985 E-1.

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

1. That Gerard H. Pfaff, whose last known address is Niehl Memelerstrasse 2, Cologne, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Joseph Kruger, by United States Trust Company, 30 Court Street, Boston 1, Massachusetts, arising out of a savings account, Account Number 26893, entitled Joseph Kruger, atty. for Gerard H. Pfaff, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Gerard H. Pfaff, the aforesaid national of a designated enemy country

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

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

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

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

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

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

Executed at Washington, D. C., on June 4, 1946.

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

[F. R. Doc. 46-10182; Filed, June 14, 1946;
11:16 a. m.]

[Vesting Order 6422]

FRANZISKA SCHNEIDER

In re: Debt owing to Franziska Schneider.

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

1. That Franziska Schneider, whose last known address is Dresen, Palatinat, Germany, is a resident of Germany and a

national of a designated enemy country (Germany)

2. That the property described as follows: All those debts or other obligations owing to Franziska Schneider, by Richter & Keiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc., Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

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

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

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

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

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

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

Executed at Washington, D. C., on June 4, 1946.

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

[F. R. Doc. 46-10183; Filed, June 14, 1946;
11:16 a. m.]

[Vesting Order 6423]

NANY SCHROEDER

In re: Debt owing to Nany Schroeder.

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

1. That Nany Schroeder, whose last known address is Norder Strasse 8, Norder, Holstein, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: All those debts or other obligations owing to Nany Schroeder, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

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

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

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

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

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

admission of the existence, validity or right to allowance of any such claim.

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

Executed at Washington, D. C., on June 4, 1946.

[SEAL]

JAMES E. MARSHALL,
Alien Property Custodian.

[F. R. Doc. 46-10184; Filed, June 14, 1946;
11:16 a. m.]

[Vesting Order 6424]

ELISE SELLER

In re: Debt owing to Elise Seiler.

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

1. That Elise Seiler, whose last known address is Deggendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: All those debts or other obligations owing to Elise Seiler, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

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

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or

deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

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

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

Executed at Washington, D. C., on June 4, 1946.

[SEAL]

JAMES E. MARSHALL,
Alien Property Custodian.

[F. R. Doc. 46-10185; Filed, June 14, 1946;
11:16 a. m.]

[Vesting Order 6425]

FRANZISKA SELLER

In re: Debt owing to Franziska Seiler.

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

1. That Franziska Seiler, whose last known address is Deggendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: All those debts or other obligations owing to Franziska Seiler, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

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

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

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

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

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

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

Executed at Washington, D. C., on June 4, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10186; Filed, June 14, 1946;
11:16 a. m.]

[Vesting Order 6426]

MARIE SEILER

In re: Debt owing to Marie Seiler, also known as Maria Seiler.

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

1. That Marie Seiler, also known as Maria Seiler, whose last known address is Deggendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: All those debts or other obligations owing to Marie Seiler; also known as Maria Seiler, by Richter & Kaiser, Inc., 186 Remsen Street; Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked

as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

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

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

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

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

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

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

Executed at Washington, D. C., on June 4, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10187; Filed, June 14, 1946;
11:17 a. m.]

[Vesting Order 6427]

ERNST WAGNER

In re: Debt owing to Ernst Wagner.
Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned after investigation, finding:

1. That Ernst Wagner, whose last known address is Schmidtgaesschen 6, Idar-Oberstein 2, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: All those debts or other obligations owing to Ernst Wagner, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

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

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

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

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

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

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section

10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

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

[F. R. Doc. 46-10188; Filed, June 14, 1946;
11:17 a. m.]

[Vesting Order 6428]

MAMIE WURR

In re: Debt owing to Mamie Wurr.

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

1. That Mamie Wurr, whose last known address is 144 Lange Strasse, Ostersberg, near Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: All those debts or other obligations owing to Mamie Wurr, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc., Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

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

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it

be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

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

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

Executed at Washington, D. C., on June 4, 1946.

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

[F. R. Doc. 46-10169; Filed, June 14, 1946;
11:17 a. m.]

[Vesting Order 6429]

GEORGE ZITTEL

In re: Debt owing to George Zittel.

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

1. That George Zittel, whose last known address is Russingen, Palatinate, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: All those debts or other obligations owing to George Zittel, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

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

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

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold

or otherwise dealt with in the interest and for the benefit of the United States.

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

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

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

Executed at Washington, D. C., on June 4, 1946.

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

[F. R. Doc. 46-10180; Filed, June 14, 1946;
11:17 a. m.]

[Vesting Order 6430]

WILHELM ZITTEL

In re: Debt owing to Wilhelm Zittel.

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

1. That Wilhelm Zittel, whose last known address is Russingen, Palatinate, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: All those debts or other obligations owing to Wilhelm Zittel, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the

aforesaid national of a designated enemy country.

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

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

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

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

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

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

Executed at Washington, D. C., on June 4, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10191; Filed, June 14, 1946;
11:17 a. m.]