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An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 1; and
It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

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

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 321.7 (*Alphabetical list of code members*) is amended by adding thereto Supplement R, and § 321.24 (*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: July 10, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 1
 Note: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 321.7 *Alphabetical list of code members—Supplement R*

[Alphabetical listing of code members having railway loading facilities, showing price classifications by size group numbers]

Mine Index No.	Code member	Mine name	Sub-district No.	Scam	Shipping point	Railroad	Freight origin group No.	1	2	3	4	5
2096	Domestic Coal Company (Elbio J. Pheasant)	Domestic	20	D	Johnstown, Pa.	J&SO	48	F	F	F	F	F
*3631	Domestic Coal Company (Elbio J. Pheasant)	Pheasant	20	C	Johnstown, Pa.	J&SO	48	(F)	(F)	(F)	(F)	(F)
3023	Pfeiffer, L. S. (Mack Coal Co.)	Mack No. 4	23	B	Homer City, Pa.	PRR	81	F	F	C	(F)	(F)
3054	Grasso, A. D. (Grasso Coal Mining Co.)	Liberty No. 3	37	B	Fisher Mine (Strattonville), Pa.	PRR	31	(F)	(F)	(F)	(F)	(F)
2432	Rodger, Clark W.	Shretler	28	B	Hooverville, Pa.	B&O	100	(F)	(F)	(F)	(F)	(F)
2510	Star Coal Co. (James McElhan, Jr.)	Cline No. 1	28	B	Hooverville, Pa.	PRR-B&O	61	(F)	(F)	(F)	(F)	(F)
2225	Star Coal Co. (James McElhan, Jr.)	McCutchison	28	B	Hooverville, Pa.	PRR-B&O	61	(F)	(F)	(F)	(F)	(F)
2145	Thomas, Harvey	Appach No. 4	44	E	Confluence, Pa.	PRR	102	(F)	(F)	(F)	(F)	(F)
3591	White, James A. (James A. White Coal Company)	White No. 9	6	E	Huffman, Pa.	PRR	66	(F)	(F)	(F)	(F)	(F)
1935	Wood, Frank B. (F. B. Wood Coal Mining Company)	Foxburg No. 1	17	D	St. Benedict, Pa.	NYC	44	(F)	(F)	(F)	(F)	(F)
831	Xoder Brothers (Millard Xoder)	Xoder	37	D	Friedens, Pa.	B&O	100	(F)	(F)	(F)	(F)	(F)

Indicates no classification effective for this size group.
 *Denotes new Mine Index Number. Mine Index No. 234 previously assigned is no longer applicable.

FOR TRUCK SHIPMENTS

§ 321.24 *General prices—Supplement T*

Code member index	Mine	County	Scam	1	2	3	4	5
*3331	Pheasant	Emmett	C	(F)	(F)	(F)	(F)	(F)
3023	Mack No. 4	Indiana	E	(F)	(F)	(F)	(F)	(F)
3559	Liberty No. 3	Clanton	B	247	229	229	210	209
996	Kennel No. 2	Emmett	Pph	(F)	(F)	(F)	(F)	(F)
3591	White No. 9	Jefferson	E	(F)	(F)	(F)	(F)	(F)

Indicates no classification effective for this size group.
 *Denotes new Mine Index Number. Mine Index No. 234 previously assigned is no longer applicable.

[F. R. Doc. 42-7033; Filed, July 23, 1942; 11:30 a. m.]

[Docket No. A-1518]

PART 321—MINIMUM PRICE SCHEDULE, DISTRICT NO. 1

ORDER GRANTING RELIEF, ETC.

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 1 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 1.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 1; and

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

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

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 321.7 (*Alphabetical list of Code members*) is amended by adding thereto Supplement R, and § 321.24 (*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof; and commencing forthwith, the shipping point, freight origin group and railroad appearing in the aforesaid Supplement R for the Mine Index No. 213 shall be effective in place of the shipping point, freight origin group and railroad heretofore assigned to this mine.

(60) days from the date of this Order, unless it shall otherwise be ordered. Dated: July 14, 1942. [SEAL] DAN H. WHEELER, Acting Director.

ceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937. It is further ordered, That the relief herein granted shall become final sixty

filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Pro-

temporary relief herein granted may be

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 1

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 321.7 Alphabetical list of code members—Supplement R

(Alphabetical listing of code members having railway loading facilities, showing price classifications by size group numbers)

Mine index No.	Code member	Mine name	Sub-district No.	Seam	Shipping point	Railroad	Freight origin group No.	1	2	3	4	5
3025	Banner Coal Company (J. E. Wallin)	Cedar Hill No. 1	21	A	Oseola Mills, Pa.	PRR	45	(†)	(†)	H	(†)	(†)
3026	Banner Coal Company (J. E. Wallin)	Cedar Hill No. 2	21	B	Oseola Mills, Pa.	PRR	45	(†)	(†)	C	(†)	(†)
3001	Cumberland Parkor Seam Coal Corporation	Ringler No. 1	43	Bluebaugh	Barrellville, Md.	C&P	65	(†)	(†)	E	(†)	(†)
3099	Horatton, T. B. (The Humphrey Brick & Tile Company)	Knisley (S)	5	D	Fuller, Pa.	PRR	122	(†)	(†)	E	(†)	(†)
3352	McCombs Coal Company (J. Child Rinn)	Depp	6	D	Punxsutawney, Pa.	B&O	112	(†)	(†)	F	(†)	(†)
3327	Matthews, John H.	Matthews No. 5 (D)	7	D	Gramplian, Pa.	PRR	45	(†)	(†)	F	(†)	(†)
3030	Matthews, John H.	Matthews No. 5 (S)	7	D	Gramplian, Pa.	PRR	45	(†)	(†)	F	(†)	(†)
312	Morrisdale Coal Mining Co., Inc.	Morrisdale No. 4	8	D	Morrisdale, Pa.	NYC	44	(†)	(†)	F	(†)	(†)
3555	Neal & Bowers (Guy Neal)	Neal & Bowers	12	C	Glen Campbell, Pa.	PRR	50	(†)	(†)	F	(†)	(†)
3032	Pine Hill Smokeless Coal Company	Ponfeigh No. 6A (D)	41	Saw	Pine Hill, Pa.	B&O	100	(†)	(†)	F	(†)	(†)
3037	Pine Hill Smokeless Coal Company	Ponfeigh No. 6A (S)	41	Saw	Pine Hill, Pa.	B&O	100	(†)	(†)	F	(†)	(†)
3023	Superior Cherry Run Coal Corporation	Cherry Run, Middle Kit	4	B	Huey, Pa.	PRR	50	(†)	(†)	F	(†)	(†)
3470	Wood, Frank B. (F. B. Wood Coal Mining Company)	Pine Ridge (D)	17	B	Hastings, Pa.	PRR	50	(†)	(†)	(*)	(†)	(†)
3333	Wood, Frank B. (F. B. Wood Coal Mining Company)	Pine Ridge No. 2 (S)	17	C	Hastings, Pa.	PRR	50	(†)	(†)	(*)	(†)	(†)

* Indicates previously classified for this size group.

† Indicates no classification effective for this size group.

1 Denotes new shipping point, Freight Origin Group, and railroad. Shipping point at Phillipsburg, Pa., on the Pennsylvania Railroad and New York Central Railroad in Freight Origin Group No. 41 shall no longer be applicable.

FOR TRUCK SHIPMENTS
§ 321.24 General prices—Supplement T

Code member index	Mine Index No.	Mine	Subdistrict No.	County	Exam	All lump coal double screened top size 2" and over				
						1	2	3	4	5
Banner Coal Company (J. H. Wallin).	3625	Cedar Hill No. 1.	21	Centre	A	(0)	(0)	216	(0)	(0)
Banner Coal Company (J. H. Wallin).	3626	Cedar Hill No. 2.	21	Centre	B	(0)	(0)	233	(0)	(0)
Cumberland Parker Seam Coal Corporation, The.	3601	Ringler No. 1.	43	Allegheny	Bluebaugh	(0)	(0)	233	(0)	(0)
Humphrey, Lee E. (The Humphrey Brick & Tile Company).	3599	Kniseley (S).	5	Jefferson	D	(0)	(0)	233	(0)	(0)
Matthews, John H.	3627	Matthews No. 5 (D).	7	Clearfield	D	(0)	(0)	233	(0)	(0)
Matthews, John H.	3636	Matthews No. 5 (S).	7	Clearfield	D	(0)	(0)	233	(0)	(0)
McCombs Coal Company (J. Clold Binn).	3552	Depp.	6	Jefferson	D	(0)	(0)	233	(0)	(0)
Neal & Bowers (Guy Neal).	3555	Neal & Bowers.	12	Indiana	C'	(0)	(0)	215	(0)	(0)
Pine Hill Smokeless Coal Company.	3632	Pontfeigh No. 6A (D).	41	Somerset	Scw	(0)	(0)	233	(0)	(0)
Pine Hill Smokeless Coal Company.	3637	Pontfeigh No. 6A (S).	41	Somerset	Scw	(0)	(0)	233	(0)	(0)
Singer, George, Jr.	3572	Singer.	29	Cambridia	E	(0)	(0)	233	(0)	(0)
Superior Cherry Run Coal Corporation.	3628	Cherry Run, Middle Kit.	4	Clarion	C	233	216	210	187	155
Wood, Frank B. (F. B. Wood Coal Mining Company).	3479	Pine Ridge (D).	17	Cambridia	B	(0)	(0)	(*)	223	215
Wood, Frank B. (F. B. Wood Coal Mining Company).	3538	Pine Ridge No. 2 (S).	17	Cambridia	C'	(0)	(0)	(*)	215	233

†Indicates no classification effective for this size group.
*Indicates previously classified for this size group.

[F. R. Doc. 42-7029; Filed, July 23, 1942; 11:29 a. m.]

[Docket No. A-1511]
PART 322—MINIMUM PRICE SCHEDULE,
DISTRICT NO. 2
ORDER GRANTING RELIEF, ETC

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 2 for the establishment of price classifications and minimum prices for the coals of certain mines.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act

of 1937, was duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 2.

It appears that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; that no petitions of intervention have been filed with the Division in the above-entitled matter; and that the following action is nec-

essary in order to effectuate the purposes of the Act.

It is ordered therefore, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 322.7 (Alphabetical list of code members) is amended by adding thereto Supplement R-I, § 322.9 (Special prices—(c) Railroad fuel) is amended by adding thereto Supplement R-II, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

No relief is granted herein as to the coals of Johnson Mine, Mine Index No. 109, of A. L. Brautegam (Victoria Coal Company); Patko Mine, Mine Index No. 2006, of Alex Opatkeiwicz; Ella Mine, Mine Index No. 5059, of John Balas (Balas Coal Company); Ella Mine, Mine Index No. 59, of McDermott Coal Company; Williams Mine, Mine Index No. 633, of Williams Coal Company; and the Bertone Mine, Mine Index No. 511, of Sam Bertone, for all shipments except truck, for the reasons set forth in the Order designating that portion of Docket No. A-1511 relating to such coals as Docket No. A-1511, Part II, and granting, in part, temporary relief therein.

Dated: July 10, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7031; Filed, July 23, 1942; 11:30 a. m.]

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT No. 12

Note: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 332, Minimum Price Schedule for District No. 12 and supplements thereto.

§ 332.2 Alphabetical list of code members—Supplement R

[Listing of code members, mines, mine index numbers and mine origin groups (for delivery by railroad)]

Mine Index No.	Code member	Mine	Mine origin group	Originating railroad	Mine origin group No.
751	Attica Coal Co. (George Ethel, Sr.)	Attica Coal Co.*	Levilla	WABASH	41
823	Dunreath Coal Co. (M. B. McConville)	Flagler No. 3*	Flagler	CB&Q	23
775	Edwards Bros. Coal Company	Edwards Bros. No. 4*	Evans & O'Keefe	CRI&P	77
495	Elm Creek Coal Co. (John Hackert)	Elm Creek Coal Co.*	Flagler	CB&Q	23
414	Honey Creek Coal Co. (Henry Wignall)	Honey Creek*	Buxey	CB&Q & WABASH	31

*Indicates mines shipping via public sidings and ramps for railway delivery.

Note: Shipping point at Flagler in Freight Origin Group No. 23 shall no longer be applicable.

FOR TRUCK SHIPMENTS

§ 332.24 General prices in cents per net ton for shipment into all market areas—Supplement T

Code member index	Mine Index No.	Mine	County	Price group No.	Price group No.												
					1	2	3	4	5	6	7	8	9	10	11		
Dunreath Coal Co. (M. B. McConville)	823	Flagler No. 3	Marion	19	310	300	290	280	270	260	250	240	230	220	210	200	190
Producers Coal Co., Inc., c/o M. A. Moore	788	Producers Coal Co.	Marion	19	310	300	290	280	270	260	250	240	230	220	210	200	190
Reiter, E. S. (Cedar Coal Co)	819	Cedar Coal Co.	Van Buren	7	302	292	282	272	262	252	242	232	222	212	202	192	180

[F. R. Doc. 42-7030; Filed, July 23, 1942; 11:29 a. m.]

[Docket No. A-1481]

PART 333—MINIMUM PRICE SCHEDULE, DISTRICT No. 13

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 13 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 13.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 13; and

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

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

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 333.6 (General prices) is amended by adding thereto Supplement R-I, § 333.7 (Special prices)—(a) Prices for shipment to all railroads and for exclusive use of railroads) is amended by adding thereto Supplement R-II, § 333.7 (Special prices)—(c) Prices for shipment by rail-

road, applicable to all coal sold for steamship vessel fuel) is amended by adding thereto Supplement R-III, § 333.24 (General prices) is amended by adding thereto Supplement R-IV § 333.25 (Special prices)—(b) Prices for shipment to all railroads for locomotive fuel, station heating, power plants and other uses) is amended by adding thereto Supplement R-V, § 333.34 (General prices in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T-I, and § 333.43 (General prices in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T-II, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

No relief is granted herein as to the coals of the Gillison Coal Company (Mine Index No. 1273) of W. C. Carr (Carr Coal Company) for all shipments except truck for the reason that records of the Division indicate that no freight rates are applicable for rail shipment from Argo, Alabama, the shipping point proposed by the original petitioner. By letter dated June 19, 1942, the original petitioner indicated it had discovered this fact and requested that Mine Index No. 1273 be deleted from its petition for that reason.

No relief is granted herein as to the coals of the Happy Hollow Mine (Mine Index No. 326) of J. A. Garrett or as to the coals of the Cross Roads Mine (Mine Index No. 171) of Supreme Black Creek Coal Company, Inc., for the reasons set forth in an order severing that portion of Docket No. A-1481 which relates to them and designating such portion as Docket No. A-1481, Part II, granting temporary relief in part and scheduling a hearing therein.

No relief is granted herein as to the coals of the Brown Mine of Roy Lee Schlageter which the original petition designates as Mine Index No. 1159 for the reason that records of the Division indicate that the correct mine index number for this mine is Mine Index No. 859 and that price classifications and minimum prices have already been established for Mine Index No. 859 under the name of Brown and Morris (C. R. Brown) for truck shipment in Docket No. A-205 and for all shipments except truck in Docket No. A-1089.

Dated: July 6, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

§ 333.6 General prices—Supplement R-I—Continued

Mine index No.	Code member	Mine	Sub-district	Seam	Freight origin group
MARION COUNTY, ALA.—continued					
881	Hollis, B. M.	Hollis No. 4 ¹⁰	1	Black Creek	101
160	Hughes, C. R.	C. R. Hughes No. 1 ¹¹	1	Black Creek	60
161	Hughes, C. R.	C. R. Hughes No. 2 ¹¹	1	Black Creek	60
162	Hurn, B. R.	Hurn No. 1 ¹¹	1	Black Creek	60
163	Hurn, B. R.	Hurn No. 2 ¹¹	1	Black Creek	60
164	Hurn, B. R.	Hurn No. 3 ¹¹	1	Black Creek	60
165	Hurn, B. R.	Hurn No. 4 ¹¹	1	Black Creek	60
166	Hurn, B. R.	Hurn No. 5 ¹¹	1	Black Creek	60
167	Hurn, B. R.	Hurn No. 6 ¹¹	1	Black Creek	60
168	Hurn, B. R.	Hurn No. 7 ¹¹	1	Black Creek	60
169	Hurn, B. R.	Hurn No. 8 ¹¹	1	Black Creek	60
170	Hurn, B. R.	Hurn No. 9 ¹¹	1	Black Creek	60
171	May, A. C.	A. G. May ¹¹	1	Black Creek	60
ST. CLAIR COUNTY, ALA.					
1556	Alabama Fuel & Iron Company ¹²	Henry Ellon ¹²	1	Henry Ellon	10
SHELBY COUNTY, ALA.					
600	Acton Coal Company ¹³	Acton Basin ¹³	1	Moyle	31
1543	Acton Coal Company ¹³	Acton Basin No. 2 ¹⁴	1	Helen	31
TUSCALOOSA COUNTY, ALA.					
1539	Griffin, E. B. (E. B. Griffin Coal Co.) ¹⁵	Griffin ¹⁵	1	Milldale	44
641	Nicholson, Harry ¹⁶	Nicholson ¹⁶	1	Milldale	44
1557	Nicholson, James ¹⁷	Nicholson No. 3 ¹⁷	1	Brookwood	44
1558	Nicholson, James ¹⁷	Nicholson No. 4 ¹⁷	1	Carter	44

¹⁰ Shipping Point: Glen Allen, Ala. Railroad: SL-SF. This mine shall have in size groups 13, 19, and 23, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 1015 (Gray Aldridge, Wheeler No. 6 mine, Docket No. A-846 and A-848).

¹¹ Shipping Point: Beulah, Ala. Railroad: L. C. R. R. These mines shall have in size groups 1, 2, 4, 6, and 18, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 1015 (Gray Aldridge, Wheeler No. 6 mine, Docket No. A-846 and A-848).

¹² Shipping Point: Acton, Ala. Railroad: L. C. R. R. This mine shall have in size groups 1, 2, 6, 8, 10, 16, 17, 18, and 24, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 69 (Red Diamond Miner Company, Red Diamond mine, Minimum Price Schedule).

¹³ Shipping Point: Paramount, Ala. Railroad: L&N. This mine shall have in size groups 1, 2, 4, 6 and 18, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 16 (Alabama Fuel & Iron Company, New Acton mine, Minimum Price Schedule).

¹⁴ Shipping Point: Paramount, Ala. Railroad: L&N. This mine shall have in size groups 1, 2, 4, 6 and 18, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 16 (Alabama Fuel & Iron Company, New Acton mine, Minimum Price Schedule).

¹⁵ Shipping Point: North Alabama Junction, Railroad: L&N Ala. This mine shall have in size groups 1, 2 and 4, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 17 (Southern Coal & Coke Company, Boothton mine, Minimum Price Schedule); and in size group 7 a price which is 10¢ less on each such table than is listed in size group 6 for said Mine Index No. 17; and in size group 23 a price which is the same on each such table as is listed in size group 13 on each respective price table the same price as is listed thereon in said size group for Mine Index No. 14 (Galloway Coal Company, Hope mine, Minimum Price Schedule).

¹⁶ Shipping Point: Brookwood, Ala. Railroad: L&N. This mine shall have in size groups 13, 22 and 23, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 1426 (H. F. Wade, Wade No. 2 mine, Docket No. A-1258).

¹⁷ Shipping Point: Brookwood, Ala. Railroad: L&N. This mine shall have in size groups 13, 22 and 23, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 40 (Twin Seam Mining Company, No. 5 Scarie mine, Minimum Price Schedule and Docket No. A-61).

¹⁸ Shipping Point: Brookwood, Ala. Railroad: L&N. This mine shall have in size groups 13, 22 and 23, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 1449 (Wheeler & Brooks (J. S. Wheeler), Wheeler & Brooks mine, Docket No. A-1330).

DISTRICT NO. 13

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 333, Minimum Price Schedule for District No. 13 and supplements thereto.

§ 333.6 General prices—Supplement R-I

[Prices F. O. B. mines for shipment by railroad, applicable for all uses except railroad locomotive fuel, steamship bunker fuel and blacksmithing]

Mine index No.	Code member	Mine	Sub-district	Seam	Freight origin group
BIBB COUNTY, ALA.					
212	Young, G. W. (Red Dot Coal Co.) ¹	Red Dot Coal Co.	1	Woodstock	41
HOLUNT COUNTY, ALA.					
1625	Hart, E. C.	Old No. 2 ²	1	Black Creek	31
1667	Mahaffey, J. W.	Mahaffey No. 2 ²	1	Black Creek	31
1644	Sullivan, J. R.	No. 53 ³	1	Underwood	31
ETOWAH COUNTY, ALA.					
1645	Sullivan, J. R.	No. 46 ⁴	1	Underwood	31
JEFFERSON COUNTY, ALA.					
1647	Layne, W. F. (W. F. Layne Coal Co.) ⁵	Klondyke ⁵	1	Black Creek	31
1638	Lollar, E. E.	Lollar No. 2 ⁶	1	Nickel Plate	50
1670	Lollar, E. E.	Lollar No. 3 ⁶	1	Nickel Plate	50
1671	Lollar, E. E.	Lollar No. 4 ⁶	1	Nickel Plate	50
62	Woodward Iron Company ⁷	Dolomite ⁷	1	Pratt	34
64	Woodward Iron Company ⁷	Atigna ⁷	1	Pratt	34
MARION COUNTY, ALA.					
1015	Aldridge, Gray ⁸	Wheeler No. 6 ⁸	1	Black Creek	101
1432	Little, Wyatt ⁹	Poplar Hollow No. 2 ⁹	1	Black Creek	111
422	Dodd, Sherman C.	Dowlin No. 2 ⁹	1	Black Creek	111

¹ Shipping Point: Blocton, Ala. Railroads: L&N, So. Ry. and GM&O. This mine shall have the same respective prices in size groups 1, 6, 13 and 19 on all price tables, as are shown for Mine Index No. 11 (Hills Creek Coal Company, Hills Creek mine, Minimum Price Schedule).

² Shipping Point: Warrior, Ala. Railroad: L&N. These mines shall have in size group 13, on each respective price table, a price which is 10¢ higher than is shown thereon for size group 12 as shipped from Mine Index No. 76 (Moss & McCormack Coal Company, Carbon mine, Minimum Price Schedule).

³ Shipping Point: Altoona, Ala. Railroad: L&N. This mine shall have in size group 13, on each respective price table, the same price as is shown for Mine Index No. 75 (Lehigh Coal Company, Lehigh mine, Minimum Price Schedule).

⁴ Shipping Point: Altoona, Ala. Railroad: L & N. This mine shall have in size group 13, on each respective price table, the same price as is shown for Mine Index No. 75 (Lehigh Coal Company, Lehigh mine, Minimum Price Schedule).

⁵ Shipping Point: Warrior, Ala. Railroad: L & N. This mine shall have in size group 13, on each respective price table, the same price as is shown for Mine Index No. 75 (Lehigh Coal Company, Lehigh mine, Minimum Price Schedule).

⁶ Shipping Point: Brookside, Ala. Railroad: So. Ry. This mine shall have in size group 13, on each respective price table, the same price as is shown for Mine Index No. 371 (Sheelor, Ed., Sheelor No. 1 mine, Docket No. A-883).

⁷ Shipping Point: Woodward, Ala. Railroad: Woodward Iron Co. R.R. These mines shall have in size group 19, on each respective price table, the same price as is listed in that size group for Mine Index No. 71 (Brookside-Pratt Mining Company, Blessure "E" mine, Minimum Price Schedule).

⁸ Shipping Point: Glen Allen, Ala. Railroad: SL-SF. This mine shall have in size group 19, on each respective price table, a price which is 10¢ higher than is shown thereon for size group 19 as shipped from Mine Index No. 14 (Galloway Coal Company, Hope mine, Minimum Price Schedule).

⁹ Shipping Point: Glen Mary, Ala. Railroad: So. Ry. These mines shall have in size groups 1, 2, 4, 7, 13 and 23, on each respective price table, the same prices as are listed in those respective size groups for Mine Index No. 1015 (Gray Aldridge, Wheeler No. 6 mine, Dockets Nos. A-488 and A-840).

§ 333.24 General prices—Supplement R-IV—Continued

Mine index No.	Code member	Mine	Sub-district	Seam	Freight origin group
MARION COUNTY, TENN.					
882	Caldwell, Virgil	Turner	3	Sewanee	150
1262	Church, John	John Church No. 2	3	Sewanee	160
913	Floyd, John Early	Floyd	3	Sewanee	160
1283	Gebhart, E. L.	Gebhart No. 3	3	Sewanee	160
1459	Grant & Myres (See Grant)	Rankin	3	Sewanee	160
1325	Griffith, H. A. (Griffith Coal Co.)	Griffith No. 3	3	Sewanee	160
1391	Rounsville, C. W.	Rounsville No. 3	3	Sewanee	160
1394	Tufts, J. J.	Tufts	3	Sewanee No. 9	160
1468	V. J. & J. J. Coal Company (Forrester Webb)	Webb	3	Sewanee	160

NOTE: Shipping Point: Whitwell, Tenn. Railroad: NC & St. L. On each respective price table each of the above mines shall have in each size group the same respective price as is shown for Mine Index No. 95 (Yanvesse Products Corporation, Whitwell mine, Minimum Price Schedule).

Mine index No.	Code member	Mine	Sub-district	Seam	Freight origin group
MARION COUNTY, TENN.					
1339	Griffith, H. A. (Griffith Coal Co.)	Griffith No. 2	3	Sewanee	150
1210	Layton, Ed.	Lake Point	3	Sewanee	160
1205	Nunley & Nolan (Butler Nunley)	Nunley & Nolan	3	Sewanee	160
722	Rounsville, C. W.	Rounsville	3	Sewanee	160
1266	Shaderick, C. R.	Shaderick	3	Sewanee	160
873	Shook, James H.	Shook No. 2	3	Sewanee	160
891	Shook, James H.	Shook	3	Sewanee	160
907	Thomas, Virgil O.	Big Ridge	3	Sewanee	160
860	Trussell, Oscar	Symons Mine	3	Sewanee	160
1341	Trussell, Oscar	V. C. Thorp's	3	Sewanee	160
1342	Trussell, Oscar	Trussell No. 4	3	Sewanee	160
1343	Trussell, Oscar	Trussell No. 5	3	Sewanee	160
1247	Trussell, Oscar	Trussell No. 7	3	Sewanee	160

NOTE: Shipping Point: Squatchie, Tenn. Railroad: NC & St. L. On each respective price table except that for Market Area 112 each of the above mines shall have a price in each size group which is 10¢ less than that respectively listed for Mine Index No. 95 (Yanvesse Products Corporation, Whitwell mine, Minimum Price Schedule); and on the price table for Market Area 112 each of said mines shall have in each size group a price which is 6¢ higher than that listed for said Mine Index No. 95.

Mine index No.	Code member	Mine	Sub-district	Seam	Freight origin group
MARION COUNTY, TENN.					
1146	Harris, Albert	John's Ridge	3	Sewanee	160

NOTE: Shipping Point: Jasper, Tenn. Railroad: NC & St. L. On each respective price table this mine shall have in each size group the same respective price as is shown for Mine Index No. 95 (Yanvesse Products Corporation, Whitwell mine, Minimum Price Schedule).

§ 333.7 Special prices—(c) Prices for shipment by railroad, applicable to all coal sold for steamship vessel fuel—Supplement R-III

Mine index No.	Mine group	Size groups and prices applicable for steamship vessel fuel		
		14, 15, 16, 17, 18	12	13, 23
MARION COUNTY, TENN.				
1547	Black Creek			285
160	Black Creek			285
160	Black Creek		285	276
1548	Flat Top			205
1550	Shaderick			270
1552	Carbo			213
1553	Henry Ellen			243

For all deliveries except to Ocean Steamship Co., Savannah, Ga.
 † Applies only to Ocean Steamship Co., Savannah, Ga.

§ 333.24 General prices—Supplement R-IV

(Prices F.O.B. mines for shipment by railroad, applicable for all uses except railroad locomotive fuel, steamship bunker fuel and blacksmithing)

Mine index No.	Code member	Mine	Sub-district	Seam	Freight origin group
HAMILTON COUNTY, TENN.					
1120	Alexander, Tom J	Flat Top 1	3	Soddy No. 13	200
811	Cox, Charles J.	Shaderick 1	3	Soddy No. 12	200
1515	Hunt, C. N.	Hunt	3	No. 12	200
1480	Bolton & Rogers (James C. Bolton)	Solo Creek 2	3	Big	200
1119	Goodson, W. B.	Nix Coal Co. 2	3	Soddy No. 4	200
180	Yother, George	Montlake 3	3	Nos. 10 and 5	200

1 Shipping Point: Rathburn, Tenn. Railroad: CNO & TP.
 2 Shipping Point: Solo Creek, Tenn. Railroad: CNO & TP.
 3 Shipping Point: Daisy, Tenn. Railroad: CNO & TP.

NOTE: On each respective price table except that for Market Area 112 each of the above six mines shall have a price in each size group which is 10¢ less than that respectively listed for Mine Index No. 95 (Yanvesse Products Corporation, Whitwell mine, Minimum Price Schedule); and on the price table for Market Area 112 each of said mines shall have in each size group a price which is 6¢ higher than that listed for said Mine Index No. 95.

Mine index No.	Code member	Mine	Sub-district	Seam	Freight origin group
MARION COUNTY, TENN.					
1484	Barnes & Barnes (Ceell M. Barnes)	Barnes	3	Battle Creek	150
1369	Bolton, Holland & Roberson (Frank Bolton)	Bolton & Holland	3	Bluff	150
944	Dalton, David Crockett	Dalton	3	Bluff	150
145	Dunwoody, Jim	Dunwoody	3	Battle Creek	150
1183	Dunwoody, Jim	Patton	3	Battle Creek	150
177	Garner, D. W.	Garner	3	Battle Creek	150
1295	Guess, J. C.	Battle Creek	3	Battle Creek	150
1032	Dalton, Billie	Bolton	3	Bluff	150
814	Holland, John	Holland	3	Top	150
932	Raulison, Furs	Raulison	3	Battle Creek	150
1271	Ridley, Ceell R.	Ridley No. 19	3	Battle Creek	150
1123	South Pittsburg Coal Co.	So. Pittsburg	3	Battle Creek	150
1153	Yosley, George W.	Curton	3	Battle Creek	150

NOTE: Shipping Point: Omm, Tenn. Railroad: NC & St. L. On each respective price table each of the above mines shall have in each size group the same respective price as is shown for Mine Index No. 91 (The Battle Creek Coal Co., Battle Creek mine, Minimum Price Schedule).

FOR TRUCK SHIPMENTS
 § 333.34 General prices in cents per net ton for shipment into all market areas—Supplement T-1

Code member index	Mine	Mine index dis-trict No.	Sub-district	Seam	Lump: top size 24" and over 6"	Egg: top size 6" and under	Nut: top size 3" and under over 1/2"		Chestnut: top size 3" and under size 1/2" and under		Chestnut: top size 1 1/2" and under; bottom size 1/2" and under		Run of mine modified R/M		Resulants: 3/8" and under		Screensize: 1 1/4" and under		Indus-trial coal	
							Wash	Raw	Wash	Raw	Wash	Raw	Wash	Raw	Wash	Raw	Wash	Raw		
ALABAMA																				
BLOUNT COUNTY																				
Hart, E. C.	Old No. 2	1225	2	Black Creek	345	355	345	325	310	300	285	285	275	265	205	250	285	24, 25, 26		
Mahaffey, J. W.	Mahaffey No. 2	1607	2	Black Creek	340	345	345	325	310	300	285	285	275	265	205	250	285			
Sullivan, J. R.	No. 33	1544	2	Underwood	320	345	315	295	270	280	285	285	260	260	255	240	260			
CULLMAN COUNTY																				
James, W. E.	James	1511	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	225	290			
King, J. M.	Palmer	1568	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	225	290			
ETOWAH COUNTY																				
Sullivan, J. R.	No. 46	1545	2	Underwood	320	345	315	295	270	280	285	285	260	260	255	240	260			
JEFFERSON COUNTY																				
Black, Troy	Black	1554	2	L. Nunnally	275	290	265	275	270	290	290	280	275	265	205	230	230			
Bryant, C. H.	C. H. Bryant	1590	2	Harkness	340	365	335	315	300	300	290	280	275	265	205	230	275			
Layne, W. F. (W. F. Layno C. Co.)	Klondyke	1547	2	Black Creek	345	365	345	325	310	300	295	285	285	265	205	230	285			
Lollar, E. E.	Lollar No. 2	1660	2	Nickel Plate	290	290	285	275	260	260	260	245	245	230	215	215	215			
Lollar, E. E.	Lollar No. 3	1570	2	Nickel Plate	290	290	285	275	260	260	260	245	245	230	215	215	215			
Lollar, E. E.	Lollar No. 4	1571	2	Nickel Plate	290	290	285	275	260	260	260	245	245	230	215	215	215			
Simmons, William B.	Simmons No. 2	1548	2	L. Nunnally	275	280	265	275	270	280	280	270	260	250	205	230	230			
MARION COUNTY																				
Hurn, E. R.	Hurn No. 2	1555	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
Hurn, E. R.	Hurn No. 3	1572	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
Hurn, E. R.	Hurn No. 4	1573	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
Hurn, E. R.	Hurn No. 5	1574	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
Hurn, E. R.	Hurn No. 6	1575	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
Hurn, E. R.	Hurn No. 7	1576	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
Tidwell, Owen	Durham No. 1	1538	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
ST. CLAIR COUNTY																				
Alabama Fuel & Iron Company	Henry Ellen	1556	1	Henry Ellen	365	365	335	315	300	300	295	290	285	265	205	230	295			
SHELBY COUNTY																				
Acton Coal Company	Acton Basin No. 2	1543	2	Helena	400	400	350	350	350	350	350	350	350	350	350	350	350			
TUSCALOOSA COUNTY																				
Griffin, E. B. (E. B. Griffin Coal Co.)	Griffin	1539	2	Milldale	340	355	345	325	310	300	285	285	275	265	205	230	285			
Nicholson, James	Nicholson No. 3	1557	2	Brookwood	275	275	295	275	280	290	290	225	225	205	180	225	225			
Nicholson, James	Nicholson No. 4	1558	2	Carter	340	345	345	325	310	300	295	285	285	275	205	230	285			
Prince, H. M.	Prince	1549	2	(f) A. stray seam with Black Creek character-istics.	360	385	335	315	305	310	300	290	285	265	205	230	290			
Pumphrey, J. R.	Pumphrey No. 2	1578	2	Carter	340	355	345	325	310	300	285	285	275	265	205	230	285			
Toxey, Sam (Toxey Coal Co.)	Toxey Coal Co.	1579	2	Milldale	340	355	345	325	310	300	285	285	275	265	205	230	285			
WALKER COUNTY																				
Alums, Homer	Homer Alums	1537	2	Black Creek	360	385	335	315	305	310	300	290	285	265	205	230	290			
Drummond, H. E.	Pisgah 2, 3, & 4	1551	2	Black Creek	340	355	345	325	310	300	285	285	275	265	205	230	285			
Earnest & Roberts (W. B. Earnest)	W. B. Earnest No. 2	1546	2	Pratt	325	325	320	300	290	290	285	285	270	260	205	230	285			
Jones, Grady W., & Co. (Grady W. Jones)	Jones	1522	2	Mary Lee	275	275	295	275	270	270	270	225	225	205	180	225	225			
Keeton, W. H.	Keeton	1531	2	Mary Lee	275	275	295	275	270	270	270	225	225	205	180	225	225			
Layton, J. L.	Layton No. 2	1531	2	Mary Lee	275	275	295	275	270	270	270	225	225	205	180	225	225			
Layton, J. L.	Layton No. 3	1531	2	Mary Lee	275	275	295	275	270	270	270	225	225	205	180	225	225			
Roberts, L. T.	Leslie Roberts	1533	2	Black Creek	275	275	295	275	270	270	270	225	225	205	180	225	225			
Wilson & Hilderson (E. S. Wilson)	Edmont	1534	2	Mary Lee	275	275	295	275	270	270	270	225	225	205	180	225	225			
Wilson & Hilderson (E. S. Wilson)	Doumsky	1534	2	Mary Lee	275	275	295	275	270	270	270	225	225	205	180	225	225			
WINSTON COUNTY																				
Hill, W. M.	Iceberg No. 2	1556	2	Black Creek	320	335	345	315	305	310	300	290	285	265	205	230	295			

§ 333.43 General prices in cents per net ton for shipment into all market areas—Supplement T-II

Code member Index	Mine	Mine Index No.	Subdistrict	Scam	Lump, over 2 1/2" egg, top size over 5" and under	Egg, top size 2" and under, bot. size 2" and under	Lump, 2" and under	Nut, top size 2" and under, bot. size 1" and under	Stoker, top size 1 1/2" and under, bot. size 1/2" and under	Stoker, top size 3/4" and under, bot. size 3/8" and under	Straight and modified M/R	Resultants, 5" and under	Resultants, 4" and under	Screens, 1 1/2" and under	Screens, 1 1/4" and under	Screens, 3/4" and under	Screens, 3/8" and under	Industrial coal
Code member Index	Mine	Mine Index No.	Subdistrict	Scam	Lump, over 2 1/2" egg, top size over 5" and under	Egg, top size 2" and under, bot. size 2" and under	Lump, 2" and under	Nut, top size 2" and under, bot. size 1" and under	Stoker, top size 1 1/2" and under, bot. size 1/2" and under	Stoker, top size 3/4" and under, bot. size 3/8" and under	Straight and modified M/R	Resultants, 5" and under	Resultants, 4" and under	Screens, 1 1/2" and under	Screens, 1 1/4" and under	Screens, 3/4" and under	Screens, 3/8" and under	Industrial coal
Code member Index	Mine	Mine Index No.	Subdistrict	Scam	Lump, over 2 1/2" egg, top size over 5" and under	Egg, top size 2" and under, bot. size 2" and under	Lump, 2" and under	Nut, top size 2" and under, bot. size 1" and under	Stoker, top size 1 1/2" and under, bot. size 1/2" and under	Stoker, top size 3/4" and under, bot. size 3/8" and under	Straight and modified M/R	Resultants, 5" and under	Resultants, 4" and under	Screens, 1 1/2" and under	Screens, 1 1/4" and under	Screens, 3/4" and under	Screens, 3/8" and under	Industrial coal
Code member Index	Mine	Mine Index No.	Subdistrict	Scam	Lump, over 2 1/2" egg, top size over 5" and under	Egg, top size 2" and under, bot. size 2" and under	Lump, 2" and under	Nut, top size 2" and under, bot. size 1" and under	Stoker, top size 1 1/2" and under, bot. size 1/2" and under	Stoker, top size 3/4" and under, bot. size 3/8" and under	Straight and modified M/R	Resultants, 5" and under	Resultants, 4" and under	Screens, 1 1/2" and under	Screens, 1 1/4" and under	Screens, 3/4" and under	Screens, 3/8" and under	Industrial coal

* For sizes included see Size Group Table, Page No. 25 § 333.42.

[F. R. Doc. 42-7033; Filed, July 23, 1942; 11:31 a. m.]

TITLE 32—NATIONAL DEFENSE
Chapter IX—War Production Board
 Subchapter A—General Provisions

PART 904—PROCUREMENT
 [Directive No. 6]

CONTRACT PROVISIONS FOR WEIGHT DETERMINATION

§ 904.5 *Directive No. 6.* Pursuant to the authority vested in me by Executive Order No. 9024 of January 16, 1942, and Executive Order No. 9040 of January 24, 1942, the following policy is prescribed for all Departments and agencies now or hereafter engaged in war procurement:

(a) Contractual provisions specifying or requiring that weights be determined by railroad or warehouse scale shall not be used where such provisions may require back-hauling or cross-switching or cause congestion or delay in traffic or traffic handling. Under such circumstances contractual provisions shall authorize the determination of weights by cubic content, standard unit weights, sampling, estimates or other method mutually agreeable. Existing contracts

should be modified when practicable in conformity with this policy. (E.O. 9024, Jan. 16, 1942, 7 F.R. 329, E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 201, Pub. Law 354, 77th Cong., 1st Sess.)

Issued this 24th day of July 1942.
 DONALD M. NELSON,
 Chairman.

[F. R. Doc. 42-7067; Filed, July 24, 1942; 10:57 a. m.]

Subchapter B—Director General for Operations

PART 937—ZINC
 [Conservation Order M-11-b]

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

§ 937.13 *Conservation Order M-11-b.*
 (a) *Prohibition on use of zinc in articles appearing on List A.* (1) Between July 24, 1942 and September 1, 1942, no per-

son shall put into process in the manufacture of any item on List A more weight of zinc than 50% of the average monthly weight of zinc put into process by him during 1941 in the making of such item, and no person shall put into process any zinc in the making of such item unless processing thereof will be completed within such period.

(2) Effective September 1, 1942, no person shall process any zinc to make any item on List A.

(b) *Limitation on other uses of zinc.* No person shall put into process during any calendar quarter in the manufacture of items not on List A more than 75% of the weight of zinc of prime western grade or, more than 50% of the weight of zinc of any other grade respectively, put into process by him in the manufacture of such items during the corresponding calendar quarter of 1941.

(c) *General exceptions.* The prohibitions and restrictions in paragraphs (a) and (b) shall not apply to the use of zinc in any item which is being produced:

(1) Under a specific contract or subcontract covering the manufacture of any product, or any component to be physically incorporated into such product,

produced by or for the account of the Army or Navy of the United States or the United States Maritime Commission, the Civil Aeronautics Authority, the National Advisory Committee for Aeronautics, the Office of Scientific Research and Development, or for any foreign country pursuant to the Act of March 11, 1941, entitled "An Act to promote the Defense of the United States", (Lead-Lease Act) to the extent required by specifications, including performance specifications, applicable to the contracts, subcontracts or purchase orders of these organizations.

(2) For use to comply with safety regulations issued under governmental authority which require the use of zinc to the extent employed, or

(3) For use in chemical and industrial plants to the extent that corrosive or chemical action makes the use of any other material impractical, or

(4) For use in research laboratories where and to the extent that the physical or chemical properties make the use of any other material impractical.

(d) *Prohibition against sales or deliveries of zinc.* No person shall hereafter sell or deliver zinc to any person if he knows, or has reason to believe such

material is to be used in violation of the terms of this order.

(e) *Limitation of inventories.* No person shall accumulate an inventory of zinc or products thereof, in the form of raw materials, semiprocessed materials, finished parts or sub-assemblies in quantities in excess of a minimum practicable working inventory, taking into consideration the limitations placed upon the production of zinc products by this order. Any person who has an inventory in excess of a minimum practicable working inventory is prohibited from receiving additional zinc or products thereof beyond that extent necessary to maintain a minimum practicable working inventory.

(f) *Miscellaneous provisions.*—(1) *Appeal.* Any appeal from the provisions of this order must be made on Form PD-500 and must be filed with the field office of the War Production Board for the district in which is located the plant to which the appeal relates.

(2) *Applicability of order.* The prohibitions and restrictions contained in this order shall apply to the use of material in all items or articles hereafter manufactured irrespective of whether such items are manufactured pursuant to a contract made prior or subsequent to the effective date hereof, or pursuant to a contract supported by a preference rating. Insofar as any other order of the Director General for Operations may have the effect of limiting or curtailing to a greater extent than herein provided, the use of zinc in the production of any article, the limitation of such other order shall be observed.

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

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

(i) "Zinc" means zinc metal which has been produced by any electrolytic, electro-thermic, or fire refining process. It shall include zinc dust (for Sheradizing only), scrap zinc, zinc metal produced from scrap and any alloy in the composition of which the percentage of zinc metal by weight equals or exceeds the percentage of all other metals.

(ii) "Prime western zinc" means zinc of no higher grade than that conforming to American Society for Testing Materials specification B6-37, grade 5, and zinc dust for Sheradizing.

(iii) "Zinc of any other grade" means zinc conforming to American Society for Testing Materials specification B6-37, grades 1a, 1, 2, 3, or 4, and any alloy in the composition of which the percentage

of zinc metal by weight equals or exceeds the percentage of all other metals.

(iv) "Inventory" of a person includes the inventory of affiliates and subsidiaries of such person, and the inventory of others where such inventory is under the control of or under common control with or available for the use of such person.

(v) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not (including, but not limited to, any trustee, receiver, assignee, or personal representative thereof).

(vi) "Item" means any article or component part thereof.

(vii) "Process" means cut, draw, machine, stamp, melt, cast, forge, roll, turn, spin or otherwise shape.

(viii) "Put into process" means the first change by a manufacturer in the form of material from that form in which it is received by him.

(ix) "Sheradizing" means any process which uses zinc dust or finely divided zinc as a raw material for impregnating the surface of a ferrous material with zinc by process of cementation. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 24th day of July 1942.

AMORY HOUGHTON,
Director General for Operations.

List A

The use of zinc in the items below and in all component parts of such items is prohibited except to the extent permitted by the foregoing Conservation Order M-11-b. Where sublistings appear under a general heading on this list, only the sublistings are to be considered as items on List A.

Automotive:

Diesel Engines.
Passenger Cars.
Trailers.
Trucks.

(Except mechanical or functional items)

Art Craft and Furnishings:

Andirons.
Bookends.
Candlesticks.
Coat Hooks.
Door Chimés.
Fireplace Fittings.
Mirror Frames.
Picture Frames.
Statues.

Bicycles and Tricycles:

Bicycles, except for protective coatings on wire for spokes.
Tricycles.

Binoculars.

Beauty Shop and Barber Shop Equipment and Supplies (whether for home or business uses):

Hair Curlers.
Hair Dryers.
Lotion Dispensers.
Permanent Waving Machines.

Builders' Supplies and Hardware, except protective coatings:

Casement Hardware.
Door Knockers.
Down spouts.
Flashing.
Gutters.
Lock Parts, except lock cylinders.
Roofing.
Screen door and window attachments.
Siding.
Venetian Blind Hardware.
Weatherstripping.

Burial Equipment:

Caskets.
Casket Hardware.
Markers.
Vaults.

Clock & Watch Cases.

Cosmetics:

Cosmetic containers
Compacts and lipstick holders.
Lotion Dispensers.
Perfume Dispensers.

Coin Operated Devices:

Automatic Phonographs.
Gaming Machines.
Vending Machines.

Cameras and Photographic Equipment:

Cameras.
Developing Machines.
Enlargers.
Printing Machines.
Projectors.

Cooking appliances:

Electric Stoves and Ranges.
Gas-Fired Stoves and Ranges (except items for repair or maintenance).

Clothing Accessories and Other Accessories:

Buckles.
Buttons.
Costume Jewelry.
Handbag Fittings.
Slide Fasteners and other clothing accessories.

Electric Fans.

Electrical Household Appliances.
Electric Motors, except for Motor Rotors.
Kitchen, Household, Restaurant & Soda

Fountain Items:

Butter Chippers.
Can Openers.
Coffee Urns.
Coffee Grinders.
Dishwashing Machines, except protective coatings.
Drink Mixers and Shakers.
Egg Slicers.
Food Mixers.
Fruit Juicers.
Grilles.
Ice Cream Cabinets.
Ice Crushers.
Meat Slicers.
Patent Medicine Dispensing Machines.
Potato Slicers & Mashers.
Sterilizers.
Toasters.

Lamps, except protective coatings.

Laundry Tags and other Clothing Markers.

Lawn Mowers and Lawn Sprinklers.

Lighting Fixtures, except protective coatings.

Luggage:

Fittings.
Hardware.

Metal Plastering Bases (Except protective coatings).
 Metal Furniture.
 Musical Instruments.
 Novelties.
 Advertising Novelties.
 Jewelry Cases.
 Letter Openers.
 Novelty Jewelry.
 Souvenirs.
 Office Supplies:
 Autodexes.
 Box Openers.
 Calendar Bases & Holders.
 Envelope Openers.
 Envelope Sealing Machines.
 Gummed Paper Dispensing Machines.
 Paper Weights.
 Pen Bases.
 Pencil Sharpeners.
 Stapling Machines.
 Stenciling Devices.
 Ornamental and Decorative Uses (whether or not the item is included in List A).
 Outboard Motors, except items for repair and maintenance.
 Parking Meters.
 Portable and Standing Lamps, except protective coatings.
 Radios and Non-coin Operated Phonographs, except functional items for repair and maintenance.
 Refrigerators, Mechanical, Electric or Gas (except for essential food storage, food transportation and industrial uses) except items for repair and maintenance.
 Sewing Machines (except items for repair and maintenance).
 Signs:
 Advertising Specialties.
 Name Plates.
 Billboards.
 Merchandise Displays of all kinds.
 Smokers' Supplies:
 Ash Trays.
 Cigar and Cigarette Lighters.
 Smokers' Accessories.
 Soap Dispensers.
 Slugs and Tokens of all kinds.
 Spittoons.
 Stationary Gasoline and Diesel Engines.
 Stokers.
 Toys and Games.
 Vacuum Cleaners and Sweepers (except items for repair and maintenance).
 Washing Machines (except items for repair and maintenance).

[F. R. Doc. 42-7070; Filed, July 24, 1942; 10:58 a. m.]

PART 976—MOTOR TRUCKS, TRUCK TRAILERS AND PASSENGER CARRIERS
 [Amendment 1 to Supplementary General Limitation Order L-1-E¹]

Section 976.15, *Supplementary General Limitation Order L-1-E*,¹ issued April 11, 1942, is hereby amended by adding thereto the following:

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

(1) "Off-the-highway motor vehicle" means a motor truck, truck-tractor

and/or trailer, operating off the public highway, normally on rubber tires and specially designed to transport materials, property or equipment on mining, construction, logging or petroleum development projects.

(2) "Producer" means any individual, partnership, association, corporation or other form of business enterprise engaged in the manufacture of off-the-highway motor vehicles.

(e) *Authorized production of off-the-highway motor vehicles.* Irrespective of the provisions of Paragraph (a), producers may manufacture off-the-highway motor vehicles during the period July 1, 1942 to December 31, 1942, not in excess of five hundred (500) units, for essential civilian and indirect military requirements, and for export, in such quantities and of such types as are hereafter, from time to time, specifically authorized by the Director General for Operations. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 24th day of July 1942.

AMORY HOUGHTON,
 Director General for Operations.

[F. R. Doc. 42-7072; Filed, July 24, 1942; 10:58 a. m.]

PART 1111—RATIONING OF NEW COMMERCIAL MOTOR VEHICLES

[Amendment 2 to General Conservation Order M-100]

Section 1111.1 *General Conservation Order M-100*, effective March 9, 1942, as amended¹ is hereby further amended in the following particulars:

Paragraph (a) (2), "New commercial motor vehicle," is hereby amended to read as follows:

(2) "New commercial motor vehicle" means any light, medium or heavy motor-truck, truck-tractor or trailer, or the chassis therefor, or any chassis on which a bus body is to be mounted, and which

(i) Was manufactured subsequently to July 31, 1941;

(ii) Was designed to be propelled or drawn by mechanical power;

(iii) Was designed for use on or off the highways for transportation of property, or persons;

(iv) Was manufactured otherwise than under specification of the United States Army or Navy;

(v) Has not been transferred to any person other than a sales agency for the purpose of resale;

including vehicles of the following types: trucks, truck chassis, truck tractors, off-the-highway motor vehicles, full-trailers, semi-trailers, dollies, attachment third axles, ambulances, hearses, bus chassis, station wagons, carry-all suburbans, sedan deliveries, utility sedans, coupes fitted with pickup boxes, and cab pickups, but not including taxicabs and in-

tegral type buses. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E. O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 24th day of July 1942.

AMORY HOUGHTON,
 Director General for Operations.

[F. R. Doc. 42-7071; Filed, July 24, 1942; 10:58 a. m.]

PART 1111—RATIONING OF NEW COMMERCIAL MOTOR VEHICLES

[Supplementary General Conservation Order M-100-a]

INVENTORY AS OF JULY 31, 1942

§ 1111.2 *Supplementary General Conservation Order M-100-a.*

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

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

(2) "New commercial motor vehicle" means any light, medium, or heavy motor-truck, truck-tractor or trailer or the chassis therefor, or any chassis on which a bus body is to be mounted, and which:

(i) Was manufactured subsequently to July 31, 1941;

(ii) Was designed to be propelled or drawn by mechanical power;

(iii) Was designed for use on or off the highways for transportation of property or persons;

(iv) Was manufactured otherwise than under specification of the United States Army or Navy;

(v) Has not been transferred to any person other than a sales agency for the purpose of resale;

including vehicles of the following types: trucks, truck chassis, truck-tractors, off-the-highway motor vehicles, full-trailers, semi-trailers, dollies, attachment third axles, ambulances, hearses, bus chassis, station wagons, carry-all suburbans, sedan deliveries, utility sedans, coupes fitted with pickup boxes, and cab pickups, but not including taxicabs and integral type buses.

(b) *Inventories to be taken as of July 31, 1942—(1) Inventory Card PD-570.* As of the close of business on July 31, 1942, every person engaged in the business of manufacturing, selling, distributing or financing new commercial motor vehicles shall report on Inventory Card PD-570, enumerating therein, by make of vehicle and number of units, all new commercial motor vehicles which are then:

(i) In his possession;

(ii) Owned by him, but in the possession of a person other than a manufacturer, distributor or dealer, including vehicles in transit.

The inventory card shall be mailed not later than August 3, 1942, to New Commercial Motor Vehicle Inventory Unit, War Production Board, 200 Varick Street, New York, N. Y.

¹ 7 F.R. 2782.

¹ 7 F.R. 1632, 4030.

(2) *Inventory Detail Card PD-571.* Upon receipt of the Inventory Card PD-570, the War Production Board will furnish to the person reporting one Inventory Detail Card PD-571 for each vehicle reported. The Inventory Detail Card PD-571 shall be filled in and mailed not later than five (5) days after it is received by the person reporting, to New Commercial Motor Vehicle Inventory Unit, War Production Board, 200 Varick Street, New York, N. Y. With the Inventory Detail Card PD-571, the person reporting shall enclose a Certificate PD-571-A, enumerating the vehicles reported.

(c) *Reports on changes of ownership and in geographical location.* In order that the inventory may accurately show changes in ownership and changes in the geographic location of all new commercial motor vehicles, in addition to those transferred by Certificate of Transfer PD-321 or Government Exemption Permit PD-322, which are required to be reported on Post Card Form PD-326 under General Conservation Order M-100 and the instructions issued pursuant thereto, each person required by this order to report on Inventory Card PD-570 and Inventory Detail Card PD-571 referred to in Paragraph (b) above, shall, on and after August 1, 1942, report on Form PD-572,

(1) All transfers of title to any of the persons enumerated above; and

(2) All changes (except within a city or town) in the location of the vehicle, irrespective of transfer of title, resulting from delivery of the vehicle to any of the persons enumerated below:

(i) Manufacturers, dealers, distributors or sales agencies, including transfers between units of the same business organizations when located in different cities or towns;

(ii) Persons who in good faith have loaned money on the security of, or financed the sale of, a new commercial motor vehicle;

(iii) Person distraining, levying by execution, attachment or similar form of judicial process, or repossession on default;

(iv) Insurers, junk dealers or salvage operators in cases where a new commercial motor vehicle has been destroyed beyond repair by collision, fire or otherwise;

(v) Trustees and receivers acquiring a New Commercial Motor Vehicle with the assets of a business.

(3) All cases where the vehicle is destroyed beyond repair and not delivered to an insurer, junk dealer or salvage operator.

(d) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories and transfers of new commercial motor vehicles.

(e) *Reports.* All persons affected by this order shall submit such additional reports to the War Production Board and the Office of Defense Transportation as may be, from time to time, required.

(f) *Violations.* Any person who willfully violates any provision of this order,

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

(g) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Automotive Branch, Washington, D. C., Ref: M-100-A. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 24th day of July 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-7068; Filed, July 24, 1942;
10:57 a. m.]

PART 1288—POWER, STEAM AND WATER
AUXILIARY EQUIPMENT

[Amendment 1 to Schedule I—Limitation
ORDER L-154]

WATER METERS

Paragraph (d) of § 1288.2 *Schedule I to Limitation Order L-154* is hereby amended to read as follows:

(d) *Exceptions.* (1) Nothing in this schedule shall be construed to restrict the manufacture, processing or finishing of any article or product by or through a prime contractor or subcontractor for the account of the Army, Navy or Maritime Commission in accordance with the specifications, including performance specifications, of the prime contract.

(2) Nothing in this schedule shall prevent the manufacture, processing, finishing or assembly of water meters, after the 21st day of July, 1942, by any producer by the use of not more than sixty percent by weight of such producer's inventory of parts and material on hand on July 1, 1942, provided, however, that the number of water meters so manufactured, processed, finished or assembled by any producer shall not exceed twelve and one-half percent of the number of water meters shipped by such producer during the twelve months ending May 31, 1942.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 24th day of July 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-7069; Filed, July 24, 1942;
10:57 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[General Order 4]

DELEGATION TO INSPECTORS OF AUTHORITY
TO PROCURE SWORN WRITTEN STATEMENTS

Pursuant to the authority conferred upon the Administrator by the Emergency Price Control Act of 1942 and by Executive Order No. 9125, the following order is prescribed:

§ 1305.101 *Order Delegating to inspectors authority to procure sworn written statements.* (a) In the administration or enforcement of the price control, rent control, or rationing authority of the Office of Price Administration, or of any regulation or order issued pursuant to such authority, any person employed as an inspector or investigator by, or performing inspection or investigative functions for, the Office of Price Administration is authorized to administer oaths and affirmations for the purpose of procuring or receiving from any person a sworn written statement concerning any matter under, or appropriate for, investigation.

(b) This General Order No. 4 (§ 1305.101) shall take effect July 24, 1942. (Pub. Law 421, 77th Cong.; Pub. Law 507, 77th Cong.; E.O. 9125)

Issued this 23d day of July, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7046; Filed, July 23, 1942;
12:08 p. m.]

PART 1314—RAW MATERIALS FOR SHOES
AND LEATHER PRODUCTS

[Amendment 1 to Revised Price Schedule 9¹]

HIDES, KIPS AND CALFSKINS

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

Two new provisos are added to §§ 1314.1 and 1314.2 respectively, § 1314.4 (b), the undesignated paragraph following (c) in that section, §§ 1314.7, 1314.11 and 1314.12 (a) (2), (b) and (c) are amended to read as set forth below, and two new paragraphs (j) and (k) are added to § 1314.10:

§ 1314.1 *Maximum price established for hides.* * * *

Provided, That the maximum price applicable to sales and deliveries of hides by tanners, made pursuant to an order issued by the War Production Board, is the applicable maximum set forth in Appendix A or the price paid by him for such hides plus any freight and/or brokerage charges he may have actually paid thereon:

Provided further, That in any case where the selling price is higher than the applicable maximum price set forth

* Copies may be obtained from OPA.
17 F.R. 1227.

in Appendix A the seller shall deliver to the buyer an invoice or similar document setting forth (a) the price paid by the seller for such hides, (b) the freight and/or brokerage charges paid thereon, (c) the War Production Board order number authorizing the sale, and (d) a certification that the sale was made pursuant to such War Production Board order.

§ 1314.2 *Maximum prices established for kips and calfskins.*

Provided, That the maximum price applicable to sales and deliveries of kips and/or calfskins by tanners made pursuant to an order issued by the War Production Board is the applicable maximum price set forth in Appendix B or the price paid by him for such skins plus any freight and/or brokerage charges he may have actually paid thereon.

Provided further That in any case where the selling price is higher than the applicable maximum price set forth in Appendix B, the seller shall deliver to the buyer an invoice or similar document setting forth (a) the price paid by the seller for such skins, (b) the freight and/or brokerage charges paid thereon, (c) the War Production Board order number authorizing the sale, and (d) a certification that the sale was made pursuant to such War Production Board order.

§ 1314.4 *Commissions.*

(b) the hides, kips or calfskins are purchased or sold at a price no higher than the applicable maximum price;

In no case may any person charge or receive such a commission or fee on hides, kips or calfskins sold for his own account even though such person may have performed the receiving service or any other service for the buyer, and in no case may any person charge or receive, pay or offer to pay such a commission or fee on hides, kips or calfskins purchased or sold in the green or partially cured state or on hides, kips or calfskins (except slunks) purchased or sold in lots of less than 20,000 pounds of hides or 5,000 pounds of skins.

§ 1314.7 *Reports.* (a) On and after July 24, 1942, every tanner, or agent acting on behalf of a tanner, and every person making sales of hides or skins to a tanner shall submit to the Office of Price Administration, Washington, D. C., a copy of each invoice or similar document delivered in connection with a purchase or a sale of hides or skins. Such invoice or document shall be transmitted by mail to the Office of Price Administration contemporaneously with its transmission to the buyer or the seller, as the case may be, and shall contain all relevant details of the transaction, including (1) the quantity and price of each type, classification and grade of hides or skins sold and (2) the tare and other allowances given or received.

(b) In the event that the hides or skins actually received by the tanner, or by the agent acting on his behalf, differ in any material respect from the description thereof contained in the invoice or similar document delivered in connection with the purchase, the tan-

ner or such agent shall transmit to the Office of Price Administration on the same day the inspection of the hides or skins is made, a statement identifying the seller and the shipment and setting forth such difference.

(c) Every person making a purchase or sale of hides, kips or calfskins in the course of trade or business, or otherwise dealing therein, shall submit such reports to the Office of Price Administration as it may, from time to time, require.

§ 1314.10 *Definitions.*

(j) The term "shipping point" means the point from which the hides are shipped to the purchaser and shall include the point from which the seller, who has consolidated hides or skins into carload lots, ships them to the purchaser.

(k) The term "actual inspection" means examination of each hide or skin, except that, in testing for grade, standard practice should be followed.

§ 1314.11 *Appendix A. Maximum prices for domestic hides—(a) Packer classifications—(1) Packer classifications sold on a selected basis.¹*

TABLE I—STANDARD PRESENT TRIM, TARE ALLOWANCE AND DELIVERY

[Price per lb., f. o. b. shipping point]

	No. 1's	No. 2's
Native steers, heavy and light	\$0.15 ^{1/2}	\$0.14 ^{1/2}
Native steers, extreme light (23 to 43 pounds)	.15 ^{1/2}	.14 ^{1/2}
Heavy native cows (53 pounds and up)	.15 ^{1/2}	.14 ^{1/2}
Light native cows (less than 53 pounds)	.15 ^{1/2}	.14 ^{1/2}
Bull branded steers	.14 ^{1/2}	.13 ^{1/2}
Texas steer, heavy and light	.14 ^{1/2}	.13 ^{1/2}
Texas steers, extreme light (23 to 43 pounds)	.15	.14
Colorado steers	.14	.13
Branded cows	.14 ^{1/2}	.13 ^{1/2}
Native bulls	.12	.11
Branded bulls	.11	.10

TABLE II—OPTIONAL MAXIMUM PRICES

The maximum prices set forth in Table II may be used in lieu of those set forth in Table I by packers producing standard Packer selections so long as each of the selections for classes and weights set forth below is cured in a separate pack:

[Price per lb., f. o. b. shipping point]

	No. 1's	No. 2's
Heavy native steers (53 pounds and up)	\$0.15 ^{1/2}	\$0.14 ^{1/2}
Light and extreme light native steers (under 53 pounds)	.15 ^{1/2}	.14 ^{1/2}
Heavy branded steers, bull and side branded (53 pounds and up)	.14 ^{1/2}	.13 ^{1/2}
Light and extreme light branded steers (under 53 pounds)	.14 ^{1/2}	.13 ^{1/2}
Heavy native cows (53 or 55 pounds and up)	.15 ^{1/2}	.14 ^{1/2}
Light native cows (under 53 or 55 pounds)	.15 ^{1/2}	.14 ^{1/2}
Branded cows (all weights)	.14 ^{1/2}	.13 ^{1/2}
Native bulls (all weights)	.12	.11
Branded bulls (all weights)	.11	.10

¹ Optional with the seller.

² Or divided into 53 or 55 pounds and up and under 53 or 55 pounds.

Packer classifications of hides which fail to meet established standards of trim, tare allowance or delivery shall be sold at a price at least 1¢ per pound less

³ Paragraphs (a) and (b) of § 1314.11, Appendix A, do not apply to hides originating in the Pacific Coast.

than the applicable maximum price set forth in paragraph (a) (1) of this section.

(2) *Packer classifications sold on an unselected basis.* The maximum prices for packer classifications of hides sold on an unselected basis, i. e., flat for No. 1's and No. 2's, shall be the applicable maximum prices for No. 2's set forth in paragraph (a) (1) of this section.

(b) *Other than packer classifications.²*

[Price per lb., f. o. b. shipping point]

	Trimmed	Un-trimmed ³
Free of brand steers and cows including free of brand bulls up to 53 pounds	\$0.15	\$0.14
Branded steers and cows, including branded bulls up to 53 pounds	.14	.13
Free of brand bulls	.11 ^{1/2}	.10 ^{1/2}
Branded bulls	.10 ^{1/2}	.09 ^{1/2}

³ The term "untrimmed" as applied to hides, means hides without the standard head and tail trim prevailing on hides of packer classifications, in which the ears, ear butt fat and gristles, oxlip, snouts and lower lips are trimmed off in the green state before salting and in which the tails are cut off to not more than eight inches in length.

Tare allowance. A tare allowance of not less than 2% shall be allowed on all sales of hides other than packer classifications.

(c) *Pacific coast hides.*

[Price per lb., f. o. b. shipping point]

	Trimmed	Un-trimmed ¹
Native and branded steers and cows (flat for No. 1's and No. 2's)	\$0.13 ^{1/2}	\$0.12 ^{1/2}
Native and branded bulls (flat for No. 1's and No. 2's)	.10	.09

¹ *Supra*, note 1.

Tare allowance. A tare allowance of not less than two pounds tare per hide shall be allowed on all sales of Pacific Coast hides.

(d) *Hides or skins in mixed lots.* When hides or skins are sold in lots containing more than one type or grade of hides, kips or calfskins for which maximum prices are established by Price Schedule No. 9, unless the quantity of each such type or grade is determined by actual inspection and separately priced at not exceeding the applicable maximum, the maximum price for the lot shall be the maximum price for that type or grade of hide or skin included in the lot which has the lowest established maximum price.

(e) *Green or partially cured hides.* The maximum prices for green or partially cured hides shall be the maximum prices set forth above: *Provided*, That the maximum prices for green or partially cured hides sold to tanners, or for their account, or to persons who have hides tanned on contract (i. e., others than dealers buying and selling untrimmed hides for their own account) shall be the maximum prices set forth above reduced by 20%.

² Paragraphs (a) and (b) of § 1314.11, Appendix A, do not apply to hides originating in the Pacific Coast.

§ 1314.12 *Appendix B: Maximum prices for domestic kips and calfskins.*

(2) *Chicago city calf and kipskins sold on a selected basis.*

No. 1 Selection, standard present trim, tare allowance and delivery

	<i>Price per lb., f. o. b. shipping point</i>
Chicago City (10 to 15 pounds).....	\$0.23
Chicago City (8 to 10 pounds).....	.20½
Chicago City native kips (15 to 30 pounds).....	.18
Chicago City branded kips (30 pounds and down).....	.17
	<i>Price per skin, f. o. b. shipping point</i>
Chicago City (less than 8 pounds).....	\$1.43

Tare allowance for Chicago City calf and kipskins. A tare allowance of not less than one-half pound per skin for Chicago city calf (except slunks) and three-fourths pound per skin for Chicago city kip shall be allowed on all sales of Chicago city calf and kipskins.

(b) *Country calf and kipskins.*

	<i>Price per lb., f. o. b. shipping point</i>
Country calf (10 pounds and down).....	\$0.16
Country calf (10 to 15 pounds).....	.18
Country kips (15 to 30 pounds).....	.16

¹ Flat for No. 1's and 2's.

Tare allowance. A tare allowance of not less than 2% shall be allowed on all sales of country calf and kipskins.

(c) *Pacific coast calf and kipskins, standard tare allowance and delivery.*

	<i>Price per lb., f. o. b. shipping point</i>
Pacific coast kips (15 pounds or more) ¹	\$0.19¼
Pacific coast New York City trimmed kips (15 pounds or more) ¹21
Pacific coast trimmed calf (6 to 13 pounds) ¹26
Pacific coast trimmed calf (13 to 15 pounds) ¹23½
	<i>Price per skin, f. o. b. shipping point</i>
Pacific coast calf (less than 6 pounds) ¹	\$1.25
Pacific coast slunks, regular ¹	1.00
Pacific coast slunks, hairless ¹50

¹ Flat for No. 1's and 2's.

Pacific coast calf and kipskins which fail to meet established standards of tare allowance or delivery shall be sold at a price at least 1¢ per pound less than the applicable maximum price set forth above.

(e) *Green or partially cured kips and calfskins.* The maximum prices for green or partially cured kips or calfskins shall be the maximum prices set forth

³The maximum price of any calfskin originating in the Pacific coast, but not Pacific coast trimmed, shall not exceed 80% of the maximum price set forth above for Pacific coast trimmed calf or corresponding weight except that (a) in the case of skins weighing less than six pounds, the maximum price of \$1.25 per skin shall apply to both trimmed and untrimmed skins, and (b) New York City trimmed calfskins originating in the Pacific coast weighing 15 pounds or less may be sold by the skin at prices not exceeding the maximum prices established above for New York collector skins.

above: *Provided*, That the maximum prices for green or partially cured kips or calfskins sold to tanners, or for their account, or to persons who have kips or calfskins tanned on contract (i. e., others than dealers buying and selling untrimmed kips or calfskins for their own account) shall be the maximum prices set forth above reduced by 15%: *Provided further*, That where the buyer's agent or employee takes off the skin, the applicable maximum price shall be reduced by not less than 20¢ per skin.

§ 1314.15 *Effective dates of amendments.* * * *

(c) Amendment No. 1 (§§ 1314.1, 1314.2, 1314.4, 1314.7, 1314.10 (j) and (k), 1314.11, 1314.12 (a) (2), (b) and (c), and 1314.15 (c)) to Revised Price Schedule No. 9 shall become effective July 24, 1942: *Provided*, That firm commitments entered into prior to July 24, 1942, in compliance with Revised Price Schedule No. 9 may be completed at contract prices if deliveries are made prior to August 24, 1942. (Public Law, 421, 77th Cong.)

Issued this 23d day of July, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7048; Filed, July 23, 1942; 12:11 p. m.]

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

[Amendment 3 to Revised Price Schedule 63¹]

RETAIL PRICES FOR NEW RUBBER TIRES AND TUBES

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

Sections 1315.106 (a) and 1315.108 (a) are amended and a new § 1315.106a is added as set forth below:

§ 1315.106 *Enforcement.* (a) Persons violating any provision of this Revised Price Schedule No. 63 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942.

§ 1315.106a *Licensing: Applicability of the registration and licensing provisions of the General Maximum Price Regulation.*² The registration and licensing provisions of §§ 1499.15 and 1499.16 of the General Maximum Price Regulation are applicable to every person subject to this Revised Price Schedule No. 63 selling at retail any new rubber tire or tube covered by this Revised Price Schedule No. 63. When used in this section, the term "selling at retail" has the definition given to it by § 1499.20 (c) of the General Maximum Price Regulation. Said registration and licensing provisions became effective as to persons selling at retail on May 18, 1942.

*Copies may be obtained from OPA.

¹ 7 F.R. 1323, 1836, 2132, 3036, 3719, 4653.

² 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738.

§ 1315.108 *Definitions.* When used in Price Schedule No. 63 the term:

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

§ 1315.109a *Effective dates of amendments.* * * *

(c) Amendment No. 3 (§§ 1315.106 (a), 1315.106 a and 1315.108 (a)) to Revised Price Schedule No. 63 shall become effective July 24, 1942. (Public Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7049; Filed, July 23, 1942; 12:11 p. m.]

PART 1355—LEAD

[Amendment 5 to Revised Price Schedule 70¹]

LEAD SCRAP MATERIALS; SECONDARY LEAD, INCLUDING CALKING LEAD; BATTERY LEAD SCRAP; AND PRIMARY AND SECONDARY ANTIMONIAL LEAD

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

Sections 1355.62 (a) and 1355.68 (c) are amended as set forth below.

§ 1355.62 *Definitions.* When used in Revised Price Schedule No. 70, the term:

(a) "Antimonial lead" includes both primary and secondary antimonial lead and means any lead-antimony alloy in the form of pigs or special shapes containing not less than 98% antimony and lead combined, not less than .25% antimony, and not more than ½% tin;

§ 1355.68 *Appendix E: Maximum prices for primary and secondary antimonial lead.* * * *

(c) *Antimonial lead.* When used in Revised Price Schedule No. 70, the term "antimonial lead" means any lead-antimony alloy in the form of pigs or special shapes, containing not less than 98% antimony and lead combined, not less than ½% tin.

§ 1355.63a *Effective dates of amendments.* * * *

(f) Amendment No. 5 (§§ 1355.62 (a) and 1355.68 (c)) to Revised Price Schedule No. 70 shall become effective July 27, 1942. (Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7047; Filed, July 23, 1942; 12:11 a. m.]

¹ 7 F.R. 1341, 1836, 2000, 2132, 2188, 2542, 3823.

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.3 (b) of the General Maximum Price Regulation—Order 39]

AMERICAN BOX CORPORATION

MAXIMUM PRICE FOR SKI-POLE BOXES

The American Box Corporation of San Francisco, California, made application under § 1499.3 (b) of the General Maximum Price Regulation for approval of proposed maximum prices for one carload of boxes for shipment of ski poles. Due consideration has been given to the application, and an Opinion in support of this Order has been issued simultaneously herewith and has been filed with the Division of the Federal Register.* For the reasons set forth in the Opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1² issued by the Office of Price Administration, it is ordered:

§ 1499.253 *Approval of maximum prices for sale of one carload of boxes for shipment of ski poles by the American Box Corporation.* (a) On and after July 24th, 1942, the maximum price f. o. b. plant at which the American Box Corporation of San Francisco, California, may sell a carload lot of boxes for shipment of ski poles, constructed according to specifications set forth herein, shall be as follows:

One carload of boxes for shipment of ski poles, with specifications as follows:

Per box
ISM 10 x 20 x 60 inches, 2 ends
11/16 x 10 x 20, 2 sides 3/8 x 10 x 61%,
2 T & B 3/8 x 20 3/4 x 61%----- \$1.32

(b) This Order No. 39 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 39 (§ 1499.253) shall become effective July 24th, 1942. (Pub. Law 421, 77th Cong.)

Issued this 23d day of July, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7041; Filed, July 23, 1942; 12:07 p. m.]

PART 1499—COMMODITIES AND SERVICES

[General Maximum Price Regulation—Amendment 1 to Supplementary Regulation 14²]

FRUIT CAKE

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.* A new subparagraph (2) is added to paragraph (a) of § 1499.73 as set forth below:

§ 1499.73 *Modification of maximum prices established by § 1499.2 of General Maximum Price Regulation for certain commodities, services and transactions.*

* Copies may be obtained from OPA.

¹ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738.

² 7 F.R. 971, 3663.

(a) The maximum prices established by § 1499.2 of the General Maximum Price Regulation for the commodities, services, and transactions listed below are modified as hereinafter provided:

(2) *Fruit cake*—(i) *Sales by producers of fruit cake.* (a) Producers of fruit cake who dealt in fruit cake of a comparable type in the period October 1 to December 31, 1941, inclusive, shall determine maximum prices to each class of purchaser as follows: Each producer shall ascertain the cost of ingredients and packaging materials as if such ingredients and packaging materials had been purchased in March, 1942. To the figure so obtained he shall add the difference between his average selling price to a purchaser of the same class and his average ingredient and packaging material cost for fruit cake of a comparable type sold by him during the period October 1 to December 31, 1941, inclusive. In computing the cost of ingredients and packaging materials as of March, 1942, each producer shall ascertain said costs from the highest prices quoted in March, 1942 by his usual supplier or suppliers; or, if any usual supplier was not quoting prices in March, 1942, from prices quoted in March, 1942 by a seller of the same class as his usual supplier.

(b) A producer of fruit cake who did not deal in fruit cake of a comparable type in the period October 1 to December 31, 1941, inclusive, shall determine his maximum price to each class of purchaser applying the maximum price to the same class of purchaser of his most closely competitive seller selling a similar fruit cake.

(ii) *Sales by others than producers of fruit cake.* (a) A seller, other than a producer of fruit cake, who dealt in fruit cake of a comparable type in the period October 1 to December 31, 1941, inclusive, shall determine his maximum price to each class of purchaser by adding to the cost of the fruit cake to him his average dollar mark-up taken by him on sales to purchasers of the same class of fruit cake of a comparable type during the period October 1 to December 31, 1941, inclusive.

(b) A seller, other than a producer of fruit cake, who did not deal in fruit cake of a comparable type in the period October 1 to December 31, 1941, inclusive, shall determine his maximum price to each class of purchaser of his most closely competitive seller selling a fruit cake of the same or substantially like cost.

(iii) *Definitions.* For purposes of this subparagraph (2):

(a) "Fruit cake of a comparable type sold by the producer in the period October 1 to December 31, 1941, inclusive", means a "fruit cake (1) the ingredients of which would have had the same approximate total cost if such ingredients had been purchased in March, 1942 as the total cost of ingredients used in making the fruit cake for which a maxi-

imum price is to be determined if such ingredients had also been purchased in March, 1942, and (2) of the same weight when completed and ready for packaging as the fruit cake for which a maximum price is to be determined.

(b) "Similar fruit cake" means a fruit cake of approximately the same total cost of ingredients and packaging materials and of the same weight when completed and ready for packaging as the fruit cake for which a maximum price is to be determined.

(c) All other terms used in this subparagraph (2) shall have the meaning given them by the General Maximum Price Regulation.

(b) Effective dates. * * *

(2) Amendment No. 1 (§ 1499.73 (a) (2)) to Supplementary Regulation No. 14 shall become effective July 27, 1942. (Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7050; Filed, July 23, 1942; 12:12 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.3 (b) of the General Maximum Price Regulation—Order 40]

W. J. BULLOCK, INC.

MAXIMUM PRICES FOR ALLOY INGOT

W. J. Bullock, Inc., of Birmingham, Alabama, has under application pursuant to § 1499.3 (b) of the General Maximum Price Regulation for determination of a maximum price for a certain alloy ingot. Due consideration has been given to the application and an Opinion in support of this Order, issued simultaneously herewith, has been filed with the Division of the Federal Register.* For the reasons set forth in the Opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with § 1499.3 (b) of the General Maximum Price Regulations, it is hereby ordered that:

§ 1499.254 *Authorization of a maximum price for a certain alloy ingot to W. J. Bullock, Inc.* (a) On and after July 24, 1942 W. J. Bullock, Inc. may sell and deliver and agree, offer, solicit, and attempt to sell and deliver alloy ingot of the following specifications at a price not higher than 14½ cents per pound in carload lots delivered buyer's plant or warehouse.

	Percent
Copper -----	85
Zinc -----	15
Lead -----	1.50
Iron -----	1.13
All other impurities, including tin -----	1.10

¹ Maximum.

(b) This Order No. 40 may be revoked or amended by the Price Administrator at any time.

¹ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5192, 5276.

¹ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5276, 5192.

² 7 F.R. 5487.

(c) This Order No. 40 (§ 1499.254) shall become effective July 24, 1942. (Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7042; Filed, July 23, 1942;
12:07 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.3 (b) of the General Maximum Price Regulation—Order 41]

ROACH AND MUSSER CO.

CROP STORAGE BIN ROOF VENTILATORS

The Roach and Musser Co. of Muscatine, Iowa made application under § 1499.3 (b) of the General Maximum Price Regulation for approval of proposed maximum prices for 100 crop storage bin roof ventilators. Due consideration has been given to the application, and an Opinion in support of this Order has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the Opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1² issued by the Office of Price Administration, it is ordered:

§ 1499.255 *Approval of maximum prices for sale of crop storage bin roof ventilators by Roach and Musser Co.* (a) On and after July 24, 1942, the maximum price f. o. b. factory for the sale by the Roach and Musser Co. of Muscatine, Iowa, of crop storage bin roof ventilators to any person, shall be as hereinafter set forth:

100 crop storage bin roof ventilators at \$6.25 each.

(b) This Order No. 41 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 41 (§ 1499.255) shall become effective July 24, 1942. (Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7043; Filed, July 23, 1942;
12:08 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.3 (b) of the General Maximum Price Regulation—Order 42]

ARMOUR AND COMPANY

TOILET GOODS AND SOAPS

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to and under the

¹ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738.

² 7 F.R. 971, 3663.

³ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4659, 4738, 5027, 5192.

authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and § 1499.3 (b) of the General Maximum Price Regulation, it is hereby ordered:

§ 1499.256 *Approval of maximum price for sale of Item No. 312, a package containing an assortment of toilet goods and soaps manufactured by Armour and Company.* (a) The maximum price for the sale by Armour and Company, Chicago, Illinois, per unit of Item No. 312, shall be \$3.98. This maximum price shall apply only to sales by Armour and Company to its employees, stockholders, or business associates.

(b) "Unit of Item No. 312" as used in this Order means an imitation leather utility bag, 11" x 12½" x 4¼", containing one 2½ ounce box of Luxor Complexion Powder; one 9 ounce box of Luxor Bouquet Bubbles; one 2 ounce box of Luxor Bouquet Sachet Powder; one 4½ ounce jar of Luxor Hand Cream; one 2½ ounce jar of Luxor Deodorant Cream; one 6 ounce box of Luxor Bouquet Dusting Powder; 2 cakes of Luxor Auditorium Bath Soap; 1 cake of Savon Sachet Pine Soap; 4 cakes of Savon Sachet Bouquet Soap; and 1 dozen nail emery boards.

(c) This Order No. 42 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 42 (§ 1499.256) shall become effective July 24, 1942. (Pub. Law 421, 77th Cong.)

Issued this 23d day of July, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7044; Filed, July 23, 1942;
12:08 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Adjustment of Maximum Prices Under § 1499.18 (b) of the General Maximum Price Regulation—Order 2]

CERTIFIED GROCERS OF CALIFORNIA, LTD.
OLEOMARGARINE PRICES

Certified Grocers of California, Ltd., a cooperative wholesale organization, 4455 Fruitland Avenue, Los Angeles, California, has filed a Protest against the General Maximum Price Regulation and has requested specific adjustment of the maximum prices established for it for the sale of Parkay Oleo Margarine on the grounds that such maximum prices cause it substantial hardship, are abnormally low in relation to the maximum prices established for competitive sellers of Parkay Oleo Margarine, and that establishing for it a maximum price, bearing a normal relation to the maximum prices established for competitive sellers of Parkay Oleo Margarine, will not cause or threaten to cause an increase in the level of retail prices. Due consideration has been given to the Protest and an Opinion in support of this Order, issued

¹ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4659, 4738, 5027, 5192, 5276.

simultaneously herewith, has been filed with the Division of the Federal Register.* For the reasons set out in the Opinion and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 it is ordered:

§ 1499.302 *Adjustment of maximum prices for Parkay Oleo Margarine sold by Certified Grocers of California, Ltd.* (a) On and after July 24, 1942, Certified Grocers of California, Ltd. may charge its members the following prices for Parkay Oleo Margarine:

Cents per pound

- (1) In one pound cartons..... 22
(2) In two pound cartons..... 31½

(b) This Order No. 2 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 2 (§ 1499.302) shall become effective July 24, 1942. (Pub. Law 421, 77th Cong.)

Issued this 23d day of July, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7045; Filed, July 23, 1942;
12:10 p. m.]

PART 1306—IRON AND STEEL

[Amendment 1 to Maximum Price Regulation 159¹]

FABRICATED CONCRETE REINFORCING BARS

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

Paragraph (b) of § 1306.365 and § 1306.366 are revoked and § 1306.363, and § 1306.374 and in § 1306.375 (a), the headnote of subparagraph (4), and subparagraphs (7) (i) and (7) (ii) are amended and a new section, § 1306.373a is added, to read as set forth below:

§ 1306.363 *Adjustable pricing.* Any person may offer or agree to adjust prices to or at prices not in excess of the maximum prices in effect at the time of delivery and, where a petition for amendment or for adjustment or exception has been made pursuant to § 1306.368 of this Maximum Price Regulation No. 159, may offer or agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

§ 1306.374 *Appendix A: Maximum delivered prices—(a) Continental United States except the State of Michigan and the City of Toledo, Ohio.* Except as otherwise provided in this section, maximum delivered prices for sales of any fabricated concrete reinforcing bars for delivery within the forty-eight states of the United States and the District of Columbia, except in the case of sales for delivery within the State of Michigan and sales for delivery in carload quantities

¹ 7 F.R. 4339, 4428.

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

within the switching limits of the City of Toledo, Ohio, shall be \$2.40 per hundred pounds, except that, where the concrete bars, which were fabricated, were sold to the fabricator at a Gulf Port basing point price, \$2.77 per hundred pounds shall be the maximum price, or if at a Pacific Coast basing point price, \$2.80 per hundred pounds shall be the maximum price, plus such of the transportation charges set forth in paragraph (e) of this section as are applicable and plus such of the extras set forth in Appendix B (§ 1306.375) as are applicable.

(b) *State of Michigan and carload quantities to the City of Toledo, Ohio.* Except as otherwise provided in this section maximum delivered prices for sales for delivery within the State of Michigan and for sales for delivery in carload quantities within the switching limits of the City of Toledo, Ohio, of any fabricated concrete reinforcing bars, shall be as follows, plus such of the extras set forth in Appendix B (§ 1306.375) as are applicable:

(1) \$2.57 per hundred pounds for shipments in carload quantities for delivery within the switching limits of the City of Toledo, Ohio.

(2) \$2.52 per hundred pounds for shipments in carload quantities for delivery within the switching limits of the City of Detroit, Michigan.

(3) \$2.61 per hundred pounds for shipments in less than carload quantities for delivery within the switching limits of the City of Detroit, Michigan.

(4) \$2.40 per hundred pounds for shipments in less than carload quantities to points in the State of Michigan other than the switching limits of the City of Detroit: *Provided*, That there may be added thereto: (i) where the lowest applicable railroad charge at the carload rate from Pittsburgh, Pennsylvania, to the point of delivery to the consumer is 34 cents or less per hundred pounds, 17 cents per hundred pounds plus the difference between the lowest applicable railroad charge for the transportation of an identical quantity from Pittsburgh, Pennsylvania, to the point of delivery to the consumer and the lowest railroad charge at the carload rate; or (ii) where the lowest applicable railroad charge for the transportation of an identical quantity from Pittsburgh, Pennsylvania, to the point of delivery to the consumer is more than 34 cents per hundred pounds, the lowest applicable railroad charge for the transportation of an identical quantity from the applicable basing point to the point of delivery to the consumer.

(5) \$2.40 per hundred pounds for shipments in carload quantities to points in the State of Michigan, other than the switching limits of the City of Detroit: *Provided*, That there may be added thereto (i) where the lowest applicable railroad charge at the carload rate from Pittsburgh, Pennsylvania, to the point of delivery to the consumer is 34 cents or less per hundred pounds, 17 cents per hundred pounds; or (ii) where the lowest applicable railroad charge at the carload rate from Pittsburgh, Pennsylvania,

to the point of delivery to the consumer is more than 34 cents per hundred pounds, the lowest applicable railroad charge for the transportation of an identical quantity from the applicable basing point to the point of delivery to the consumer.

(c) *Spirals and welded stirrups.* (1) The maximum prices for fabricated concrete reinforcing bars, known as spirals, coiled to a specified diameter with spacers attached shall be \$4.45 when such spirals are made from bars, rods or wire $\frac{1}{4}$ " in diameter and \$3.95 when made from bars, rods or wire $\frac{3}{8}$ " or larger in diameter: *Provided*, That (i) where spacers are not furnished, 25 cents per hundred pounds shall be deducted from said maximum prices and (ii) where the spirals are made from cold drawn wire, 50 cents per hundred pounds may be added to said maximum prices and (iii) there may be added such of extras set forth in Appendix B (§ 1306.375) as are applicable and (iv) there may be added such of the transportation charges set forth in paragraph (e) of this section as are applicable.

(2) The maximum prices for fabricated concrete reinforcing bars, known as welded stirrups, shall be \$7.80 when such welded stirrups are made from bars, rods, or wire $\frac{1}{4}$ " in diameter, \$6.55 when made from bars, rods or wire $\frac{3}{8}$ " in diameter and \$5.80 when made from bars, rods or wire $\frac{1}{2}$ " or larger in diameter: *Provided*, That there may be added such of the extras set forth in Appendix B (§ 1306.375) that are applicable and there may be added such of the transportation charges set forth in paragraph (e) of this section as are applicable.

(d) *Mill lengths and random stock lengths.* The maximum prices for carload quantities of mill lengths or random stock lengths of fabricated concrete reinforcing bars sold by a fabricator shall be the applicable maximum prices set forth in paragraphs (a) and (b) of this section: *Provided*, That where, on any one sale or offer of sale, the quantity of mill lengths or random stock lengths specified and sold, or offered for sale, exceeds 25% by weight of the total quantity sold or offered for sale on such sale, or offer of sale, and such lengths are available to the fabricator, 25 cents per hundred pounds shall be deducted from said maximum prices for such lengths.

(e) *Transportation charges for sales in paragraphs (a), (c), and (d) of this section.* (1) Except as provided in paragraph (e) (3) of this section there may be added to the maximum prices as otherwise set forth in paragraphs (a), (c), and (d) of this section, the cost of transportation from the applicable basing point to the plant of the fabricator, (i) where delivery of the concrete reinforcing bars is made to the fabricator outside the limits of the switching district of a basing point, at the lowest applicable railroad charge for the transportation of an identical quantity of concrete reinforcing bars to the railroad siding nearest the plant of the fabricator from the applicable basing point, or (ii) where delivery of the con-

crete reinforcing bars is made to the fabricator within the limits of the switching district of a basing point, at the lowest applicable switching charge for an identical quantity allowable under Revised Price Schedule No. 6: *Provided*, That such switching charge may not exceed \$0.025 per hundred pounds for shipment in carload quantities of twenty-five tons or more, or \$0.10 per hundred pounds for shipments in less than carload quantities, except that for deliveries in carload quantities of 30 tons or more within the limits of the switching district of Chicago, Illinois, such charge may not exceed \$0.03 per hundred pounds, and that in no instance need the switching charge provided for in this subparagraph fall below \$2.00 for any single shipment.

(2) Except as provided in paragraph (e) (3) of this section, there may also be added the cost of transportation to the consumer at the lowest applicable railroad charge for the transportation of an identical quantity of fabricated concrete reinforcing bars from the plant of the fabricator to the point of delivery to the consumer: *Provided*, That where delivery is made in whole or in part by truck to the consumer, 10 cents per hundred pounds may be added to the lowest applicable railroad charge for the transportation of an identical quantity of fabricated concrete reinforcing bars from the plant of the fabricator to the point of delivery to the consumer.

(3) Where a railroad rate, with the privilege of fabrication in transit at the plant of the fabricator, is available between the point of origin of the concrete reinforcing bars and the point of delivery to the consumer, and yields a charge lower than the total charge calculated pursuant to the provisions of paragraphs (e) (1) and (e) (2) for the transportation of an identical quantity from the applicable basing point to the point of delivery to the consumer, the total transportation charge which may be added under paragraph (e) (1) and (e) (2) of this section shall not exceed such lower charge.

(4) In computing the rail freight charges pursuant to this section, the specific concrete reinforcing bars or fabricated concrete reinforcing bars purchased and sold need not be segregated or otherwise identified by a fabricator: *Provided*, That during any quarter of a year the amount charged on sales for rail freight charges by a fabricator during such quarter shall not exceed the amount of rail freight charges actually incurred by such fabricator during the same quarter except where an excess may be occasioned by shipments to a purchaser in less than carload quantities where the concrete reinforcing bars were shipped in carload quantities from the mill to the plant of the fabricator and where the fabricator invoiced his purchaser on a less than carload basis for the shipment from the mill. In computing the amount of rail freight charges, the fabricator shall ad-

just for amounts due from carriers under shipments on the basis of a fabrication-in-transit privilege made during the quarter.

(f) *Credit terms.* The maximum prices established in this section shall not be increased by any charges for the extension of credit.

§ 1306.375 *Appendix B: Extras.*
(a) * * *

(4) *Milled or square cut ends.* * * *

(7) *Engineering extras.* (i) Details and placing plans, including listing from designs by others:

	Per 100 pounds	Maximum charge
Less than 5 tons.....	\$0.50	\$35
5 tons to 10.99 tons.....	.35	120
20 tons to 109.99 tons.....	.30	800
200 tons to 499.99 tons.....	.20	1,500
500 tons and over.....	.15	None

Minimum charge on any order, \$10.

(ii) Listing where no extras are added pursuant to § 1306.375 (a) (7) (i), \$0.05 per 100 pounds.

§ 1306.373a *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1306.363, 1306.365 (b), 1306.366, 1306.374, 1306.375 (a) (4), (a) (7) (i), (a) (7) (ii) and 1306.373a) to Maximum Price Regulation No. 159 shall become effective July 28, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7055; Filed, July 23, 1942;
3:41 p. m.]

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

[Amendment 1 to Maximum Price Regulation 143¹]

WHOLESALE PRICES FOR NEW RUBBER TIRES AND TUBES

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

Section 1315.1507 is amended and a new section, § 1315.1512 is added as set forth below:

§ 1315.1507 *Licensing: Applicability of the registration and licensing provisions of the General Maximum Price Regulation.*² The registration and licensing provisions of §§ 1499.15 and 1499.16 of the General Maximum Price Regulation are applicable to every person sub-

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

¹ 7 F.R. 3664.

² 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4569, 4738.

ject to this Maximum Price Regulation No. 143 selling at wholesale any rubber tires or tubes covered by this Maximum Price Regulation No. 143. When used in this section the term "selling at wholesale" has the definition given to it by § 1499.20 (p) of the General Maximum Price Regulation.

§ 1315.1512 *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1315.1507 and 1315.1512 (a)) to Maximum Price Regulation No. 143 shall be effective July 24, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7056; Filed, July 23, 1942;
3:42 p. m.]

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

[Amendment 5 to Maximum Price Regulation 129¹]

LIST OF PAPERS AFFECTED

Waxed paper.
Envelopes.
Paper cups, paper containers and liquid tight containers.
Sanitary closures and milk bottle caps.
Drinking straws.
Certain sulphate and certain sulphite papers.
Certain tissue papers.
Rope and jute papers.
Technical papers.
Gummed papers.
Tags, pin tickets and marking machine tickets.

Glazed and fancy papers.
Standard grocer's and variety bags.
Resale book matches.
Unprinted single weight crepe paper in folds.

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

The words "Certain Bag Papers" and "Certain Wrapping Papers" in the title, which hereafter reads as set forth above, paragraph (d) of § 1347.12, and subparagraphs (20), (21), (22), and (23) of § 1347.22 (a) are hereby revoked.

§ 1347.25 *Effective dates of amendments.* * * *

(e) Amendment No. 5 (§§ 1347.12 (d), 1347.22 (a) (20), (21), (22), (23)) to Maximum Price Regulation No. 129 shall become effective July 28, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7054; Filed, July 23, 1942;
3:42 p. m.]

¹ 7 F.R. 3178, 3242, 3482, 3554, 4176, 4668.

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPERS AND PAPER PRODUCTS

[Maximum Price Regulation 183]

KRAFT WRAPPING PAPERS AND CERTAIN KRAFT BAG PAPERS

In the judgment of the Price Administrator the prices of Kraft wrapping papers and certain Kraft bag papers have risen to an extent and in a manner inconsistent with the purposes of the Emergency Price Control Act of 1942. The Price Administrator has ascertained and given due consideration to the prices of Kraft wrapping papers and certain Kraft bag papers prevailing between October 1 and October 15, 1941, and has made adjustments for such relevant factors as he has determined and deemed to be of general applicability. So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation.

In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of said Act. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1,² issued by the Office of Price Administration, Maximum Price Regulation No. 182 is hereby issued.

AUTHORITY: §§ 1347.301 to 1347.313, inclusive, issued under Pub. Law 421, 77th Cong.

§ 1347.301 *Maximum prices for Kraft wrapping papers and Kraft bag papers.* On and after July 28, 1942, with respect to sales by manufacturers, and on and after August 25, 1942, with respect to sales by merchants or distributors, regardless of any contract, agreement, lease or other obligation, no person shall sell or deliver, or offer, solicit or attempt to sell or deliver Kraft wrapping papers or Kraft bag papers listed in paragraph (a) of this section, and no person shall buy or receive, or offer, solicit or attempt to buy or receive Kraft wrapping papers or Kraft bag papers listed in the aforementioned paragraph in the course of trade or business, at prices higher than the maximum prices set forth in paragraphs (a), (b), and (c) of this section; *Provided:* That deliveries by manufacturers under contracts entered into prior to July 28, 1942, under the terms of and at prices in compliance with Maximum Price Regulation No. 129, may be made until August 25, 1942, and that deliveries by merchants or distributors under contracts entered into prior to July 28, 1942, under the terms of and

¹ 7 F.R. 971, 3663.

at prices in compliance with the General Maximum Price Regulation, may be made until September 15, 1942. Delivery shall mean delivery to a carrier, other than a carrier owned or controlled by the seller.

(a) *Tabulation of maximum prices in sales by manufacturers.*

Grades:	Maximum base prices per cwt.
Standard Kraft wrapping paper (30 pound basis weight and heavier)	\$4.50
No. 1 Kraft wrapping paper (30 pound basis weight and heavier)	4.75
Superstandard Kraft wrapping paper (30 pounds basis weight and heavier)	5.00
Imitation Kraft wrapping paper (40 pound basis weight and heavier)	4.25
Standard unbleached Kraft butchers wrapping paper (40 pound basis weight and heavier)	4.75
No. 1 unbleached Kraft butchers wrapping paper (40 pound basis weight and heavier)	5.00
Machine glazed Kraft wrapping paper (25 pound basis weight and heavier)	5.25
Standard Kraft bag paper (30 pound basis weight and heavier)	4.125
Variety Kraft bag paper (30 pound basis weight and heavier)	4.375
Machine glazed Kraft bag paper (25 pound basis weight and heavier)	5.00

(1) The maximum prices established in paragraph (a) of this section are the maximum prices for rolls in carload lots, Zone A, f. o. b. mill, lowest available carload rate of freight allowed to destination point. The lowest available carload rate of freight means the lowest freight rate for shipment of carload quantities by the means of transportation available at the time of shipment.

(b) *Differentials.* There may be added to the maximum base prices established in paragraph (a) of this section the following differentials in only such cases in which such differentials are applicable:

(1) Deliveries to Zones other than A, for rolls in carload lots, f. o. b. mill, lowest available rate of freight allowed to destination point:

	Per cwt.
(i) Zone B	25¢
(ii) Zone C	50¢

(2) For L. C. L. orders:

Quantity:	Per cwt.
Less than 20,000 pounds	25¢
20,000 to carload	12½¢

(3) For sheets:

Area:	Per cwt.
(i) 150 square inches or more	25¢
(ii) 72 square inches to less than 150 square inches	50¢
(iii) 36 square inches to less than 72 square inches	75¢
(iv) Less than 36 square inches ¹	75¢
(v) For guillotine or ream trimming ²	5¢

¹ Plus the actual cost of cutting and wrapping in excess of 75¢.

² For each side trimmed.

(4) Basis weight less than minimum listed for grades in paragraph (a) of this section.

(i) For imitation Kraft wrapping paper and standard and No. 1 unbleached

Kraft butchers wrapping paper, there may be added 5¢ per cwt. for each lb. below the listed basis weight.

(ii) For grades other than imitation Kraft wrapping paper and standard and No. 1 unbleached Kraft butchers wrapping paper:

(a) For basis weights which are less than the listed basis weight, there may be added 10¢ per cwt. for each lb. below the listed basis weight, down to and including 20 lb. basis weight; and 20¢ per cwt. for each lb. below 20 lb. basis weight down to and including 18 lb. basis weight.

(5) Rolls of less than 9 inches diameter.

	Per cent.
(i) Diameter of 6" to less than 9"	25¢
(ii) Diameter of 4" to less than 6"	50¢
(iii) Diameter of 2" to less than 4"	75¢

(6) Rolls of less than 6 inches width

	Per cent.
(i) Width of 4" to less than 6"	25¢
(ii) Width of 2" to less than 4"	50¢
(iii) Width of 1" to less than 2"	75¢

(7) Special packing of sheets (all prices and differentials set forth in subparagraphs (i) to (v) of this subparagraph (6) inclusive) shall be on a net weight basis.

	Per cent.
(i) Chipboard top and bottom	25¢
(ii) Skeleton frames	25¢
(iii) Solid cases, or top and bottom boards	50¢
(iv) Pressed bales, wood frames, iron or steel strapped	50¢
(v) Skid Packing:	
(a) Net weight per skid 3,000 pounds or more	10¢
(b) Net weight per skid 2,500 pounds to less than 3,000 pounds	25¢
(c) Net weight per skid 2,000 pounds to less than 2,500 pounds	50¢
(vi) Ream wrapping, sealing or banding	25¢
(vii) Bundles less than 100 pounds in weight	25¢

¹ Or minimum of \$2.50 per case.

(8) Special packing of rolls.

	Per cent.
(i) Solid fibre packing	25¢
(ii) Stave packing	50¢

(9) Differentials for colors, other than tints, more costly finishes, special machine markings other than machine glazed striping or felt striping, and test specifications definitely in excess of those herein defined, shall not be in excess of the minimum of each such differential that was actually employed by the manufacturer during the period from January 1 to October 15, 1941, inclusive. Within ten days after the first sale involving the application of any such differential subsequent to the effective date of this regulation, the seller shall submit to the Office of Price Administration, Washington, D. C. a report, signed under oath or affirmation, setting forth the amount of such differential, to what the differential was applied, the purpose or use of the paper to which such differential was applied and the estimated tonnage of such paper, to which such differential was applied, to be manufactured during the succeeding six months. The differential so reported shall be subject to adjustment or disapproval at any time by the Office of Price Administration.

(c) *Merchants' or distributors' maximum selling prices.* (1) The maximum price at which a merchant or distributor may sell Kraft wrapping paper or Kraft bag paper to persons, excepting other merchants or distributors, shall not exceed the maximum price established in paragraphs (a) and (b) of this section plus the following mark-ups:

Quantity in pounds:	Per cent.
Less than 375	\$2.50
375 to less than 750	1.50
750 to less than 1,500	1.25
1,500 to less than 7,500	1.00
7,500 to less than 15,000	.75
15,000 to less than 30,000	.50
30,000 or more	.25

(2) Where the maximum price of the Kraft wrapping paper or Kraft bag paper as established in paragraphs (a) and (b) of this section is in excess of \$4.50 per cwt., the merchant or distributor may add to the mark-up as set forth in paragraph (c) (1) of this section, the following, except in cases of sales to other merchants or distributors:

(i) In sales of less than 7,500 lbs., 5¢ per cwt. for each 25¢ per cwt. in excess of such \$4.50.

(ii) In sales of 7,500 lb. or more 2½¢ per cwt. for each 25¢ per cwt. in excess of such \$4.50.

(iii) No differentials shall be added for any fraction or part of each such 25¢ per cwt.

(3) Where a merchant or distributor converts rolls into sheets, he may add to the maximum price as established in paragraph (c) of this section the applicable differentials set forth in paragraph (b) (3) of this section.

(4) The maximum price at which a merchant or distributor may sell Kraft wrapping paper or Kraft bag paper to another merchant or distributor for resale shall not exceed the maximum prices established in paragraphs (a) and (b) of this section plus the following mark-ups:

Quantity in pounds:	Per cent.
Less than 750	\$0.75
750 to less than 1,500	.625
1,500 to less than 7,500	.50
7,500 to less than 15,000	.375
15,000 to less than 30,000	.25
30,000 or more	.125

(i) In computing his maximum selling price, every merchant or distributor who purchases from other merchants or distributors shall not exceed the maximum price established in paragraphs (a) and (b) of this section plus the mark-ups set forth in paragraph (c) (1) of this section.

(5) Every distributor or merchant making a sale of Kraft wrapping paper or Kraft bag paper after August 25, 1942 shall set forth in the invoice or other evidence of sale, which shall be issued in connection with such sale, all applicable differentials added to the manufacturer's base price (as set forth in paragraph (b) of this section.)

(6) Charges for delivery in sales by merchants or distributors.

(i) The maximum prices established in paragraph (c) of this section shall be f. o. b. point of delivery for shipments to points within a free delivery zone or area

within which the merchant or distributor customarily shipped or would have shipped on such basis during the period from October 1 to October 15, 1941.

(i) For shipments to points outside such free delivery zones or areas described in paragraph (c) (6) (i), the maximum price shall be f. o. b. seller's warehouse.

(7) For sales involving shipment from the manufacturer directly to a person purchasing from a merchant or distributor, the maximum prices shall be those established in paragraph (c) of this section.

§ 1347.302 *Less than maximum prices.* Lower prices than those established by this Maximum Price Regulation No. 182 may be charged, demanded, paid or offered.

§ 1347.303 *Federal and state taxes.* Any tax upon, on incident to, the sale, delivery, processing, or use of a commodity, or the supplying of a service, imposed by any statute of the United States or statute or ordinance of any state or subdivision thereof, shall be treated as follows in determining the seller's maximum price for such commodity or service and in preparing the records of such seller with respect thereto:

(a) If, at the time the seller determines his maximum price, the statute or ordinance imposing such tax does not prohibit the seller from stating and collecting the tax separately from the purchase price, and the seller does state it separately, the seller may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor and separately stated and collected from the seller by the vendor and separately stated and collected from the seller by the vendor from whom he purchased, and in such case the seller shall not include such amount in determining the maximum price under this Maximum Price Regulation No. 182.

§ 1347.304 *Evasion.* The price limitations established by the Maximum Price Regulation No. 182 shall not, directly or indirectly, be circumvented or evaded by modifying, discontinuing, or altering any customary trade practice of the seller, or by increasing terms for the extension of credit, or by splitting orders, or by deteriorating the quality of any commodity, or by any other means.

Nothing herein shall be construed to prevent the seller from making changes in merchandising services to effect economies helpful to or made necessary by the war effort, such as elimination of or changes in the frequency of delivery or changes in the character of packaging and wrapping.

§ 1347.305. *Records and reports.* (a) Every person making a purchase or sale of Kraft wrapping paper or Kraft bag paper in the course of trade or business after July 28, 1942, shall keep for inspection by the Office of Price Administration for a period of two years, complete and accurate records of each such purchase or sale showing the date thereof, the name and address of the

purchaser or seller, the price paid or received, the quantity and grade bought or sold.

(b) Persons affected by this Maximum Price Regulation No. 182 shall submit such reports to the Office of Price Administration as it may from time to time require.

§ 1347.306 *Export sales.* The maximum price at which a person may export Kraft wrapping papers or Kraft bag papers shall be determined in accordance with the provisions of the Maximum Export Price Regulation² issued by the Office of Price Administration.

§ 1347.307 *Adjustable pricing.* No person shall enter into an agreement permitting an adjustment of prices to prices in excess of the maximum prices established by § 1347.301 (a), (b) and (c) on the event of this Maximum Price Regulation No. 182 being held invalid or upon any other condition, except that any person may offer or agree to adjust or fix prices to or at prices not in excess of the maximum prices in effect at the time of delivery. In an appropriate situation, where a petition for amendment requires extended consideration, the Administrator may, upon application, grant permission to agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

§ 1347.308 *Enforcement.* (a) Persons violating any provision of this Maximum Price Regulation No. 182 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Maximum Price Regulation No. 182 or any price schedule, regulation or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation are urged to communicate with the nearest field office or regional office of the Office of Price Administration or its principal office in Washington, D. C.

§ 1347.309 *Petitions for amendment.* Persons seeking any modification of this Maximum Price Regulation No. 182 or an adjustment or exception not provided for therein may file petitions for amendment in accordance with the provisions of Procedural Regulation No. 1,³ issued by the Office of Price Administration.

§ 1347.310 *Applicability of General Maximum Price Regulation.*⁴ The provisions of this Maximum Price Regulation No. 182 supersede the provisions of the General Maximum Price Regulation with respect to sales and deliveries for which maximum prices are established by this Maximum Price Regulation No. 182.

§ 1347.311 *Definitions.* (a) When used in this Maximum Price Regulation No. 182, the term:

¹ *Supra*, note 1.

² 7 F.R. 5059.

³ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487.

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

(2) "Manufacturer" includes any person who manufactures any Kraft wrapping paper or Kraft bag paper covered by this Maximum Price Regulation No. 182, and any person who distributes or sells Kraft wrapping paper or Kraft bag paper as a del credere agent or other representative of a manufacturer.

(3) "Merchant or distributor" includes any person who buys Kraft wrapping paper or Kraft bag paper in any quantity from a manufacturer or other seller, and who resells such paper.

(4) "Sell" includes sell, supply, dispose, barter, exchange, lease and transfer, and contracts and offers to do any of the foregoing. The terms "sale," "selling," "sold," "seller," "buy," "purchases" and "purchaser" shall be construed accordingly, except that nothing in this Maximum Price Regulation No. 182 shall be construed to prohibit the making of a contract to sell a commodity included in this Maximum Price Regulation No. 182 at a price not to exceed the maximum price at the time of delivery.

(5) "Records" includes books of account, sales lists, sales slips, orders, vouchers, contracts, receipts, invoices, bills of lading and other documents, letters and correspondence.

(6) "Standard Kraft wrapping paper" means any machine finished wrapping paper, 18 lb. basis weight or over, containing 50% or more unbleached sulphate⁴ fibre and testing less than 90% of the basis weight Mullen test under Standard Tappi testing procedure.

(7) "No. 1 Kraft wrapping paper" means any machine finished wrapping paper 18 lb. basis weight or over containing 100% unbleached sulphate⁴ fibre and testing 90% to 96% of the basis weight Mullen test under Standard Tappi testing procedure. All rolls and bundles must be stencilled or labeled with a designation including the words, "No. 1 Kraft".

(8) "Superstandard Kraft wrapping paper" means any machine finished wrapping paper 18 lb. basis weight or over containing 100% unbleached sulphate⁴ fibre and testing more than 96% of the basis weight Mullen test under Standard Tappi testing procedure. All rolls and bundles must be stencilled or labeled with a designation showing guaranteed Mullen test or including the words "Superstandard".

(9) "Imitation Kraft wrapping paper" means any wrapping paper 18 lb. basis weight or over containing more than 60% of any one or any combination of the following: wastepaper, groundwood or screenings.

⁴ "Unbleached sulphate" means wood pulp produced by the sulphate process from either coniferous or broadleaf wood either unbleached or bleached to a General Electric brightness of less than 50.

(10) "Standard unbleached Kraft butchers wrapping paper" means any wrapping paper containing 100% unbleached sulphate⁴ fibre, testing less than 90% of the basis weight Mullen test under Standard Tappi testing procedure, possessing sizing, formation, etc., to make it suitable for butchers' use and sold for butchers' use.

(11) "No. 1 unbleached Kraft butchers wrapping paper" means any wrapping paper containing 100% unbleached sulphate⁴ fibre, testing 90% or more of the basis weight Mullen test under Standard Tappi testing procedure, possessing sizing, formation, etc., to make it suitable for butchers' use and sold for butchers' use. All rolls and bundles must be stenciled or labelled with a designation including the words "No. 1 Kraft butchers".

(12) "Machine glazed Kraft wrapping paper" means any wrapping paper 18 lb. basis weight or over containing 50% or more unbleached sulphate⁴ fibre, glazed on one side by drying on a Yankee machine, and testing less than 90% of the basis weight Mullen test under Standard Tappi testing procedure.

(13) "Standard Kraft bag paper" means any paper 18 lb. basis weight or over containing 50% or more unbleached sulphate⁴ fibre, testing less than 90% of basis weight Mullen test under Standard Tappi testing procedure and shipped in rolls 24" diameter or more for conversion into bags.

(14) "Variety Kraft bag paper" means any machine finished paper 18 lb. basis weight or over containing 100% unbleached sulphate⁴ fibre and testing 90% to 96% of the basis weight Mullen test under Standard Tappi testing procedure and shipped in rolls 24" or more for conversion into bags, excluding shipping sack and multi-wall bag.

(15) "Machine glazed Kraft bag paper" means any paper 18 lb. basis weight or over containing 50% or more unbleached sulphate⁴ fibre, highly glazed on one side by drying on a Yankee machine, and shipped in rolls 24" or more outside diameter for conversion into bags, testing less than 90% of the basis weight Mullen test under Standard Tappi testing procedure.

(16) "Rolls" means a roll of 9" or more outside diameter and 6" or more width.

(17) "Basis weight" means the weight in pounds of 500 sheets 24" x 36" (total area 432,000 square inches).

(18) "Zone A" means all the area of the continental United States, east of the eastern boundaries of the states of New Mexico, Colorado, Wyoming, South Dakota and North Dakota, but including the cities of Sioux Falls, Yankton, Aberdeen, Huron, Brookings, Mitchell and Watertown, South Dakota, Grand Forks, Fargo and Wahpeton, North Dakota; and all of the states of California, Oregon, and Washington, and Coeur d'Alene, Wallace, Moscow, and Lewiston, Idaho.

(19) "Zone B" means all of the states of Colorado and New Mexico, all of Wyoming east of and excluding Kemmerer and Rock Springs, all of South Dakota, excluding Sioux Falls, Yankton, Aber-

deen, Huron, Brookings, Mitchell and Watertown; all of North Dakota, excluding Grand Forks, Fargo and Wahpeton.

(20) "Zone C" means all of the states of Montana, Utah, Arizona and Nevada, all of Idaho except Coeur d'Alene, Wallace, Moscow and Lewiston and all of Wyoming west of and including Kemmerer and Rock Springs.

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

§ 1347.312 *Applicability.* The provisions of this Maximum Price Regulation No. 182 shall be applicable to the continental limits of the United States.

§ 1347.313 *Effective date.* This Maximum Price Regulation No. 182 (§§ 1347.301 to 1347.313, inclusive) shall become effective July 28, 1942 with respect to sales by manufacturers, and August 25, 1942 with respect to sales by merchants or distributors.

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7058; Filed, July 23, 1942; 3:48 p. m.]

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

[Maximum Price Regulation 184]

SALES BY CANNERS OF MAINE SARDBINES

In the judgment of the Price Administrator the prices of Maine sardines have risen to an extent and in a manner inconsistent with the purposes of the Emergency Price Control Act of 1942. The Price Administrator has ascertained and given due consideration to the prices of Maine sardines prevailing between October 1 and October 15, 1941, and has made adjustments for such relevant factors as he has determined and deemed to be of general applicability. So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation.

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of said Act. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

The maximum prices established herein are not below the average price of such commodities in the year 1941.

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1,¹ issued by the Office of Price Administration, Maximum Price Regulation No. 184 is hereby issued.

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

¹7 F.R. 971.

Authority: §§ 1364.101 to 1364.112, inclusive, issued under Pub. Law 421, 77th Cong.

§ 1364.101 *Prohibition against dealing in Maine sardines at prices above the maximum.* On and after July 23, 1942, regardless of any contract, agreement or other obligation, no canner, or agent or other person acting on behalf, or under the control, of such canner shall sell or deliver any Maine sardines, and no person in the course of trade or business shall buy or receive from a canner any Maine sardines at prices higher than those set forth in Appendix A hereof, incorporated herein as § 1364.112; and no person shall agree, offer, solicit, or attempt to do any of the foregoing. The provisions of this section shall not be applicable to sales or deliveries of Maine sardines to a purchaser if, prior to July 23, 1942, such Maine sardines have been received by a carrier, other than a carrier owned or controlled by the seller, for shipment to such purchaser.

§ 1364.102 *Conditional agreement.* No canner of Maine sardines shall enter into an agreement permitting the adjustment of the prices to prices which may be higher than the maximum prices provided by § 1364.101, in the event that this Maximum Price Regulation No. 184 is amended or is determined by a court to be invalid or upon any other contingency: *Provided*, That if a petition for amendment has been duly filed, and such petition requires extensive consideration, the Administrator may grant an exception from the provisions of this section permitting the making of contracts adjustable upon the granting of the petition for amendment.

§ 1364.103 *Sales for export.* The maximum price at which a person may export Maine sardines shall be determined in accordance with the provisions of the Revised Maximum Export Price Regulation² issued by the Office of Price Administration.

§ 1364.104 *Less than maximum prices.* Lower prices than those set forth in § 1364.101 may be charged, demanded, paid, or offered.

§ 1364.105 *Evasion.* The price limitations set forth in this Maximum Price Regulation No. 184 shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation agreement, sale, delivery, purchase, or receipt of, or relating to Maine sardines, alone or in conjunction with any other commodity, or by way of any commission, service, transportation, or other charge, or discount, premium, or other privilege, or by tying-agreement or other trade understanding, or by changing the selection or style of processing or the canning, wrapping, or packaging of Maine sardines.

§ 1364.106 *Records and Reports.* (a) Every seller subject to this Maximum Price Regulation No. 184 shall preserve for examination by the Office of Price Administration all his existing records relating to the prices which he charged

²7 F.R. 5959.

for Maine sardines delivered during March 1942, and his offering prices for delivery of Maine sardines during such month: *Provided*, That no canner of Maine sardines need preserve the records relating to his March prices.

(b) Every person making a purchase or sale of Maine sardines in the course of trade or business, or otherwise dealing therein, after July 23, 1942, shall keep for inspection by the Office of Price Administration for a period of not less than two years, complete and accurate records of each such purchase or sale, showing the date thereof, the name and address of the buyer and of the seller, the price contracted for or received, the quantity and a description of the grade or brand, style of pack, and container size of Maine sardines.

(c) Such persons shall submit such reports to the Office of Price Administration and keep such other records in addition to or in place of the records required in paragraph (a) of this section as the Office of Price Administration may from time to time require.

§ 1364.107 *Enforcement.* (a) Persons violating any provision of this Maximum Price Regulation No. 184 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Maximum Price Regulation No. 184 or any price schedule, regulation, or order issued by the Office of Price Administration or of any act or practices which constitute such a violation are urged to communicate with the nearest district, state, field or regional office of the Office of Price Administration or its principal office in Washington, D. C.

§ 1364.108 *Petitions for amendment.* Persons seeking modification of any provision of this Maximum Price Regulation No. 184 or an adjustment or exception not provided for therein may file petitions for amendment in accordance with the provisions of Procedural Regulation No. 1, issued by the Office of Price Administration.

§ 1364.109 *Applicability of General Maximum Price Regulation.* The provisions of this Maximum Price Regulation No. 184 supersede the provisions of the General Maximum Price Regulation with respect to sales and deliveries for which maximum prices are established by this Regulation.

§ 1364.110 *Definitions.* (a) When used in this Maximum Price Regulation No. 184 the term:

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

(2) "Maine sardine" means canned Atlantic sea herring (*Clupea harengus*)

of the sizes customarily packed and marketed under the trade designation, sardines.

(3) "Sales to government purchasing agencies" means sales to the Federal Surplus Commodities Corporation or to any purchasing agency of the armed forces of the United States.

(4) "Price per case" means, as to ¼'s, the price for a lot of one hundred cans packed for shipment in the usual container and, as to ¾'s, the price for a lot of forty-eight cans packed for shipment in the usual container.

(5) "¼'s" means ¼ Drawn cans (300.5 x 404 x 014.5).

(6) "¾'s" means ¾ Three Piece cans (308 x 412 x 112) or ¾ Drawn cans (304 x 508 x 105).

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

§ 1364.111 *Effective date.* This Maximum Price Regulation No. 184 (§§ 1364.101 to 1364.112, inclusive) shall become effective July 23, 1942.

§ 1364.112 *Appendix A: Maximum canners' prices for Maine sardines.* (a) The prices set forth below are maximum prices per case for Maine sardines, f. o. b. Portland, Maine, with freight adjusted on sales from other locations. The maximum prices are gross prices before the deduction of any discounts.

Description		Maximum price per case	
Container size and type	Style of pack	Sales to government purchasing agencies	Sales to others
Keyless ¼'s standard pack	Cottonseed oil, soybean oil, mustard..	\$4.07	\$4.47
Keyless ¼'s standard pack	Tomato sauce.....	4.12	4.62
¼'s decorated tops with keys, standard pack	Cottonseed oil, soybean oil, mustard..	4.82	5.22
¼'s decorated tops with keys, standard pack	Tomato sauce.....	4.87	5.27
¼'s wrapped or in cartons with keys, standard pack	Cottonseed oil, soybean oil, mustard..	5.07	5.47
¼'s wrapped or in cartons with keys, standard pack	Tomato sauce.....	5.12	5.62
Keyless ¾'s, standard pack	Mustard.....	4.07	4.47
Keyless ¾'s, standard pack	Tomato.....	4.12	4.62

(b) For container sizes or types and styles of pack not listed in paragraph (a), the price shall be a price determined by the Office of Price Administration to be in line with the prices listed in paragraph (a). Such determination shall be made upon written request, addressed to the Office of Price Administration, Washington, D. C., and accompanied by sworn statement showing costs and usual differentials.

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. E. Doc. 42-7062; Filed, July 23, 1942; 3:49 p. m.]

PART 1378—COMMODITIES OF MILITARY SPECIFICATIONS FOR WAR PROCUREMENT AGENCIES

[Amendment 4 to maximum price regulation 157¹]

SALES AND FABRICATION OF TEXTILES, APPAREL AND RELATED ARTICLES OF MILITARY PURPOSES

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

Subparagraph (1) of § 1378.1 (c) is amended, a new paragraph (c) is added to § 1378.4, and a new subparagraph (7) is added to § 1378.10 (a) to read as follows:

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

¹7-F.R. 4273, 4541, 4618.

§ 1378.1 *Sales and fabrication services covered by this Maximum Price Regulation No. 157.* * * *

(c) (1) As used in this Maximum Price Regulation No. 157, the term "textiles, apparel and related articles" shall mean the following commodities when made in accordance with military specifications:

(i) Yarns, textiles and textile products, except surgical gauze, surgical dressings, medicated adhesive plaster, and related health supplies;

(ii) Leather, fur and products thereof;

(iii) Rubber fabrics, apparel and footwear; and

(iv) Wearing apparel, including findings, and other individual, organizational, or ship's personnel equipment made in whole or in part of any of the materials listed in subdivisions (i) and (ii) of this subparagraph (1), or from rubber, except rubber drug sundries.

§ 1378.4 *Sales or fabrication of textiles, apparel and related articles for military purposes temporarily exempted from price regulation.* * * *

(c) This Maximum Price Regulation No. 157 shall not apply to any sale, delivery or fabrication of field jackets pursuant to a contract with a war procurement agency or a contractor or subcontractor thereof, if such contract was entered into prior to July 27, 1942.

§ 1378.10 *Definitions.* * * *

(a) * * *

(7) "Field jackets" means military field jackets which meet Quartermaster Corps Tentative Specification PQD No. 20 (B) March 17, 1942, superceding PQD No. 20 (A) May 6, 1941.

§ 1378.12 *Effective dates of amendments.* * * *

(d) Amendment No. 4 (§§ 1378.1 (c) (1), 1378.4 (c), 1378.10 (a) (7)) to Maximum Price Regulation No. 157 shall become effective July 27, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7059; Filed, July 23, 1942; 3:48 p. m.]

PART 1412—SOLVENTS

[Amendment 1 to Maximum Price Regulation 170¹]

ANTI-FREEZE

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

Amended: §§ 1412.6 (a), 1412.12 (a) (6), 1412.13 (a) and (c) (1).

Added: §§ 1412.12 (a) (15) and (16), 1412.15.

§ 1412.6 *Marking and posting*—(a) *By persons packaging anti-freeze.* (1) Except as provided in subparagraph (3) of this paragraph, on and after June 30, 1942, every person who packages anti-freeze in containers shall clearly and conspicuously mark on the outside of such containers or on labels securely affixed thereto the following information:

(i) The type of anti-freeze contained therein, that is, "Type N", "Type S", or "Type P", as the case may be, and the trade name in the case of "Zerone".

(ii) The strength of the anti-freeze contained therein. Such strength may be designated by the terms "standard", "standard strength", or "full strength" for standard anti-freeze, or by the terms "sub-standard" or "sub-standard strength" for sub-standard anti-freeze.

(iii) The applicable maximum retail price as established by Appendix A (§ 1412.13) for the anti-freeze contained therein. Such price shall be designated as follows: "OPA Retail Ceiling Price \$ ____". The blank in the quoted phrase shall be filled in with the applicable maximum retail price as established by Appendix A (§ 1412.13) by the packager in the case of Type S and Type N anti-freeze and by the retailer in the case of Type P anti-freeze, but in the latter case the packager shall supply the retailer with instructions as to the manner of determining the maximum retail price under the provisions of Appendix A (§ 1412.13).

(2) The type ("N", "S", or "P") and the applicable maximum retail price established by Appendix A (§ 1412.13) shall be printed in letters at least two inches high on containers of more than 5 gallons, and in letters at least as large as any other printed matter thereon other

than the trade mark or trade name on containers of 5 gallons or less.

(3) The marking specified in subdivision (iii) of subparagraph (1) of this paragraph may be omitted where anti-freeze is sold directly to the United States, or any agency thereof, or to a commercial or industrial user.

§ 1412.12 *Definitions.* (a) * * *

(6) "Type P" anti-freeze means an anti-freeze which contains at least 60% ethylene glycol by weight and at least 85% of glycol compounds by weight.

(15) "Glycol compounds" means ethylene glycol, ethylene glycol homologs, polyethylene glycols or mixtures of any of the foregoing.

(16) "Zerone" is the synthetic methanol Type S anti-freeze manufactured by E. I. du Pont de Nemours & Company, a Delaware corporation having its principal office in Wilmington, Delaware, and distributed under the trade name "Zerone".

§ 1412.13 *Appendix A: Maximum prices for anti-freeze*—(a) *Standard anti-freeze, Type N and Type S.* Maximum prices for standard Type N and Type S anti-freeze are established as follows:

(1) *Sales by manufacturers to persons other than retailers.*

[Per gallon delivered]

	Type N	Type S	
		Other	Zerone
(i) Tank cars.....	\$0.43	\$0.34	\$0.30
(ii) Tank truck deliveries:			
50 gallons or over.....	.60	.50	.42
Less than 50 gallons.....	.62	.53	.44
(iii) Carload lots (containers included):			
(a) containers over 35 gallons.....	.70	.49	.42
(b) containers over 5 gallons and including 35 gallons.....	.72	.49	.44
(c) containers of 1 to 5 gallons, inclusive.....	.76	.49	.47
(d) containers less than 1 gallon.....	.80	.61	.51

(iv) Less than carload lots: Five cents per gallon may be added to the appropriate prices established above for deliveries in carload lots, f. o. b. manufacturer's shipping point.

(2) *Sales to retailers by any person.*

[Per gallon delivered]

	Type N	Type S	
		Other	Zerone
(i) Containers over 35 gallons.....	\$0.67	\$0.61	\$0.53
(ii) Containers over 5 gallons and including 35 gallons.....	.69	.62	.57
(iii) Containers of 1 to 5 gallons, inclusive.....	.61	.65	.61
(iv) Containers less than 1 gallon.....	.63	.70	.63

(3) *Sales at retail.* Delivered (including installation in automobile cooling system where buyer so requests and

where customarily so installed by the seller without charge).

	Type N	Type S	
		Other	Zerone
(i) In quantities of 1 gallon or more.....	Per gallon \$1.40	Per gallon \$1.10	Per gallon \$1.00
(ii) In quantities of less than 1 gallon.....	Per gal. .55	Per gal. .53	Per gal. .55

(c) *Standard anti-freeze, Type P.* (1) The maximum price which any seller may charge for standard Type P anti-freeze shall be the highest price which such seller charged on a delivery of standard Type P anti-freeze in like containers in similar amounts to a purchaser of the same class during that month of the six month period ending March 31, 1942, in which such seller delivered the largest amount of Type P anti-freeze. This maximum price in the case of sales at retail shall not exceed \$2.65 per gallon on sales in quantities of 1 gallon or more or \$.70 per quart on sales in quantities of less than one gallon. Such maximum prices include installation in automobile cooling systems where the buyer so requests, and where customarily so installed by the seller without extra charge.

§ 1412.15 *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1412.6 (a), 1412.12 (a) (6), (15), and (16), 1412.13 (a) and (c) (1), 1412.15) to Maximum Price Regulation No. 170 shall become effective July 23, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of July, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7081; Filed, July 23, 1942; 3:49 p. m.]

PART 1499—COMMODITIES AND SERVICES
[General Maximum Price Regulation—Amendment 17 to Supplementary Regulation 1²]

CORE OILS AND CORE WASHING OILS

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.*

A new subparagraph (30) is added to § 1499.26 (a) as set forth below:

§ 1499.26 *Exceptions for certain commodities, certain sales and deliveries.* (a) The General Maximum Price Regulation shall not apply to any sale or delivery of the following commodities: * * *

(30) Core oils and core washing oils.

(e) *Effective dates.* * * *

¹ 7 F.R. 3153, 3330, 3666, 3393, 3391, 4533, 4487, 4639, 4733, 5327, 5192, 2276.
² 7 F.R. 3153, 3423, 3537, 3332.

*Copies may be obtained from the Office of Price Administration.
¹ 7 F.R. 4763.

(18) Amendment No. 17 (§ 1499.26 (a) (30)) to Supplementary Regulation No. 1 shall become effective July 27, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of July 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7060; Filed, July 23, 1942;
3:48 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum Prices Authorized Under § 1499.18
(b) of the General Maximum Price Regulation—Order 1]

HOFFMAN BEVERAGE CO.

Hoffman Beverage Company of 402 Grove Street, Newark, New Jersey, filed a Petition for Amendment of the General Maximum Price Regulation on May 20, 1942 (Docket Number GF3-72) and a Protest against the provisions of the General Maximum Price Regulation on June 27, 1942 (Docket Number GF1-324-P), both requesting specific adjustment of the maximum prices established for it for sales of malt beverages on the grounds that such maximum prices cause it substantial hardship and are abnormally low in relation to the maximum prices established for competitive sellers of malt beverages. Due consideration has been given to the petition and to the Protest and an opinion in support of this order, issued simultaneously herewith, has been filed with the Division of the Federal Register. For the reasons set out in the opinion and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 it is ordered:

§ 1499.301 *Adjustment of maximum prices for malt beverages manufactured by Hoffman Beverage Company—(a) Manufacturer.* On and after July 24, 1942, Hoffman Beverage Company may increase the maximum prices established for its sales of its malt beverages (beer, ale, and half and half) to all classes of trade by the following amounts:

4 cents per case of 24 twelve ounce bottles.

10 cents per case of 12 quart bottles.

25 cents per half barrel (15½ gallons).

Provided, however, That such increases may only be made in the State of Connecticut, in the Counties of Bronx, Kings, Nassau, New York, Queens, Richmond, Suffolk, and Westchester, State of New York, and the Counties of Bergen, Camden, Essex, Hudson, Mercer, Monmouth, Morris, Passaic, and Union, State of New Jersey.

(b) *Retailers:* On and after July 24, 1942, any retailer may increase the maximum prices established for his sales of Hoffman Beverage Company's malt beverages in the area described in paragraph (a) of this order by 1 cent for 3 twelve ounce bottles and 1 cent for each quart bottle; *Provided, however,* That such maximum prices as increased shall not exceed 27 cents for 3 twelve ounce bottles and 22 cents for each quart bottle.

¹ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4738, 5027, 5276, 5192.

(c) *Notification of retailers:* Within a period of 15 days from and after the effective date of this order, Hoffman Beverage Company shall by circular or other appropriate means, notify all retailers selling its malt beverages in the area described in paragraph (a) of this order that they may increase their maximum prices as provided in paragraph (b) of this order.

(d) This Order No. 1 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 1 (§ 1499.301) shall become effective July 24, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 23d day of July, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7057; Filed, July 23, 1942;
3:43 p. m.]

TITLE 45—PUBLIC WELFARE

Chapter IV—National Youth Administration

[Administrative Order No. 17]

PART 402—WAR PRODUCTION TRAINING PROGRAM

By virtue of and pursuant to the authority vested in the National Youth Administrator by the Labor-Federal Security Appropriation Act, 1943, approved July 2, 1942, certain provisions prescribed in Administrative Order No. 15,¹ dated September 27, 1941, and Administrative Order No. 16,² dated February 12, 1942, are hereby re-promulgated to be applicable to the War Production Training Program authorized in paragraph 1, National Youth Administration Appropriation Act, 1943:

§ 402.1 *War Production Training Program.* In lieu of State Youth Administrators, Regional Youth Administrators are authorized to operate the said War Production Training Program in accordance with §§ 402.2, 402.3, 402.4, 402.5, 402.7 and 402.8 of Administrative Order No. 15 and § 402.9 of Administrative Order No. 15, as amended by Administrative Order No. 16, insofar as said provisions pertained to the youth work defense program.

§ 402.2 *Effective date.* This order shall become effective at the beginning of pay roll periods on and after July 1, 1942, and shall supersede Administrative Order No. 15, dated September 27, 1941, and Administrative Order No. 16 dated February 12, 1942, which shall be rescinded upon the effective date of this order, except as provided above.

(Pub. Law 647, 77th Cong.)

[SEAL] AUBREY WILLIAMS,
National Youth Administrator.

Approved: July 10, 1942.

PAUL V. McNUTT,
Federal Security Administrator.

[F. R. Doc. 42-7082; Filed, July 24, 1942;
11:43 a. m.]

¹ 6 F.R. 4975.

² 7 F.R. 1045.

[Administrative Order No. 18]

PART 403—STUDENT WORK PROGRAM

By virtue of and pursuant to the authority vested in the National Youth Administrator by the National Youth Administration Appropriation Act, 1943, approved July 2, 1942, the following rules and regulations applicable to the student work program of the National Youth Administration are prescribed:

Sec.	Definition.
403.1	Definitions.
403.2	Hours of work for student work employees.
403.3	Earnings of student work employees.
403.4	Assignment of wages.
403.5	Need.
403.6	Age.
403.7	Requirements relating to scholarship.
403.8	Requirements relative to performance of work.
403.9	Employment affidavit and oath of allegiance.
403.10	Administration of oaths and affidavits.
403.11	Illegal activities.
403.12	Assignment of work.
403.13	Effective date.

AUTHORITY: §§ 403.1 to 403.13, inclusive, issued under Pub. Law 647, 77th Cong.

§ 403.1 *Definitions—(a) Student work program.* The term "student work program," as used herein, shall mean the program of work activities, approved by the National Youth Administration and financed from funds appropriated to the National Youth Administration under paragraph 2 of the National Youth Administration Appropriation Act, 1943, providing for the part-time employment of needy students who are in regular attendance at schools, colleges and universities, in order to enable such students to continue properly their education. Schools, colleges and universities participating in the student work program are required to be nonprofit making, tax exempt, bona fide educational institutions and so certified by the principal state education officer.

(b) *School work program.* The term "school work program," as used herein, relates to that part of the student work program which provides for the part-time employment of needy students who are in regular attendance at approved institutions not requiring high school graduation or the equivalent for entrance.

(c) *College and graduate work program.* The term "college and graduate work program," as used herein, relates to that part of the student work program which provides for the part-time employment of needy undergraduate and graduate students who are in regular attendance at approved colleges and universities, requiring, as a minimum, high school graduation or the equivalent for entrance.

(d) *Student work employees.* The term "student work employees," as used herein, shall mean needy students who are at least 16 years of age and who have not attained their 25th birthday, who are in regular attendance at institutions participating in the student work program and who are employed on a part-time basis and paid by means of pay roll payments from funds appropriated for the operation of the student work program.

(e) *Regional Youth Administrator.* The term "regional youth administrator," as used herein, shall mean the officer appointed by the National Youth Administrator to administer the student work program of the National Youth Administration within a region comprising one or more states.

(f) *Official NYA Representative.* The term "official NYA representative," as used herein, shall mean the person nominated by a participating educational institution and appointed as a non-compensated employee of the National Youth Administration by the Regional Youth Administrator to supervise the student work program at the institution in accordance with the rules and regulations of the National Youth Administration.

§ 403.2 *Hours of work for student work employees.* The official NYA representative at each participating institution shall be responsible for establishing hours of work for student work employees in attendance at the institution in accordance with the following provisions:

(a) Hours shall be limited to that number which in relation to the established monthly earnings most accurately reflects the rate of pay prevailing in the locality for the same type of work.

(b) The maximum hours of work under the school work program shall be four hours per day on school days and seven hours per day on non-school days.

(c) The maximum hours of work under the college and graduate work program shall be eight hours per day.

§ 403.3 *Earnings of student work employees.* Except where exemptions are granted by the National Youth Administrator, the monthly earnings of student work employees shall be established within the following limits:

	Maxi- mum	Maxi- mum
School work program.....	\$3	\$6
College and graduate work program.....	10	25

§ 403.4 *Assignment of wages.* Wages paid by the Federal Government may not be pledged or assigned, and any purported pledge or assignment shall be null and void.

§ 403.5 *Need.* Each student work employee must be able to qualify on the basis of need for such employment as he may receive. It shall be determined by the official NYA representatives at participating institutions that employment on the student work program is essential to enable the student to continue properly his education. Consultation with outside agencies to determine this need is suggested.

§ 403.6 *Age.* Young persons at least 16 years of age, and who have not attained their 25th birthday, may be employed on the student work program.

§ 403.7 *Requirements relating to scholarship.* Students participating in the student work program shall be regular students carrying at least three-fourths of the normal schedule. They shall be of good character and shall possess such ability that they can give assurance of performing good scholastic work. Part-time employment of students who fail to maintain a satisfac-

tory standing in at least three-fourths of their scholastic work shall be discontinued.

§ 403.8 *Requirements relative to performance of work.* No person shall be employed or retained in employment if his work habits are such, or his work record shows, that he is incapable of performing satisfactorily the work to which he may be assigned.

§ 403.9 *Employment affidavit and oath of allegiance.* Each employee, who enters on duty on the student work program on and after July 1, 1942, whether compensated or uncompensated for his services, shall be required to execute the following employment affidavit and oath of allegiance prior to his entrance on duty. Each employee whose employment on the student work program is being continued into the fiscal year 1943 shall be required to execute the following employment affidavit and oath of allegiance before any payment is made for services rendered on and after July 1, 1942:

I, A B, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office (or employment) on which I am about to enter (or which I now occupy). So help me God. I further depose and say that I am a citizen of the United States, (or of the Commonwealth of the Philippines) and that I do not advocate, nor am I a member of a political party or organization that advocates the overthrow of the Government of the United States by force or violence.

§ 403.10 *Administration of oaths and affidavits.* The National Youth Administrator hereby designates employees holding the following positions in the several regional youth administrations to administer the employment affidavit and oath of allegiance required by section 9 above:

- (a) Regional Youth Administrator
- (b) Assistant Regional Youth Administrator
- (c) Regional Administrative Officer
- (d) Regional Director of Student Work
- (e) Regional Director of Finance and Statistics
- (f) Official NYA Representative at a participating institution.

The several Regional Youth Administrators, who are the authorized representatives of the National Youth Administrator within their regions, are hereby authorized to designate such additional compensated or uncompensated employees as may be required for the purpose. No fee shall be charged for oaths administered by designated employees of the National Youth Administration.

§ 403.11 *Illegal activities.* Violations of the provisions of the Criminal Code of the United States shall be reported to the National Youth Administrator for appropriate action. No person shall be eligible for further employment with the National Youth Administration if he knowingly and with intent to defraud the United States:

- (a) Makes any false statement in connection with any application for any project;

(b) Diverts, attempts to divert, or assists in diverting, for the benefit of any persons not entitled thereto, any funds, services or real or personal property of the National Youth Administration;

(c) Deprives, attempts to deprive, or assists in depriving any person of any of the benefits to which he may be entitled under the appropriation by means of fraud, force, threat, intimidation, boycott, or discrimination on account of race, religion, political affiliation, or membership in a labor organization.

§ 403.12 *Assignment of work.* Official NYA representatives at participating institutions shall be responsible for assigning student work employees to suitable work and for direct supervision of the work done by students.

§ 403.13 *Effective date.* These rules and regulations shall become effective at the beginning of pay roll periods on and after July 1, 1942, and shall supersede Administration Order No. 14¹ of the National Youth Administration, dated July 1, 1941, which order shall be rescinded upon the effective date of this order.

[SEAL] AUBREY WILLIAMS,
National Youth Administrator.

Approved: July 21, 1942.

PAUL V. McNUTT,
Federal Security Administrator.

[F. R. Doc. 42-7633; Filed, July 24, 1942;
11:48 a. m.]

Notices

WAR DEPARTMENT.

[Public Proclamation No. 9]

REGULATIONS PERTAINING TO ALIENS OF ENEMY NATIONALITY ON WEST COAST

Headquarters Western Defense Command and Fourth Army, Presidio of San Francisco, California

JUNE 27, 1942.

To the people within the States of Washington, Oregon, California, Montana, Idaho, Nevada, Utah, and Arizona and the public generally:

Whereas by Public Proclamation No. 1,¹ dated March 2, 1942, this headquarters, there were designated and established Military Areas Nos. 1 and 2 and Zones thereof, and

Whereas by Public Proclamation No. 2,² dated March 16, 1942, this headquarters, there were designated and established Military Areas Nos. 3, 4, 5, and 6 and Zones thereof, and

Whereas the present situation within these Military Areas and Zones requires as a matter of military necessity the establishment of certain regulations pertaining to all aliens of enemy nationality within said Military Areas and Zones thereof:

Now, therefore, I, J. L. DeWitt, Lieutenant General, U. S. Army, by virtue of the authority vested in me by the President of the United States and by the Secretary of War and my powers

¹ 6 F. R. 3234.

² 7 F. R. 2320.

³ 7 F. R. 2405.

and prerogatives as Commanding General, Western Defense Command, do hereby declare and establish the following regulations governing the conduct to be observed by all aliens of enemy nationality residing or being within the Military Areas above described, or such affected portions thereof as are hereinafter mentioned:

1. Paragraph 6 of Proclamation No. 1, this headquarters, is hereby rescinded, and the prohibited and restricted areas within the Western Defense Command designated by the Attorney General of the United States under the Presidential Proclamations of December 7 and 8, 1941, and the instructions, rules and regulations prescribed by him with respect to such prohibited and restricted areas are hereby superseded and eliminated, and said prohibited and restricted areas are hereby declared henceforth to be in the same status as the respective portions of the Western Defense Command within which they lie and as if this supersession and elimination had been made effective prior to or concurrently with the publication of Proclamation No. 1.

[SEAL] J. L. DEWITT,
Lieutenant General,
U. S. Army Commanding.

Confirmed:

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

[F. R. Doc. 42-7065; Filed, July 24, 1942;
10:30 a. m.]

[Civilian Exclusion Order No. 105]

EXCLUSION OF PERSONS OF JAPANESE ANCESTRY FROM PORTION OF SAN BERNARDINO COUNTY, CALIFORNIA

Headquarters Western Defense Command and Fourth Army, Presidio of San Francisco, California

JULY 4, 1942.

1. Pursuant to the provisions of Public Proclamations Nos. 1¹ and 6,² this Headquarters, dated March 2, 1942, and June 2, 1942, respectively, it is hereby ordered that from and after 12 o'clock noon, P. W. T., of Saturday, July 18, 1942, all persons of Japanese ancestry, both alien and non-alien, be excluded from that portion of Military Area No. 2 described as follows:

All of that portion of the County of San Bernardino, State of California, lying easterly and northerly of a line beginning at the point at which the westerly line of U. S. Highway No. 395 intersects the San Bernardino-Kern County Line; thence in a southerly direction along the westerly line of said Highway No. 395 to the point where the same intersects the southerly line of U. S. Highway No. 466, approximately three miles east of Kramer; thence easterly along the southerly line of U. S. Highway No. 466 to the point where the same intersects U. S. Highway No. 66 at or near Barstow; thence in an easterly direction along the southerly line of U. S. Highway No. 66 to the California-Arizona State Line.

2. A responsible member of each family, and each individual living alone, in

¹ 7 F.R. 2320.

² 7 F.R. 4436.

the above described area will report between the hours of 8:00 A. M. and 5:00 P. M., Saturday, July 11, 1942, to the Civil Control Station located at: 719 Front Street, Needles, California.

3. Any person subject to this order who fails to comply with any of its provisions or with the provisions of published instructions pertaining hereto or who is found in the above area after 12 o'clock noon, P. W. T., of Saturday, July 18, 1942, will be liable to the criminal penalties provided by Public Law No. 503, 77th Congress, approved March 21, 1942, entitled "An Act to Provide a Penalty for Violation of Restrictions or Orders with Respect to Persons Entering, Remaining in, Leaving or Committing any Act in Military Areas or Zones," and alien Japanese will be subject to immediate apprehension and internment.

4. All persons within the bounds of an established Assembly Center or Relocation Project pursuant to instructions from this Headquarters are excepted from the provisions of this order while those persons are in such Assembly Center or Relocation Project.

[SEAL] J. L. DEWITT,
Lieutenant General, U. S. Army,
Commanding.

Confirmed: -

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

[F. R. Doc. 42-7066; Filed, July 24, 1942;
10:30 a. m.]

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. A-1510]

J-Z COAL COMPANY

ORDER PROVISIONALLY DISMISSING PETITION

In the matter of the petition of the J-Z Coal Company, a code member producer in District No. 4 for the revision of the minimum prices of the coals of Mine Index No. 2950 in Size Groups Nos. 5, 6 and 8 for truck shipments.

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party requesting a revision of the minimum prices for certain of the coals produced at its mine (Mine Index No. 2950); and

Petition of Intervention having been duly filed by Bituminous Coal Producers Boards for Districts Nos. 4 and 6; and

A Notice of and Order for Hearing having been duly made, setting the above-entitled matter down for hearing on July 7, 1942, at 10 o'clock in the forenoon of that day at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW, Washington, D. C., before Trial Examiner, Floyd McGown; and

The above-entitled matter having come on for hearing, pursuant to the above-mentioned order; and

The petitioner having failed to appear at the hearing;

Now, therefore, it is ordered, That the petition of the J-Z Coal Company in the above-entitled matter be, and it hereby

is, dismissed, unless petitioner shows cause within thirty (30) days from the date of this order, why the same should not be dismissed and why the hearing should be continued.

Dated: July 23, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7073; Filed, July 24, 1942;
11:14 a. m.]

[Docket No. A-1531]

DISTRICT BOARD NO. 8

NOTICE OF AND ORDER FOR HEARING

In the matter of the petition of District Board No. 8 for the Establishment of Price Classifications and Minimum Prices for the Coals of Certain Mines in District No. 8.

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party;

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on August 17, 1942, at 2:00 o'clock in the afternoon of that day, at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW, Washington, D. C. On such day the Chief of the Records Section in room 502 will advise as to the room where such hearing will be held.

It is further ordered, That W. A. Cuff or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, take evidence, to continue said hearing from time to time, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in this proceeding and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before August 12, 1942.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of

intervention or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to the request of District Board No. 8 for change in price classifications and minimum prices of coals produced by code members in Harlan, Johnson, Letcher, and Magoffin Counties, Kentucky, and Dickenson, Russell, and Wise Counties, Virginia, for all shipments except truck and for truck shipments; and to remove that part of Letcher County lying south of the Ridge Line of Pine Mountain from Subdistrict Nos. 1 and 3 to Subdistrict No. 2.

Dated: July 23, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7074; Filed, July 23, 1942;
11:14 a. m.]

[Docket No. B-301]

CLAUDE E. TAYLOR, CODE MEMBER

NOTICE OF AND ORDER FOR HEARING

A complaint dated July 3, 1942, pursuant to the provisions of section 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937 (the "Act"), having been duly filed on July 3, 1942, by Bituminous Coal Producers Board for District No. 8, complainant, with the Bituminous Coal Division (the "Division"), alleging wilful violation by Claude E. Taylor, (the "Code Member"), of the Bituminous Coal Code (the "Code"), or rules and regulations thereunder:

It is ordered, That a hearing in respect to the subject matter of such complaint be held on September 15, 1942, at 10 a. m. at a hearing room of the Bituminous Coal Division at the Court House Building, Middlesboro, Kentucky.

It is further ordered, That Edward J. Hayes or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, to take evidence, and to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

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

Notice is hereby given that answer to the complaint must be filed with the Division at its Washington Office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the Code Member; and that failure to file an answer within such period, unless otherwise ordered, shall be deemed to be an admission of the allegations of the complaint herein and a consent to the entry of an appropriate order on the basis of the facts alleged.

Notice is also hereby given that if it shall be determined that the Code Member has wilfully committed any one or more of the violations alleged in the complaint, an order may be entered either revoking the membership of the Code Member in the Code and the Code Member's right to an exemption from the taxes imposed by section 3520 (b) (1) of the Internal Revenue Code, or directing the Code Member to cease and desist from violating the Code and regulations made thereunder.

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

Notice is also hereby given that any application, pursuant to § 301.132 of the Rules of Practice and Procedure before the Division for the disposition of this proceeding without formal hearing, must be filed not later than fifteen (15) days after receipt by the Code Member of the complaint herein.

The matter concerned herewith is in regard to the complaint filed by said complainant alleging that Claude E. Taylor, whose address is Colmar, Kentucky, a Code Member, whose code membership became effective as of October 7, 1939, operating the Taylor Mine, Mine Index No. 1556, located in Bell County, Kentucky, District No. 8, has wilfully violated the Order of the Director in General Docket No. 19, dated October 9, 1940, by selling on or about April 17, 1941, approximately 226.4 tons of 3/8" x 0 slack coal produced at the above-named mine to Gollie Shoffner and H. L. Matlock of Middlesboro, Kentucky, for shipment by rail, whereas prices temporary or final had not been established for the sales of coal for rail shipment.

Dated: July 23, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7076; Filed, July 23, 1942;
11:14 a. m.]

[Docket No. B-148]

STINEMAN COAL & COKE CO., RESPONDENT
ORDER SUSPENDING REGISTRATION

Order approving and adopting the proposed findings of fact, proposed con-

clusions of law, and recommendation of the Examiner and order suspending registration of distributor.

This proceeding having been instituted by the Bituminous Coal Division, pursuant to section 4 II (h) of the Bituminous Coal Act of 1937 and § 301.14 of the Rules and Regulations for the Registration of Distributors to determine whether Stineman Coal & Coke Co., a registered distributor (Registration No. 8745), located at 1145 Broad Street Station Building, Philadelphia, Pennsylvania, has violated the Act, the Rules and Regulations for the Registration of Distributors, the Marketing Rules and Regulations Incidental to the Sale and Distribution of Coal and the Agreement by Registered Distributor, by failing to file with the Division copies of invoices and credit memoranda as required by Order No. 301, during the period from October 1, 1940, to April 1, 1941;

Pursuant to a Notice of and Order for Hearing, dated December 6, 1941, and an Order Postponing Hearing, dated January 8, 1942, a hearing in this matter having been held on January 16, 1942, before Floyd McGown, a duly designated Examiner of the Division, at a hearing room thereof in Washington, D. C., at which time all interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard, and at which time respondent appeared;

The Examiner having made and entered his Report, Proposed Findings of Fact, Proposed Conclusions of Law, and Recommendation in this matter, dated June 26, 1942, in which it was found that Stineman Coal & Coke Co., a Registered Distributor (Registration No. 8745), has violated Order No. 301, dated August 3, 1940, paragraphs (e) and (f) of the Agreement by Registered Distributor, executed by respondent on May 15, 1939, approved on November 17, 1939, and the Examiner having recommended therein that an Order be entered suspending the registration of respondent for a period of thirty days;

An opportunity having been afforded to all parties to file exceptions thereto and supporting briefs and no such exceptions and supporting briefs having been filed;

The undersigned having determined, after consideration of the record, that the proposed findings of fact and proposed conclusions of law of the Examiner should be approved and adopted as the findings of fact and conclusions of law of the undersigned;

Now, therefore, it is ordered, That the registration of the Respondent Stineman Coal & Coke Co., a registered distributor, (Registration No. 8745), be, and it hereby is, suspended for a period of thirty days from the date of this Order; and

It is further ordered, That the respondent shall not evade the effect of such suspension, directly or indirectly, by the use of any device such as a sales agency agreement, or any other device and that such suspension shall not excuse respondent from all duties and functions imposed upon it by the Act or rules and regulations thereunder;

It is further ordered, That if respondent shall not have complied with the provisions of § 304.15 or the Rules and Regulations for the Registration of Distributors at least five (5) days prior to the expiration of such suspension, said suspension shall continue in full force and effect until five (5) days after the affidavit required by Section 304.15 shall have been filed with the Division.

Dated July 23, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7078; Filed, July 23, 1942;
11:14 a. m.]

[Docket Nos. B-283, B-267]

SURE FIRE COAL CO., ET AL.

ORDER POSTPONING HEARINGS

In the matter of William Dishon, Benjamin Dishon, and Stanley Dishon, individually and as co-partners, doing business under the name and style of Sure Fire Coal Company, Code Member; G. H. Ware and C. M. Reese, individually and as co-partners, doing business under the name and style of R & W Coal Company, a partnership, Code Member.

The above entitled matters having been heretofore scheduled for hearings at 10 o'clock in the forenoon of July 31, 1942 at a hearing room of the Bituminous Coal Division at the Court House Building, Zanesville, Ohio; and

The Acting Director deeming it advisable that said hearings should be postponed.

Now therefore it is ordered, That the hearing in the above entitled matters be and the same hereby are postponed from 10 o'clock in the forenoon of July 31, 1942 to 10 o'clock in the forenoon of August 10, 1942 at the place and before the officer or officers previously designated.

It is further ordered, That the notices of and orders for hearing in the above entitled matters shall in all other respects remain in full force and effect.

Dated: July 23, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7075; Filed, July 24, 1942;
11:14 a. m.]

[Docket No. A-1282]

GLENN SMALL

ORDER OF THE ACTING DIRECTOR

In the matter of the petition of Glenn Small, a code member in District No. 15, for revision in the effective minimum prices for the coals of the Small Mine (Mine Index No. 962) in District No. 15 for shipment by truck into all market areas, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

A petition having been filed with the Bituminous Coal Division on January 20, 1942, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937 by Glenn Small, requesting the establishment of effective minimum prices for soft red coal

produced at his Small Mine (Mine Index 962) located in Osage County, Kansas, by the amendment of the Schedule of Effective Minimum Prices for District 15 for Truck Shipments;

A hearing in this matter having been held pursuant to an order of the Acting Director, dated March 20, 1942, before a duly designated Examiner of the Division at a hearing room thereof in Kansas City, Missouri, at which all interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses and otherwise be heard;

The preparation of a report by the Examiner having been waived by all parties and the matter having thereupon been submitted to the Acting Director;

The Acting Director having made findings of fact and conclusions of law and having rendered an opinion in this matter which are filed herewith;

Now, therefore, it is ordered, That the petition of Glenn Small, a code member in District 15, operating the Small Mine (Mine Index 962) praying for a revision in the Schedule of Effective Minimum Prices for District 15 for Truck Shipments to provide for a reduction in the effective minimum prices for soft red coal be and it is hereby denied.

Dated: July 23, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7079; Filed, July 24, 1942;
11:14 a. m.]

[Docket No. A-1507]

SEQUATCHIE COAL CO.

NOTICE OF AND ORDER FOR HEARING AND
ORDER GRANTING TEMPORARY RELIEF

In the matter of the petition of Sequatchie Coal Company, code member in District No. 13, for the establishment of price classifications and minimum prices for all shipments except truck.

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party;

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on August 18, 1942 at 10 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street, N. W., Washington, D. C. On such day the Chief of the Records Section in room 502 will advise as to the room where such hearing will be held.

It is further ordered, That Edward J. Hayes or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, take evidence, to continue said hearing from time to time, and to prepare and submit proposed findings of fact and conclusions and the recommendations of an appropriate order in the premises, and

to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in this proceeding and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before August 13, 1942.

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

The matter concerned herewith is in regard to the petition of Sequatchie Coal Company for the establishment of price classifications and minimum prices for the coals of its Sequatchie Mine (Mine Index No. 731) in District No. 13, for all shipments except truck.

It is further ordered, That pending final disposition of the above-entitled matter, temporary relief be, and same hereby is, granted as follows: Commencing forthwith, the Schedule of Effective Minimum Prices for District No. 13 For All Shipments Except Truck is supplemented to include the price classifications and minimum prices set forth in the schedule marked "Temporary Supplement R" annexed hereto and made a part hereof.

Dated: July 23, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-7077; Filed, July 24, 1942;
11:15 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order No. 149]

HANDKERCHIEF MFG. INDUSTRY

APPOINTMENT OF COMMITTEE

Appointment of Industry Committee No. 46 for the Handkerchief Manufacturing Industry.

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, William B. Grogan, Acting Administrator of the Wage and Hour Division, U. S. Department of Labor, do hereby appoint and convene for the Handkerchief Manufacturing Industry (as such industry is defined in paragraph 2) an industry