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NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
 Book 2: Titles 4-9, with index.
 Book 3: Titles 10-17, with index.
 Book 4: Titles 18-25, with index.

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(There may be included in such notice any additional information or advice the bank may deem desirable.)

(b) The bank shall furnish to the Corporation the following records and information:

(1) An affidavit of the mailing and an affidavit of the publication of the notice to depositors. The affidavit of mailing should be executed by the person mailing the notice and should state (i) the date of mailing, (ii) that it was mailed to each depositor at his last address of record as shown on the books of the bank and (iii) that a copy of the notice as mailed is attached.

(2) A certified copy of the resolutions pursuant to which the bank was placed in liquidation and/or any other document or instrument required by law to place the bank in liquidation.

(3) The bank shall continue to file certified statements and pay assessments thereon for the period its deposits are insured, as provided by the Federal Deposit Insurance Law: *Provided*, That after the bank shall have paid in full its deposit liabilities and the assessment to the Corporation required to be paid for the semiannual period in which its deposit liabilities are paid in full, and after it shall under applicable law have ceased to have authority to transact a banking business and to have existence except for the purpose of, and to the extent permitted by law for winding up its affairs, it shall not be required to file further certified statements nor to pay further assessments.

(4) When the deposit liabilities of the bank shall have been paid in full, the bank shall furnish to the Corporation an affidavit executed by two of its officers,

* See footnote 2.

which affidavit shall state the fact that the deposit liabilities have been paid in full and give the date of the final payment thereof.⁵

(5) Where the bank has unclaimed deposits the affidavit to be furnished pursuant to the preceding paragraph, shall further state the amount of such unclaimed deposits and the disposition made of the funds to be held to meet such claims. For assessment purposes, the following will be considered as payment of such unclaimed deposits, viz:

(i) The transfer of cash funds in an amount sufficient to pay such unclaimed and unpaid deposits to the public official authorized under the law to receive the same; or

(ii) If no provision is made by law for the transfer of funds to a public official, the transfer of cash funds or compensatory assets to an insured bank in an amount sufficient to pay the unclaimed and unpaid deposits in consideration of such insured bank assuming the payment thereof: *Provided*, That, prior to such transfer, the liquidating bank shall have given notice, as hereinafter provided, to the owners of the unclaimed deposits of the intended transfer and a reasonable time shall have elapsed after the giving of such notice to enable the depositors to obtain their deposits. Such notice shall be mailed to each depositor and shall be published in a local newspaper of general circulation. The notice shall advise such depositors of the liquidation of the bank; shall request them to call for and accept payment of their deposits; and shall state the disposition to be made of their deposits upon their failure to promptly claim the same.

If such unclaimed and unpaid deposits are disposed of as provided in (i) above, a certified copy of the public official's receipts issued for such funds shall be furnished to the Corporation. If such unclaimed and unpaid deposits are disposed of as provided in (ii) above, an affidavit of the publication and of the mailing of the notice to depositors, together with a copy of such notice, and a certified copy of the contract of assumption shall be furnished to the Corporation.

(6) The liquidating bank shall advise the Corporation of the date on which the authority or right of the bank to do a banking business shall have terminated and the method or means whereby such termination shall have been effected, that is, whether such termination has been effected by the surrender of its charter, by the cancellation of its authority or license to do a banking business by the supervisory authority, or otherwise.⁶

⁵ The issuance of a draft or officer's check does not constitute the discharge of a deposit liability or relieve the bank of assessment until such draft or other evidence of payment has been duly presented for payment and has been paid.

⁶ As the governing law of the various jurisdictions is not uniform in this respect, it is suggested that the applicable statute be consulted and that this Corporation be advised of the manner in which the termination or cancellation of such authority has been effected.

§ 309.2 *Steps to be taken and records to be furnished the Corporation by a member bank in liquidation (both State and national).* (a) Whenever a bank which is a member of the Federal Reserve System goes into liquidation and its insured status has not been terminated by the board⁷ and its deposit liabilities are not assumed by another insured bank, it shall notify its depositors of the date of the termination of its insured status.⁸ Such notice shall be given in the form prescribed in the preceding section and shall be given at the time and in the manner therein provided.

(b) The bank shall furnish to the Corporation the records and information mentioned in, and comply with the requirements of, paragraph (b) of the preceding section.

§ 309.3 *Steps to be taken and records to be furnished the Corporation where deposits are assumed by another insured bank.*⁹ (a) Whenever the deposit liabilities of an insured bank are assumed by another insured bank, the bank whose deposits are assumed or the assuming bank as its agent shall give notice to its depositors of such assumption. Such notice shall be (1) mailed to each depositor at his last address of record as shown upon the books of the bank; (2) published in not less than two issues of a local newspaper of general circulation, and (3) in form substantially as follows:

(Date)

NOTICE TO DEPOSITORS:
PLEASE BE ADVISED that the deposit liabilities shown on the books of the undersigned bank as of the close of business on -----, 19---- have been assumed by the -----
(Name of assuming bank)

(City or town) (State)

⁷ See footnote 1.

⁸ Said subsection (1) (2) provides, in part, as follows: "Whenever a member bank shall cease to be a member of the Federal Reserve System, its status as an insured bank shall, without notice or other action by the board of directors, terminate on the date the bank shall cease to be a member of the Federal Reserve System, with like effect as if its insured status had been terminated on said date by the board of directors after proceedings under paragraph (1) of this subsection." Section 10, subsection (c) of Regulation H of the Board of Governors of the Federal Reserve System provides, in part, as follows: "A bank's withdrawal from membership in the Federal Reserve System is effective on the date on which the Federal Reserve bank stock held by it is duly canceled."

⁹ Said subsection (1) (4) provides, in part, as follows: "Whenever the liabilities of an insured bank for deposits shall have been assumed by another insured bank or banks, the insured status of the bank whose liabilities are so assumed shall terminate on the date of receipt by the Corporation of satisfactory evidence of such assumption with like effect as if its insured status had been terminated on said date by the board of directors after proceedings under paragraph (1) of this subsection: *Provided*, That if the bank whose liabilities are so assumed gives to its depositors notice of such assumption within thirty days after such assumption takes effect by publication or by any reasonable means, in accordance with regulations to be prescribed by the board of directors, the

and that the status of the undersigned bank as an insured bank will therefore terminate as provided in section 12B (1) (4) of the Federal Reserve Act, as amended.

YOU ARE FURTHER ADVISED THAT -----
(Name of assuming bank) is an insured bank and that your deposits will continue to be insured by the Federal Deposit Insurance Corporation in the manner and to the extent provided in said Act.

-----¹⁰
(Name of bank)

(Address)

(There may be included in such notice any additional information or advice the bank may deem desirable.)

The bank shall furnish to the Corporation an affidavit of mailing and an affidavit of publication of the notice to depositors. The affidavit of mailing should be in the form prescribed in § 309.1 (b) (1).

(b) The liquidating bank shall continue to file certified statements and pay assessments thereon for the period its deposits are insured, as provided by the Federal Deposit Insurance Law: *Provided*, That if the liquidating bank, or the assuming bank as its agent, has given the requisite notice to the depositors of the assumption of the deposit liabilities within thirty days after such assumption takes effect, then the liquidating bank shall file a final certified statement, which statement shall be executed to reflect its average daily deposit liabilities for the semiannual period in which its deposit liabilities are assumed and shall pay to the Corporation the normal assessment thereon.¹¹

(c) The Corporation will consider receipt of the following as satisfactory evidence of such assumption:

(1) A certified copy of the resolution (i) duly authorizing the bank's officers to enter into a contract for the sale of the bank's assets to another insured bank upon the consideration of the assumption by it of the deposit liabilities, and (ii) duly placing the bank in liquidation.

(2) A certified copy of the assumption agreement, provided it contains an express undertaking by an insured bank to pay the deposit liabilities of the bank going into liquidation.

(d) The bank shall furnish to the Corporation the information called for in paragraph (b) (6) of § 309.1.

Adopted March 17, 1944.

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION,
By E. F. DOWNNEY,
Secretary.

[F. R. Doc. 44-6563; Filed, May 8, 1944; 3:12 p. m.]

insurance of its deposits shall terminate at the end of six months from the date such assumption takes effect, and such bank shall thereupon be relieved of all future obligations to the Corporation, including the obligation to pay future assessments.¹²

¹¹ If this notice is given by the assuming bank as agent for the liquidating bank, it may add its own name, designating itself as agent.

¹² See § 302.3 of this chapter.

TITLE 14—CIVIL AVIATION

Chapter II—Office of the Administrator of Civil Aeronautics, Department of Commerce

[Amdt. 45]

PART 600—DESIGNATION OF CIVIL AIRWAYS
SAN ANTONIO, TEX., TO BIG SPRING, TEX.

MAY 1, 1944.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the regulations of the Administrator of Civil Aeronautics as follows:

1. By adding a new § 600.10329 *Blue civil airway No. 30 (San Antonio, Tex., to Big Spring, Tex., to read as follows:*

§ 600.10329 *Blue civil airway No. 30 (San Antonio, Tex., to Big Spring, Tex.)* From the San Antonio, Tex., (Alamo) radio range station via the intersection of the center lines of the on course signals of the west leg of the San Antonio, Tex., (Alamo) radio range and the northwest leg of the San Antonio, Tex., (Kelly) radio range; the intersection of the center lines of the on course signals of the northwest leg of the San Antonio, Tex., (Kelly) radio range and the southeast leg of the San Angelo, Tex., radio range and the San Angelo, Tex., radio range station to the intersection of the center lines of the on course signals of the northwest leg of the San Angelo, Tex., radio range and the east leg of the Big Spring, Tex., radio range.

This amendment shall become effective 0001 e. w. t. May 5, 1944.

C. I. STANTON,
Administrator.

[F. R. Doc. 44-6579; Filed, May 9, 1944;
10:05 a. m.]

[Amdt. 68]

PART 601—DESIGNATION OF CERTAIN CONTROL AIRPORTS

MELBOURNE NAVAL AIR STATION, FLA.

APRIL 25, 1944.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and § 60.21 of the Civil Air Regulations, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

By amending section 601.3 so as to include in the proper alphabetical order the designation of the following airport as a control airport:

City: Melbourne, Fla.----- Melbourne Naval Air Station

This amendment shall become effective 0001 e. w. t., April 30, 1944.

C. I. STANTON,
Administrator.

[F. R. Doc. 44-6580; Filed, May 9, 1944;
10:05 a. m.]

[Amdt. 69]

PART 601—DESIGNATION OF CERTAIN CONTROL AIRPORTS

SAN FRANCISCO, CALIF., TO NEW YORK, N. Y.,
RADIO FIX

APRIL 25, 1944.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

By striking in § 601.4003 *Green civil airway No. 3 (San Francisco, Calif. to New York, N. Y.)* the following: "the intersection of the center lines of the on course signals of the north leg of the Burlington, Iowa radio range and the west leg of the Moline, Ill., radio range;" and substituting in lieu thereof the following: "Iowa City, Iowa, radio marker station."

This amendment shall become effective 0001 e. w. t. May 1, 1944.

C. I. STANTON,
Administrator.

[F. R. Doc. 44-6581; Filed, May 9, 1944;
10:05 a. m.]

[Amdt. 70]

PART 601—DESIGNATION OF CERTAIN CONTROL AIRPORTS

PUEBLO, COLO., MUNICIPAL AIRPORT

APRIL 25, 1944.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and § 60.21 of the Civil Air Regulations, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

By amending § 601.3 so as to include in the proper alphabetical order the designation of the following airport as a control airport:

City: Pueblo, Colorado----- Municipal Airport

This amendment shall become effective 0001 e. w. t., April 30, 1944.

C. I. STANTON,
Administrator.

[F. R. Doc. 44-6582; Filed, May 9, 1944;
10:05 a. m.]

[Amdt. 71]

PART 601—DESIGNATION OF CERTAIN CONTROL AIRPORTS

SAN ANTONIO, TEX., TO BIG SPRING, TEX.;
RADIO FIX

MAY 1, 1944.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the regulations of the Ad-

ministrator of Civil Aeronautics as follows:

1. By adding a new § 601.40330 *Blue civil airway No. 30 (San Antonio, Tex., to Big Spring, Tex.)* to read as follows:

§ 601.40330 *Blue civil airway No. 30 (San Antonio, Tex., to Big Spring, Tex.)* The intersection of the center lines of the on course signals of the west leg of the San Antonio, Tex., (Alamo) radio range and the northwest leg of the San Antonio, Tex., (Kelly) radio range; the San Angelo, Tex., radio range station.

This amendment shall become effective 0001 e. w. t., May 5, 1944.

C. I. STANTON,
Administrator.

[F. R. Doc. 44-6583; Filed, May 9, 1944;
10:05 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs

Subchapter L—Irrigation Projects, Operation and Maintenance

PART 130—ORDER FIXING OPERATION AND MAINTENANCE CHARGES

COLVILLE INDIAN IRRIGATION PROJECT, WASH.

The first sentence of the second paragraph of § 130.9 of Part 130, Title 25, as amended by the Assistant Secretary of the Interior on April 13, 1942 (7 F.R. 3025), is hereby further amended as follows:

§ 130.9 *Charges.* * * *

The per acre per annum rates for the following units are: Nespelem Unit \$1.75; Little Nespelem Unit \$1.75; Hall Creek-Twin Lakes Unit \$2.

(38 Stat. 583, 45 Stat. 210; 25 U.S.C. 385, 387) [Regs., Asst. Sec. Int., April 13, 1942, 7 F.R. 3025, as amended Asst. Sec. Int., April 24, 1944]

OSCAR L. CHAPMAN,
Assistant Secretary.

APRIL 24, 1944.

[F. R. Doc. 44-6575; Filed, May 9, 1944;
10:04 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Foreign Economic Administration

Subchapter B—Export Control

[Amdt. 168]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

In the column headed "General License Group" the group and country designations assigned to the commodities listed below, at every place where said commodities appear in said section, are hereby amended to read as follows:

Commodity and Department of
Commerce No.:
Wheat flour, wholly of U. S. wheat,
1073.00 ----- V
Wheat flour, other, 1074.00 ----- V

General
license
group

Shipments of the above commodities which are on dock, on lighter, laden aboard the exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment, may be exported under the previous general license provisions. Shipments moving to a vessel subsequent to the effective date of this amendment pursuant to Office of Defense Transportation permits issued prior to such date may also be exported under the previous general license provisions. This amendment shall be effective May 1, 1944.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 238, 77th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: May 3, 1944.

S. H. LEBENSBURGER,
Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 44-6600; Filed, May 9, 1944;
10:59 a. m.]

[Amdt. 167]

PART 802—GENERAL LICENSES

EXPORT OF JUTE BAGS TO CUBA AND
DOMINICAN REPUBLIC

Part 802, General Licenses, is hereby amended by adding thereto § 802.28 as follows:

§ 802.28 *General license "GJB"*. A general license designated "GJB" is hereby granted authorizing the exportation to Cuba and the Dominican Republic of jute bags, purchased from the United States Commercial Company or Defense Supplies Corporation: *Provided*, That a certification in the following form is endorsed on each Shipper's Export Declaration filed with the United States Collector of Customs for each shipment made under this general license:

I hereby certify that the jute bags in this shipment were purchased from the United States Commercial Company, or Defense Supplies Corporation (state which) under contract No. ----- and are being exported in accordance with the provisions of general license "GJB".

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation

of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: May 3, 1944.

S. H. LEBENSBURGER,
Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 44-6599; Filed, May 9, 1944;
11:00 a. m.]

[Amdt. 169]

PART 802—GENERAL LICENSES

GIFTS TO PRISONERS OF WAR AND INTERNEES

Subparagraph (8) of paragraph (a) of § 802.16 *General license, gifts to prisoners of war and internees* is hereby amended by revising the commodity description of "Tea * * *" under the heading "Food Items" to read as follows:

Tea—bulk, (loose) in bags or cardboard boxes—not in excess of one-half (½) pound.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 238, 77th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: May 3, 1944.

S. H. LEBENSBURGER,
Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 44-6601; Filed, May 9, 1944;
10:59 a. m.]

[Amdt. 170]

PART 804—INDIVIDUAL LICENSES

APPLICATIONS TO EXPORT CERTAIN
COMMODITIES

Section 804.7 *Special provisions concerning applications to export certain commodities* is hereby amended by deleting therefrom paragraph (g) *Rubber and rubber manufactures*.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 238, 77th Cong.; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: May 3, 1944.

S. H. LEBENSBURGER,
Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 44-6602; Filed, May 9, 1944;
10:59 a. m.]

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3668, 3698; Fri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 3290—TEXTILE, CLOTHING AND
LEATHER¹

[Conservation Order M-70, as Amended
May 9, 1944]

JUTE AND JUTE PRODUCTS

§ 3290.271¹ *Conservation Order M-70—(a) Control and allocation.* No processor shall make or accept delivery of, or use or put into process raw or scrap jute, jute products or scrap jute manufactured products in violation of directions of the War Production Board issued pursuant to this paragraph. The War Production Board may from time to time allocate the supply of raw and scrap jute, jute products and scrap jute manufactured products, and specifically direct the time, manner and quantities in which deliveries to or by particular processors shall be made or withheld. It may also direct or prohibit particular uses of raw and scrap jute, jute products and scrap jute manufactured products.

(b) *Restrictions on processing, sale and use.* (i) No person shall use or put into process any raw jute, except for the manufacture of the products listed in List A.

(ii) No person shall use any product listed in List A, except for the uses there specified.

(iii) No person shall use any imported jute product listed in List C, except for the uses there specified.

(iv) Where restrictions on sale are listed in List A or C, no person shall sell any product covered by such restrictions, except in conformity with those restrictions.

NOTE: Subparagraphs (2) and (3), formerly (3) and (4), redesignated May 9, 1944.

(2) No processor shall put into process in any calendar month more raw jute than is necessary to meet his required deliveries of jute products and to maintain a practicable minimum working inventory. The term "practicable minimum working inventory" is to be strictly construed as meaning the minimum inventory which will permit of economical operation of plant and will depend, in each case, upon the practicability of changing a spinning system from the manufacture of one product to another.

¹ Formerly Part 1051, § 1051.1.

(3) Whether he uses jute or any other fiber, no person shall use any soft fiber carding, drawing, roving or spinning machinery in the manufacture of any products other than products specifically permitted in this order, or in any other conservation order of the War Production Board specifically regulating the end uses for which fiber may be processed. This subparagraph does not apply to machinery normally used for processing scrap jute.

(c) Restrictions on delivery. No person shall sell or deliver any product controlled by this order if he knows or has reason to believe that the person who is buying or accepting delivery of the product will use it in a manner which this order, including Lists A and C, does not permit. He should satisfy himself as to this in some reasonable manner before making delivery. He may, but need not, require a statement in writing showing the specific purpose or use for which the item is ordered.

(d) Importations. The importation of jute and jute products shall be made in conformity with the provisions of General Imports Order M-63, as amended from time to time.

(e) Restrictions on the use of damaged jute and damaged jute products. Any processor, person or dealer who has in his possession damaged jute defined in paragraph (f) (13), or jute products defined in paragraph (f) (3) that are damaged, shall report to the War Production Board the nature of the damage and the quantity not suitable for the manufacture of the products, or for the end uses, permitted by this order. The report shall be by letter setting forth all pertinent facts, including a statement of the portion of each bale or package actually damaged. After making that report and receiving from the War Production Board an acknowledgement which does not object to his claim of damage, he may then use or dispose of the portion of each bale or package, actually damaged and so reported, free from the restrictions of this order excepting the restrictions in paragraph (b) (3).

NOTE: Paragraphs (a) through (e), formerly (b) through (f), and paragraph (f), formerly (a), redesignated May 9, 1944.

(f) Definitions. For the purposes of this order:

(1) "Raw jute" means unprocessed jute, including butts, meshita, urena lobata of all grades (commonly called congo jute) and punga.

(2) "Scrap jute" means the material commonly called scrap jute, including millrun bagging, and sugar cloth; and burlap, excepting roofing bagging, which has been used as a container or cover, but which cannot be reclaimed for use as a container or cover by mending or other means.

(3) "Jute product" means any product processed from raw jute, either alone or in combination with other material, including but not limited to yarn, roving, rope, twine, scrim, webbing, brattice cloth, linoleum burlap, woven jute fabric, imported jute bags, sacking cloth, interlinings, and new or re woven bale covering containing raw jute for covering raw cotton. The term shall not include burlap as defined in Conservation Order M-47, as amended, or sugar sacking for sugar areas in the Western Hemisphere.

(4) "Scrap jute manufactured product" means any end product manufactured from scrap jute either alone or in combination with other material including, but not limited to, new or re woven jute bale covering for covering raw cotton, carded or garnetted jute felt or jute sliver, oakum and twisted jute packing and punched jute felts.

(5) "Domestic jute product" means any jute product processed in the continental United States.

(6) "Imported jute product" means any jute product, excepting burlap, as defined in Order M-47, imported into the continental United States in the processed form.

(7) "Woven jute fabric" means fabric woven from jute and weighing not more than 6 ounces per yard, basis forty inches wide, excepting scrim.

(8) "Scrim" means a woven fabric composed of single yarns, not exceeding 10 threads per inch, counting the warp and filling, and weighing not more than 3.6 ounces per yard, basis forty inches wide.

(9) "Webbing" means a woven fabric, with fast edges, not exceeding 12 inches in width.

(10) "Processor", as applied to raw jute, means any person who puts into process in the continental United States raw jute, by performing any operation up to or through the manufacture of roving or yarn; as applied to scrap jute, it means any person who puts into process in the continental United States scrap jute for any purpose.

(11) "Put into process", as applied to raw jute, means placing it upon a processing machine; as applied to scrap jute, it means reclamation either by mending,

by converting into fiber, or by placing scrap jute or the fiber resulting from such conversion upon a processing machine.

(12) "Dealer" means any person who purchases jute or jute products for resale but does not include a person who sells only at retail.

(13) "Damaged jute" means jute that has been rejected by Defense Supplies Corporation, or jute upon which an adjustment has been made by an insurance adjuster as a result of any kind of damage making a given bale or bales unsuitable, wholly or in part, for use in the manufacture of products permitted by this order.

(14) "Continental United States" means the forty-eight states and the District of Columbia.

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

(h) Reports. Each person classified below must within the period specified in the reporting form, file with the War Production Board each form applicable to his operations, giving the information required, as follows:

Who shall file	Form number
A person in the business of receiving, processing, owning or controlling raw jute.	WPB-914 (Formerly PD-469); WPB-2901, Part III.
A person in the business of processing scrap jute.	WPB-3713.

(i) Communications to the War Production Board. All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Textile, Clothing and Leather Division, Washington 25, D. C., Reference M-70.

(j) Appeals. Any appeal from the provisions of this order shall be made by filing a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

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

trol and may be deprived of priorities assistance.

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

Issued this 9th day of May 1944.

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

LIST A

(1) Single or plied yarn or roving for use in, or as:

(i) Fuses.

(ii) Electric cable or electric appliances, whether such yarn or roving is treated or untreated.

(iii) Packing material, braided or twisted, to fill orders bearing a preference rating of AA-5 or higher.

(iv) New or re woven bale covering for covering raw cotton: *Provided, however,* That no raw jute except butts shall be used in the manufacture of such roving or yarn.

(v) Jute centers for wire rope and wire cable.

(vi) Webbing, to fill orders bearing a preference rating of AA-5 or higher.

(vii) Webbing, for purposes other than those specified in subparagraph (i) (vi) of this List A in an amount in any calendar month not in excess of 20% of his average monthly shipments during the calendar year 1941.

(viii) Twine or rope, for any purpose not prohibited by any conservation order of the War Production Board.

(2) Single yarn or scrim for use in reinforced paper.

(3) Oakum or twisted jute packing rope, *Provided, however,* That no raw jute except butts shall be used.

(4) Carded jute or jute sliver for use in insulating material, *Provided, however,* That no raw jute except butts shall be used in the manufacture of such carded jute or jute sliver.

(5) Any other products not specifically elsewhere provided for in this order to fill orders of and to the extent approved under the specifications of the Army or Navy of the United States, the Maritime Commission or the War Shipping Administration.

LIST B: Deleted May 9, 1944.

LIST C

(1) Brattice cloth, treated or untreated, for use in the control of air flow in mines.

(2) Bale covering, for covering raw cotton.

(3) Scrim, for the manufacture of reinforced paper.

(4) Linoleum burlap, for supplying to or for physical incorporation into products to fill orders for the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration, but only to the extent that the use of such linoleum burlap is specifically required by the terms of the prime contract involved, or to accumulate stocks of linoleum, within the limits permitted by § 944.14 of Priorities Regulation No. 1 for sale exclusively to any of the agencies mentioned herein.

(5) Woven jute fabric, to fill orders bearing a preference rating of AA-5 or higher.

(6) Webbing, to fill orders bearing a preference rating of AA-5 or higher.

(7) Webbing, for purposes other than those specified in paragraph (6) of this List C, in an amount in any calendar month not in excess of 20% of his average monthly sales or use during the calendar year 1941.

(8) Jute bags for purposes permitted under Conservation Order M-221, as it may be amended from time to time.

(9) Single or plied jute yarn or roving for use in manufacture of rope.

[F. R. Doc. 44-6609; Filed, May 9, 1944; 11:23 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER¹

[Limitation Order L-95, as Amended May 9, 1944]

SANITARY NAPKINS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of cotton gauze and wood cellulose 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:

§ 3290.111¹ *Limitation Order L-95—*
(a) *Definitions.* For the purposes of this order:

(1) "Sanitary napkin" means any napkin manufactured and sold for consumer use but not including so called hospital type napkins sold in bulk for hospital use.

(2) "Gauze wrapper" means any woven sanitary napkin cover which wraps around the filler.

(3) "Knitted wrapper" means any sanitary napkin cover which is knitted in seamless circular form.

(4) "Cellulose filler" means any sanitary napkin filler made principally of wood cellulose either in layer or shredded form.

(5) "Cotton filler" means any sanitary napkin filler made entirely of cotton material.

(b) *General restrictions.* (1) After 20 days from April 9, 1942, no person shall manufacture any sanitary napkin with a gauze wrapper or knitted wrapper of a length greater than 19 inches.

(2) After 60 days from April 9, 1942, no person shall manufacture:

(i) Any sanitary napkin of a size other than super, of the cellulose filler type, with a gauze wrapper of a width greater than 8¾ inches;

(ii) Any sanitary napkin of a size other than super, of the cotton filler type, with a gauze wrapper of a width greater than 9 inches;

(iii) Any sanitary napkin of super size, of either the cellulose filler or cotton filler type, with a gauze wrapper of a width greater than 9¾ inches;

¹ Formerly Part 1185, § 1185.1.

(iv) Any sanitary napkin with a gauze wrapper having more than 18 warp threads per inch or more than 14 filling threads per inch.

(3) No person shall manufacture during any calendar year more sanitary napkins of super or large size, by percentage of total production, than he manufactured in 1940.

(c) *Restrictions on the packaging of sanitary napkins.* On and after July 21, 1943, any person packaging sanitary napkins for shipment and sale shall compress them into the smallest practicable container, but in no instance shall the dimensions of the container provide a space of more than 13.75 cubic inches for each sanitary napkin packed therein.

(d) *Avoidance of excessive inventories.* No producer of sanitary napkins shall accumulate for use in the manufacture of such sanitary napkins inventories of raw materials, semi-processed materials or finished parts in quantities in excess of the minimum amount necessary to maintain production of sanitary napkins in the quantities permitted by this order.

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

(f) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, production and sales.

(g) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(h) *Reports.* Every person manufacturing sanitary napkins shall, within thirty days from April 9, 1942, report by letter the following data: (1) his production of sanitary napkins of super or large size, by aggregate number of units, in 1940; (2) his production of sanitary napkins of all sizes, including super, by aggregate number of units, in 1940. All persons affected by this order shall execute and file with the War Production Board such other reports and questionnaires as said Board shall from time to time prescribe.

(i) *Violations.* Any person who willfully violates any provision of this order, or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this order, may be prohibited from receiving further deliveries of any material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (a) of the Criminal Code (18 U.S.C. 80).

(j) *Appeal.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship upon him, may appeal to the War Production Board, setting forth the pertinent facts and the reasons such person considers that he is entitled to relief. The War Production Board may thereupon take such action as it deems appropriate.

(k) *Communications.* All reports required to be filed hereunder, or communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C. (Ref: L-95).

Issued this 9th day of May 1944.

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

[F. R. Doc. 44-6612; Filed, May 9, 1944;
11:24 a. m.]

PART 3290—TEXTILE, CLOTHING AND
LEATHER

[Conservation Order M-328B]

SPECIAL PROGRAMS: TEXTILE, CLOTHING AND
RELATED PRODUCTS

The fulfillment of requirements for the defense of the United States has created shortages in the supplies of textiles, clothing, leather and related products 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.

§ 3290.120 *Conservation Order M-328B*—(a) *Definitions.* "Special program" means a program approved by the War Production Board for the production with priority assistance and for distribution of any item on Schedule A.

"Priority assistance" includes preference ratings, allocations and directions.

(b) *Applications to participate in special programs.* Any person proposing to manufacture an item on a special program may apply for the priority assistance applicable to that program on the form and within the time stated, all as specified for the item on Schedule A.

(c) *Priority assistance.* The War Production Board may assign ratings, make allocations or issue specific directions to carry out special programs, subject to such terms and conditions as may be specified. Directions issued under paragraph (c) of General Conservation Order M-328 may be made applicable to such program.

(d) *Rules applicable to granting assistance.* So far as practicable, the following rules shall apply in granting priority assistance:

(1) Applications will be granted with respect to a particular item on Sched-

ule A only to persons who were regularly engaged in the production of the item in the year 1943, if the applications from such persons are sufficient to carry out the program.

(2) If the applications exceed the quantity of production of a particular item required by the program, the grants of priority assistance will conform as near as may be to the production of the item by the applicant in the year 1943.

(3) When it appears that the requirements for a particular item can be met without priority assistance, all applications for the item under the special program may be denied.

(4) When the applications are insufficient to meet requirements, the applications generally will be granted in full and the War Production Board may issue orders to obtain additional production.

(5) The application of any person who in the past has failed to fulfill his portion of any special program may be denied.

(6) Other rules may be specified with respect to a particular program in Schedule A. If the rules set forth in Schedule A differ from the above, the provisions of the schedule shall govern.

(e) *Directions.* The War Production Board must be able to rely on the actual production of the items for which applications are made and granted. Therefore, persons to whom priority assistance is granted will be directed to produce specific quantities of the item under the special program. These directions may include a requirement to produce more of the item than the amount for which priority assistance is requested or granted. They may require that the applicant report in writing monthly to the War Production Board the quantities of material covered by the special program for which orders have been placed and accepted, the names and addresses of the suppliers with whom the orders were placed, the date of delivery promised by the suppliers, and any factors which might prevent the applicant from carrying out the directions on schedule, and such other data as may be covered in the direction.

All data requested in the directions shall be subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(f) *Equitable distribution.* Every applicant who is granted priority assistance under special program must to the extent of at least 75% of his production of the item fill orders for the item that are placed with him by persons who purchased from him during the year 1943. Each person who purchased from him in 1943 shall be entitled to have his orders filled for a pro rata share of this production based on his 1943 purchases from the applicant. Further specific directions may be issued as to the distribution of items.

The above provisions are in addition to the provisions of paragraph (d) of General Conservation Order M-328.

(g) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, and General Conservation Order M-328, as amended from time to time.

(h) *Appeals.* Any appeal from the provisions of this order or of any direction issued under it shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal. Any person who receives a direction to produce an item on Schedule A without his having made an application to participate in a special program and who claims that the direction would require him to produce items which he could not sell in the normal course of his business, may appeal for relief from the direction.

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

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C., Reference: M-328B.

Issued this 9th day of May 1944.

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

[F. R. Doc. 44-6607; Filed, May 9, 1944;
11:22 a. m.]

PART 3290—TEXTILE, CLOTHING AND
LEATHER

[Conservation Order M-328B, Schedule A]

§ 3290.120a *Conservation Order M-328B, Schedule A.* The following Schedule A is issued pursuant to Conservation Order M-328B.

Application forms can be obtained at nearest field office or from the War Production Board—Clothing, Knit Goods and Equipage Division, Washington 25, D. C. All applications must be mailed to War Production Board—Clothing, Knit Goods and Equipage Division, Washington 25, D. C., not later than the date specified.

CHILDREN'S SNOW SUITS PLAN No. 1

CHILDREN'S WOOL AND PART WOOL SNOW SUITS, SKI SUITS, AND LEGGINGS SETS

Item No.	Item	Sizes	
1	Snow or ski suits—Toddlers'	1 to 4 years	Application Form WPB-3001. Filing date—April 15, 1944.
2	Snow or ski suits—Children's.	2 to 6 years or 3 to 8	
3	Snow or ski suits	7 to 14 years	These items are required to be produced during the period May 1 to October 15, 1944.
4	Legging sets or coat and ski pants sets—Toddlers'	1 to 4 years	
5	Legging sets or coat and ski pants sets.	2 to 6 years or 3 to 8	Applications heretofore filed may be withdrawn by applicant before May 15, 1944.
6	Legging sets or coat and ski pants sets.	7 to 14 years	
7	Separate ski pants—Children's.	2 to 6 years or 3 to 8	
8	Separate ski pants	7 to 14 years	

65% of requirements are in manufacturers' price ranges—\$3.75 or lower for suits, and \$3.25 or lower for separate pants.

Materials for which priorities assistance will be given:

Body cloth: Meltons or Fleeces (wool or part wool; no others). Linings: rayon, kasha, wool. Interlinings: cotton. Wristlets and Anklets: Cotton.

Manufacturers will be required to place their orders for materials not later than May 25, 1944, for equal monthly deliveries during June, July, August and September, 1944.

Rules applicable to granting assistance:

1. Applications will be granted only to persons who were regularly engaged in the production of the items in 1942 or 1943, if the applications from such persons are sufficient to carry out the program.

2. If the applications exceed the quantity of production of a particular item required, grants of priority assistance will be made on the basis of the percentage of applications needed to fill the requirements.

3. Applications to produce suits in manufacturer's price ranges higher than \$12.75, and separate pants in manufacturer's price ranges higher than \$4.50 will be denied.

4. Applications that do not contain all the information requested may be denied.

Manufacturers of wristlets and anklets may apply on Form WPB-2843 for priority assistance to obtain cotton yarn to make wristlets and anklets to fill rated orders received by them from persons to whom assistance has been granted under the above program.

CHILDREN'S APPAREL PLAN No. 2

Item No.	Item	Size range	Minimum yards per dozen required	Price ranges up to and including
1	Creepers, rompers, crawlers	6 mos.-2 yrs.	11	\$3.50
	<i>Flannelette nightwear</i>			
2	Two-piece button-on pajamas with feet	1 to 4	17	0.00
3	Two-piece button-on pajamas with extra pants	1 to 4	25	10.00
4	Gowns	1 to 3	12	4.00
5	One-piece pajamas with feet	2 to 8	18	0.00
6	One-piece pajamas without feet	2 to 8	17	8.00
7	Two-piece jacket type pajamas	3 to 8	25	10.00
8	Gowns	2 to 8	16	7.00
9	Jacket type pajamas	8 to 10	32	12.00
10	Gowns	8 to 10	23	10.00
11	Infants' gowns	Infants	8	4.00
12	Infants' kimonos	Infants	8	4.00
13	Infants' gertrudes	Infants	6	3.75
	<i>Plisse crepe nightwear</i>			
14	Two-piece button-on pajamas	1 to 3	22	10.00
15	Gowns	1 to 3	14	6.00
16	One-piece pajamas	2 to 8	19	8.00
17	Jacket type pajamas	3 to 8	23	10.00
18	Gowns	2 to 8	17	7.00
19	Jacket type pajamas	8 to 10	35	13.00
20	Gowns	8 to 10	31	12.00
21	Kimonos	Infants	10	4.00
22	Gowns	Infants	10	4.00
23	Gertrudes	Infants	7 1/2	4.00
24	Infants' dresses	0 to 1 yr.	10	0.75
25	Toddlers' dresses	1 to 3	12	10.00
26	Children's dresses	3 to 6	18	10.00
27	Overalls and coveralls	1 to 4	10 1/2	0.00
28	Overalls and coveralls	1 to 4	10 1/2	10.00
29	Overalls and coveralls	2 to 8	12 1/2	0.00
30	Overalls and coveralls	2 to 8	12 1/2	10.00
31	Children's sun suits	1 to 6	8	8.00
32	Boys' wash suits, toddlers'	1 to 4	13	0.25
33	Boys' wash suits, juvenile	2 to 6	13 1/2	0.25
34	Underwear, girls' panties	2 to 12	5 1/2	3.75
35	Slips, toddlers	1 to 3	3 1/2	3.75
36	Slips, girls' (gertrude type)	2 to 14	10	0.75
37	Slips, girls' (shoulder strap)	10 to 10	16	8.75
38	Girls' blouses	1 to 6	8	8.00
39	Girls' blouses	7 to 14	13 1/2	0.75
40	Boys' shirts and blouses	1 to 6	8 1/2	7.00
41	Boys' shirts and blouses	3 to 10	13	8.00
42	Boys' shirts, neck-band sizes	11 to 14 1/2	23	10.00
43	Boys' pants, short	4 to 10	12	10.00
44	Boys' pants, long	4 to 18	18	13.00
45	Boys' underwear, shorts	6 to 10	6 1/2	8.25

Materials Minimum Constructions Allowed

- Item No.
1. Carded broadcloth 100 x 60—Carded poplin 100 x 44
 2. Flannelette
 3. Flannelette
 4. Flannelette
 5. Flannelette
 6. Flannelette
 7. Flannelette
 8. Flannelette
 9. Flannelette
 10. Flannelette
 11. Flannelette
 12. Flannelette
 13. Flannelette
 14. Plisse crepe yardage based on 23 in. width material
 15. Plisse crepe
 16. Plisse crepe
 17. Plisse crepe
 18. Plisse crepe
 19. Plisse crepe
 20. Plisse crepe
 21. Plisse crepe
 22. Plisse crepe
 23. Plisse crepe
 24. Carded broadcloth 100 x 60—Carded poplin 100 x 44—Combed sheer goods
 25. Carded broadcloth 80 x 60—Carded poplin 100 x 44—Print cloth 68 x 64
 26. Carded broadcloth 80 x 60—Carded poplin 100 x 44—Print cloth 68 x 64
 27. Sport denim 36 in. Suiting
 28. Twills and drills
 29. Sport denim 36 in. Suiting
 30. Twills and drills
 31. Carded broadcloth 100 x 60—Carded poplin 100 x 44
 32. Carded broadcloth 112 x 56 Slub—Carded poplin 100 x 44
 33. Carded broadcloth 112 x 56 Slub—Carded poplin 100 x 44
 34. Carded broadcloth 80 x 60—Combed sheers
 35. Carded broadcloth 80 x 60—Combed sheers
 36. Carded broadcloth 80 x 60—Combed sheers
 37. Carded broadcloth 80 x 60—Combed sheers
 38. Carded broadcloth 100 x 60—Carded poplin 100 x 44—Dimities
 39. Carded broadcloth 100 x 60—Carded poplin 100 x 44—Dimities
 40. Carded broadcloth 80 x 60—Print cloth 68 x 64—Carded poplin 100 x 44
 41. Carded broadcloth 80 x 60—Print cloth 68 x 64—Carded poplin 100 x 44
 42. Carded broadcloth 80 x 60—Print cloth 68 x 64—Carded poplin 100 x 44
 43. Twills and drills
 44. Twills and drills
 45. Carded broadcloth 80 x 60—Print 6 1/2 x 56 Application Form WPB 3488.

Filing date May 25, 1944.

These items are required to be produced during June, July and August, 1944.

Priorities assistance will be given only for materials specified above, with respect to each item.

Manufacturers will be required to present their orders for materials not later than June 24, 1944.

Applicants should base their estimated production on their present labor and machinery.

Rules applicable to granting assistance: If the applications exceed the quantity of production of a particular item required, grants of priority assistance will be made on the basis of the percentage of applications needed to fill the requirements.

Applications that are not completely and accurately filled out may be denied.

Issued this 9th day of May 1944.

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

PART 3293—CHEMICALS

[Conservation Order M-131, as Amended
May 9, 1944]

CINCHONA BARK AND CINCHONA ALKALOIDS

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

§ 3293.131 (Conservation Order M-131)—(a) *Definitions.* For the purposes of this order:

(1) "Cinchona alkaloids" means any of the alkaloids or their salts obtained from cinchona bark whether alone or in combination with other alkaloids from cinchona bark, including, but not limited to quinine, totaquine, cinchonine, cinchonidine, quinidine, quinine sulfate, etc., and such alkaloids in standard dosage forms (pills, tablets, capsules, ampoules, etc.) or totaquine in packages of one-half ounce or less.

(2) "Quinine" means quinine alkaloid obtained from cinchona bark and its salts and derivatives.

(3) "Cinchonine" means cinchonine alkaloid obtained from cinchona bark, and its salts and derivatives.

(4) "Cinchonidine" means cinchonidine alkaloid obtained from cinchona bark, and its salts and derivatives.

(5) "Quinidine" means quinidine alkaloid obtained from cinchona bark, and its salts and derivatives.

(6) "Totaquine" means a mixture of alkaloids obtained from cinchona bark.

(7) "Cinchona bark" (also known as Calisaya, Peruvian or Jesuit's bark) means the bark obtained from *Cinchona succirubra* P. et K., *C. Calisaya* W., *C. Ledgeriana* M. et T. and from its hybrids.

(8) "Anti-malarial agent" means any product or material which according to modern medical opinion is recognized as a specific for suppression, alleviation or cure of malarial infections.

(9) "Producer" means any person who produces or imports cinchona bark or cinchona alkaloids or has cinchona alkaloids produced for him pursuant to toll agreement.

(10) "Distributor" means any person who buys cinchona alkaloids for resale without further processing.

(11) "Supplier" means a producer or distributor.

(b) *Restrictions on deliveries and use.* No person other than Defense Supplies Corporation or any other corporation organized under section 5 (d) of the RFC Act, as amended, or any duly authorized agent of such corporation, shall deliver, accept delivery of, or use cinchona bark or cinchona alkaloids unless specifically authorized by War Production Board, on Forms WPB 2945 or WPB 2946, whichever is appropriate. However, the U. S. Army, Navy, the U. S. Maritime Commission and War Shipping Administration need not apply for authorization to accept delivery of and use cinchona bark or cinchona alkaloids, but their supplier must list the proposed deliveries, and contract numbers on his application Form WPB

2946, and such supplier shall not make delivery until authorized by War Production Board. Such authorization will also constitute authorization to those services and agencies named to accept delivery of and to use the cinchona bark or cinchona alkaloids.

(c) *Exceptions to restrictions on delivery and use.* Nothing contained in this order shall prohibit the following transactions:

(1) *Deliveries of uncompounded cinchona alkaloids under toll agreement.* Any person may, without authorization from War Production Board, accept delivery of cinchona alkaloids pursuant to toll agreement for the purpose of compounding into standard dosage forms, and thereafter redeliver the same to the owner thereof, provided the person making the delivery in the first instance has received specific authorization to use the cinchona alkaloids and retains title to such cinchona alkaloids and to the products made therefrom.

(2) *Small deliveries of cinchona alkaloids.* Any person may, without authorization from War Production Board, accept small deliveries of cinchona alkaloids for the purpose of resale to licensed physicians, veterinarians or to ultimate consumers, or for the purpose of compounding into dosage form and thereafter reselling the same in such form, provided that small deliveries do not exceed in any calendar month:

(i) 8 ounces of totaquine (uncompounded), 4 ounces of cinchonine or its salts in the aggregate (uncompounded), 4 ounces of cinchonidine or its salts in the aggregate (uncompounded), 4 ounces of quinine or its salts in the aggregate (uncompounded).

(ii) 2 ounces of quinidine or its salts in the aggregate (whether compounded or in standard dosage form), unless acceptance of delivery of this amount; taken together with such person's stock of quinidine on hand on the delivery date exceeds 4 ounces of quinidine or its equivalent in standard dosage form.

No authorization from War Production Board is required for the compounding of such cinchona alkaloids or for any subsequent delivery, acceptance of delivery, or use of such cinchona alkaloids, whether in compounded form or otherwise. However, the appropriate certification referred to in paragraph (d) of this order is required for all small deliveries unless the small delivery is made to an ultimate consumer. Deliveries of quinidine to an ultimate consumer may only be made upon a physician's prescription as explained in paragraph (e) of this order.

(3) *Deliveries of totaquine, quinine, cinchonine and cinchonidine in standard dosage forms.* Any person may, without authorization from the War Production Board, accept deliveries of totaquine in packages of one-half ounce or less, or quinine, cinchonine or cinchonidine in standard dosage forms. No authorization from War Production Board is required for any subsequent delivery, acceptance of delivery or use of such cinchona alkaloids. However, the certification referred to in paragraph (d) of this order is required for all such de-

liveries in standard dosage forms, unless the delivery is made to an ultimate consumer.

(4) *Delivery and use of cinchona bark on hand April 30, 1942.* Any person may deliver, accept delivery of or use, without authorization from War Production Board, any stock of cinchona bark consisting of less than 50 pounds and which was physically located at any one place on April 30, 1942.

(5) *Delivery and use of cinchona bark or cinchona alkaloids previously compounded.* Any person may deliver, accept delivery of, or use, without authorization from War Production Board:

(i) Any quinine which had been combined or compounded with other medicinal agents on or before April 4, 1942;

(ii) Any totaquine or cinchona bark which had been combined or compounded with other medicinal agents on or before April 30, 1942;

(iii) Any quinine and urea hydrochloride (USP) or quinine hydrochloride and urethane which had been combined or compounded with other medicinal agents on or before January 9, 1943;

(iv) Any cinchonine, cinchonidine or quinidine which had been combined or compounded with other medicinal agents on or before June 19, 1942.

(v) Any anti-malarial agent manufactured on or before January 9, 1943, pursuant to the provisions of this order as in effect up to that date; provided that the certification for "quinine, cinchonine, cinchonidine and totaquine" referred to in paragraph (d) of this order as now amended is required for all deliveries of such anti-malarial agents, unless delivery is made to an ultimate consumer.

(d) *Certification required.* No person shall deliver cinchona alkaloids pursuant to paragraphs (c) (2), (c) (3) and (c) (5) (v) of this order except upon receipt of a certificate in substantially the form shown below (whichever is appropriate), signed manually by a duly authorized official or as provided in Priorities Regulation No. 7. The quantity of material delivered should be specified on the reverse side of the certificate. A certificate is not required in those cases where delivery is made to an ultimate consumer.

CERTIFICATE FOR QUININE, CINCHONINE,
CINCHONIDINE OR TOTAQUINE

The undersigned hereby certifies to War Production Board and to _____

(insert name of seller or supplier) that the quinine, cinchonine, cinchonidine or totaquine (or product containing cinchonine or cinchonidine) ordered hereby (specify quantity on reverse side) is for use as an anti-malarial agent and will not be sold, transferred or delivered by the undersigned for any other purpose. This certification is made in accordance with the terms of Conservation Order M-131 with which the undersigned is familiar.

Name _____
Date _____ By _____

CERTIFICATE FOR QUINIDINE

The undersigned hereby certifies to the War Production Board and to _____ (name of seller or supplier) that the quini-

dine (or product containing quinidine) ordered hereby (specify quantity on reverse side) is for use in the treatment of cardiac disorders and will not be sold, transferred or delivered by the undersigned for any other purpose and if any part of this purchase order of quinidine is sold to an ultimate consumer it will only be sold upon a physician's prescription as provided in paragraph (e) of Conservation Order M-131; and the undersigned further certifies that acceptance of delivery of this order will not increase his inventory of quinidine on hand on the delivery date in excess of 4 ounces of quinidine or its equivalent in standard dosage form. This certification is made in accordance with terms of Conservation Order M-131 with which the undersigned is familiar.

Name of purchaser

By -----
Name and title of duly
authorized official

(Date)

(e) Restrictions on all deliveries of quinidine to ultimate consumers. Any person who wishes to get quinidine for consumption and not for resale must furnish the supplier with a physician's prescription. This paragraph applies to all deliveries of quinidine to the ultimate consumer. No person shall deliver quinidine to an ultimate consumer except upon receipt of a written prescription signed by a physician licensed to practice medicine, which shall state either that the quinidine prescribed is to be used for the treatment of cardiac disorders or "Pursuant to War Production Board Order M-131, paragraph (e)". No quinidine shall be delivered pursuant to a prescription which is written for more than fifty 3-grain tablets or capsules or for the equivalent of 150 grains of quinidine in other dosage forms. No delivery of quinidine shall be made pursuant to a prescription which is used a second time to obtain additional quantities.

NOTE: Paragraphs (f) through (m), formerly (e) through (l), redesignated May 9, 1944.

(f) Applications for authorization to accept delivery or use. A person requiring authorization to accept delivery or to use cinchona bark or cinchona alkaloids during any calendar month shall file application on Form WPB 2945 (formerly PD-600) with the Chemicals Division, War Production Board, Washington 25, D. C., on or before the 15th of the preceding month. However, applications for November delivery or use should be filed as soon as possible after November 4, 1943. Instructions for filling out this form are set out in Appendix A. One copy of Form WPB 2945 will be returned to the sender, on which War Production Board will indicate the quantity and type of cinchona alkaloids which he is authorized to acquire or use.

(g) Applications for authorization to deliver. A supplier desiring authoriza-

tion to deliver cinchona bark or cinchona alkaloids during any calendar month shall file application on Form WPB 2946 (formerly PD-601) with the Chemicals Division, War Production Board, Washington 25, D. C., on or before the 20th day of the preceding month. However, applications for November delivery should be filed as soon as possible after November 4, 1943. Instructions for filling out this form are set out in Appendix B. One copy of Form WPB 2946 will be returned to the supplier on which the War Production Board will indicate the quantity and type of cinchona bark or cinchona alkaloids which he is authorized to deliver.

(h) Inventory report—quinine, quinidine. Every producer or distributor who, on November 4, 1943, has in his possession or under his control, ten ounces or more of un-compounded quinine, or four ounces or more in the aggregate of quinine, whether un-compounded or in standard dosage forms, shall file a letter with the Chemicals Division, War Production Board, on or before November 15, 1943, stating the quantity of such material on hand as of November 4, 1943. This letter need not be filed by any supplier who files an application for authorization on Form WPB 2945 on or before November 15, 1943, or on WPB 2946 on or before November 20, 1943, for the reason that such forms require an inventory report of these materials on hand.

(i) Applicability of regulations. This order and all transactions affected thereby are subject to all applicable regulations of War Production Board, as amended from time to time, except to the extent that any provisions hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(j) Inability to deliver. If a producer or distributor is authorized or directed by War Production Board to deliver cinchona bark or cinchona alkaloids to any specific customer or group of customers, but is unable to make the delivery either because of receipt of notice of cancellation or otherwise, he must immediately notify the War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-131, and shall not deliver the material to anyone else, or use it, until he receives further instructions.

(k) Appeals. Appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

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

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

filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Division, Washington 25, D. C. Ref: M-131.

Issued this 9th day of May 1944.

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

APPENDIX A

INSTRUCTIONS FOR FILING APPLICATIONS ON FORM WPB 2945¹ (FORMERLY PD-600) FOR SPECIFIC AUTHORIZATION TO ACCEPT DELIVERY AND USE CINCHONA BARK OR CINCHONA ALKALOIDS

(1) Who should file. Specific authorization by War Production Board is required for acceptance of all deliveries of cinchona alkaloids, unless the deliveries fall within the exceptions provided in paragraph (c) of the order. Any producer desiring permission to use part or all of his own production shall also file this application. This form need not be filed by the U. S. Army, Navy, Coast Guard, the U. S. Maritime Commission or War Shipping Administration.

(2) Where forms may be obtained. Copies of Form WPB 2945 may be obtained at local field offices of War Production Board.

(3) Number of copies. Five copies shall be prepared, of which three shall be forwarded to War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-131, one forwarded to the supplier with whom applicant's order is placed, and the fifth retained for applicant's file. At least one of the copies filed with War Production Board shall be signed by applicant by a duly authorized official. Where the application is solely for authorization to use from inventory, no copy need be prepared for suppliers.

(4) Special instructions for filling out form. Follow the instructions on the form except where they conflict with the specific instructions given below:

(a) Heading. Under "Name of chemical", specify either "Cinchona bark" or "Cinchona alkaloids", using a separate set of forms for each. Under "WPB Order No.", specify "M-131", under "Unit of Measure", specify "Pounds" in the case of cinchona bark and "Ounces" in the case of cinchona alkaloids.

(b) Column 1. In applying for authorization to receive or to use cinchona bark, specify in Column 1 the grade or variety. In applying for authorization to accept delivery or to use cinchona alkaloids, specify in Column 1 the name of each alkaloid or the salt of the alkaloid; for example, quinine alkaloid, quinine sulfate, totaquine, quinidine alkaloid, quinidine sulfate, etc. (It is not necessary to use a separate set of forms for each alkaloid or salt of alkaloid requested).

(c) Column 2. Specify the quantity (in pounds) for cinchona bark and (in ounces) for each type of cinchona alkaloid.

(d) Column 3. In Column 3 "Primary product" specify the exact name of the product or products in the manufacture or preparation of which the cinchona bark or the cinchona alkaloids will be used or incorporated. Distributors ordering cinchona bark or cinchona alkaloids for resale will specify "Resale". If purchase is for inventory, specify "Inventory".

(e) Column 4. In Column 4 specify ultimate use to be made of the primary product, for example, "Anti-malarial" or "cardiac", and if the purpose is to fill Army, Navy, Lend-Lease or other government agencies' contracts, state the contract number. If

¹The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

purpose is for export, the WPB 2945 must first be sent to Foreign Economic Administration together with application for an export license. If the export license is granted, Foreign Economic Administration will then affix the export license number to Form WPB 2945 and forward the document to War Production Board.

APPENDIX B

INSTRUCTIONS FOR FILING SUPPLIER'S APPLICATION ON FORM WPB 2946¹ (FORMERLY PD-601) FOR SPECIFIC AUTHORIZATION TO DELIVER CINCHONA BARK OR CINCHONA ALKALOIDS

(1) *Who should file.* All suppliers (except Army, Navy, etc.—as listed in paragraph (b)), must obtain specific authorization before delivering cinchona bark or cinchona alkaloids.

(2) *Where forms may be obtained.* Copies of Form WPB 2946 may be obtained at local field offices of War Production Board.

(3) *Number of copies.* Four copies shall be prepared, of which three shall be forwarded to War Production Board Chemicals Division, Washington 25, D. C., Ref: M-131, the fourth to be retained by the supplier. Each producer who has filed application on Form WPB 2945 specifying himself as his supplier, shall list his own name as customer on Form WPB 2946 and shall list his request for allocation in the manner prescribed for other customers.

(4) *Special instructions for filling out form.* Follow the instructions on the form except where they conflict with the specific instructions given below:

(a) *Heading.* In the heading under "Name of chemical", specify "Cinchona bark" or "Cinchona alkaloids", as the case may be, using a separate set of forms for each. Under "WPB Order No.", specify "M-131"; under "Unit of measure", specify "Pounds" in the case of cinchona bark and "Ounces" in the case of cinchona alkaloids.

(b) *Column 1.* Specify the names of customers. A producer requiring permission to use a part or all of his own production of cinchona bark or cinchona alkaloids shall list his own name in Column 1 as customer. After completing the list of customers, insert "Total small order deliveries (estimated)" for each alkaloid or salt delivered pursuant to paragraph (c) (2) of this order.

(c) *Column 3.* List each alkaloid or salt (and in the case of cinchona bark, the variety) for which orders for delivery during the applicable month have been received as indicated in the Forms WPB 2945 filed with him by his customers.

(d) *Column 4.* Specify total quantity to be delivered to each customer named in Column 1, and total estimated quantity to be delivered on the "Small order deliveries" mentioned in Column 1.

(e) *Table II.* Each producer will report production, deliveries and stocks as required by Table II, Columns 8 to 16, inclusive. Distributors and importers will enter in Columns 9, 11 and 14 "Receipts" instead of "Production". In Column 8 the supplier will specify in the case of cinchona bark the variety and in the case of cinchona alkaloids each alkaloid or salt of alkaloid for which orders for delivery during the applicable month have been received, as indicated in the Forms WPB 2945 filed with him by his customers.

[F. R. Doc. 44-6610; Filed, May 9, 1944; 11:23 a. m.]

¹The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

PART 3293—CHEMICALS

[General Preference Order M-246, as Amended May 9, 1944]

PHENOLIC RESINS AND PHENOLIC RESIN MOLDING COMPOUNDS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of phenolic resins and phenolic resin molding compounds 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:

§ 3293.341 *General Preference Order M-246—(a) Definitions.* For the purposes of this order:

(1) "Phenolic reactant" means:

(i) Any of the synthetic phenols except resorcinol, of all grades and from whatever source derived.

(ii) Phenolic acids, either in pure or crude form, comprised in whole or in part of one or more of the following: phenol, ortho cresol, meta cresol, para cresol, xylenols and commercial grades of higher boiling cresylic acids, from whatever source derived.

(iii) Any of the substituted phenols, including para phenyl phenol, para tertiary butyl phenol, para tertiary amyl phenol and bis-phenol.

(2) "Aldehyde" means any organic compound containing the monovalent —CHO radical.

(3) "Phenolic resin" means any synthetic reaction product of a phenolic reactant with an aldehyde or a derivative of an aldehyde such as, for example, formaldehyde, furfural, para formaldehyde or hexamethylenetetramine. Such term includes, but is not limited to phenolic resins, modified or otherwise in liquid, lump, spray dried, cast or pulverized form and in solutions commonly termed laminating varnishes and resin solutions as well as resin dispersions, emulsions and cement. The term does not include any reaction product of resorcinol, lignin, cashew nut shell liquid or cardinol unless enriched with another phenolic reactant.

(4) "Phenolic resin molding compound" means any combination of phenolic resin and bulk filler such as, for example, wood flour, asbestos, mica, cotton fibres, or macerated fabrics, which can be molded. Such term includes, but is not limited to, molding compound, molding board and molding blanks.

(5) "Producer" means any person engaged in the production of any phenolic resin or phenolic resin molding compound, and includes any person who has any such material produced for him pursuant to toll agreement.

(6) "Toll agreement" means any agreement by which title to material remains vested in a person other than the one processing the material.

(7) "Distributor" means any person who purchases phenolic resin or phenolic resin molding compound for resale as phenolic resin or phenolic resin molding compound.

(8) "Supplier" means a producer or distributor.

(9) "Products made from or treated with phenolic resin or phenolic resin molding compound" mean the following products when made from or treated with phenolic resin or phenolic resin molding compound:

(i) Molded products;

(ii) Protective coatings (other than resins used by protective coatings manufacturers in the formulation of protective coatings);

(iii) Plywood (including shaped plywood and shaped impregnated wood);

(iv) Laminates (sheets, rods, tubes and molded shapes); and

(v) Specialties which shall include all other products, such as abrasive wheels, friction elements and resin bonded insulating batting.

(10) "Product manufacturer" means any person who manufactures any product defined above in paragraph (a) (9).

(b) *Restrictions applicable to suppliers only.* (1) No supplier shall deliver any phenolic resin or phenolic resin molding compound to any other person (except pursuant to a toll agreement) without

(i) the specific authorization in writing of the War Production Board to make the particular delivery or (ii) general authorization to deliver specific amounts as provided in paragraph (b) (2) hereof.

The term "other person" when used in the previous sentence, includes a branch, division or section of the same enterprise as that of the supplier unless the branch, division or section accepting delivery accepts it for the purpose of producing phenolic resin or phenolic resin molding compound, or unless the branch, division or section accepting delivery normally keeps the same inventory as the branch, division, or section making the delivery. Application by a supplier for authorizations to deliver shall be made pursuant to Appendix A.

(2) Each supplier shall be entitled to deliver against general authorizations amounts of phenolic resin or phenolic resin molding compound not exceeding in the aggregate the amount authorized for such purposes in writing by the War Production Board, as follows:

(i) Against purchase orders marked "Small Order", deliveries aggregating not more than five pounds of resin containing any para phenyl phenol or resin in which para tertiary butyl phenol is the sole phenolic reactant in any one calendar month to any one customer;¹ and against purchase orders marked "Small Order", deliveries aggregating not more than 50 pounds in the case of all other phenolic resins or phenolic resin molding

¹In accordance with Interpretation 8 of Priorities Regulation No. 1, the provisions of paragraph (b) (2) (i), (b) (2) (ii), (c) (2) (i), and (c) (2) (ii), shall be available to each operating unit of the same company which does its own buying of phenolic resin or phenolic resin molding compound.

compounds to any one customer¹ in any one calendar month.

(ii) Against orders marked "Previously Authorized" an amount not exceeding 2,000 pounds in any one month to any one customer.¹ This provision shall, however, not be applicable to cast phenolic resins or to phenolic resins containing tung oil or para phenyl phenol, or to resins in which para tertiary butyl phenol is the sole phenolic reactant.

(iii) Against orders marked "For experimental purposes only", and as free samples for experimental purposes, deliveries aggregating not more than ten pounds in any one calendar month to any one customer of resins containing any para phenyl phenol or resins in which para tertiary butyl phenol is the sole phenolic reactant, and deliveries aggregating not more than 110 gallons in any one calendar month to any one customer in the case of all other phenolic resins or phenolic resin molding compounds.

(3) Each supplier shall comply with such directions as may be given from time to time by the War Production Board with respect to the production, use, or delivery of any phenolic resin or any phenolic resin molding compound. If the War Production Board stamps or writes the word "Defer" in Column 7 of a supplier's Form WPB-2946 (formerly Form PD-601), the supplier shall not produce, use, or deliver any phenolic resin or any phenolic resin molding compound to fill the orders described on the lines so marked if its production, use, or delivery interferes in any way with the production, use or deliveries necessary to fill on time all other orders which the supplier is entitled to fill.

(c) *Restrictions on accepting deliveries from suppliers and restrictions on use.* (1) (i) No person (except a person acting pursuant to a toll agreement) shall accept delivery of phenolic resin or phenolic resin molding compound from a supplier without the specific authorization in writing of the War Production Board, or except as provided in paragraph (c) (2) below. The term "no person" when used in the previous sentence, includes a branch, division, or section of the same enterprise as that of the supplier, unless the branch, division, or section accepting delivery accepts it for the purpose of producing phenolic resin or phenolic resin molding compound, or unless the branch, division or section accepting delivery normally keeps the same inventory as the branch, division, or section making the delivery.

(ii) No person shall use phenolic resin or phenolic resin molding compound to manufacture products made from or treated with phenolic resin or phenolic resin molding compound (except pursuant to a toll agreement), without the specific authorization in writing of the

War Production Board or except as provided in paragraph (c) (2) below.

(iii) No person shall cause another person to use phenolic resin or phenolic resin molding compound pursuant to a toll agreement to manufacture products made from or treated with phenolic resin or phenolic resin molding compound, unless he has himself been specifically authorized in writing by the War Production Board to make the particular product or except as provided in paragraph (c) (2) below.

(iv) Applications for specific authorization to accept delivery of phenolic resin or phenolic resin molding compound from a supplier should be made pursuant to Appendix B, as should all applications for specific authorization to use phenolic resin or phenolic resin molding compound to manufacture products made from or treated with phenolic resin or phenolic resin molding compound.

(2) In addition to being able to accept delivery from a supplier and use phenolic resin or phenolic resin molding compound pursuant to the specific authorization of the War Production Board,

(i) During any calendar month, a product manufacturer¹ may accept from all suppliers deliveries aggregating not more than 2,000 pounds of phenolic resin or phenolic resin molding compound for use in previously authorized end uses, and a product manufacturer may use in any calendar month, and cause others to use pursuant to a toll agreement, not in excess of 2,000 pounds of phenolic resin or phenolic resin molding compound for previously authorized end uses. A product manufacturer placing a purchase order under the provisions of the last sentence should mark his order "Previously Authorized." A "previously authorized use" of a particular manufacturer is an end use described by him on his Form PD-600 or Form WPB-2945 filed under Order M-246 for phenolic resin or phenolic resin molding compound, which end use has been approved in writing by the War Production Board for the particular manufacturer at any time after September 30, 1943. This 2,000 pound provision does not apply to cast phenolic resins or phenolic resins containing tung oil or para phenyl, phenol, or to resins in which para tertiary butyl phenol is the sole phenolic reactant.

(ii) During any calendar month, a product manufacturer¹ may accept from all suppliers, deliveries aggregating not more than 5 pounds of resin containing any para phenyl phenol or resin in which para tertiary butyl phenol is the sole phenolic reactant, and a product manufacturer may use in any calendar month, and cause others to use pursuant to a toll agreement, not in excess of 5 pounds of such resin. In addition, during any calendar month, a product manufacturer¹ may accept deliveries aggregating not more than 50 pounds in the case of all other phenolic resins or phenolic resin molding compounds, and may use in any calendar month, and cause others to use pursuant to a toll agreement, not in ex-

cess of 50 pounds of each other material. A product manufacturer placing a purchase order under the provisions of either of the last two sentences should mark his order "Small Order".

(iii) A product manufacturer may accept, as free samples and as deliveries against orders, phenolic resins or phenolic resin molding compounds, solely for use for experimental purposes and subject to the other conditions stated in this subparagraph. Any phenolic resins or phenolic resin molding compounds so accepted may be used at any time for experimental purposes only. In the case of resins containing any para phenyl phenol or resins in which para tertiary butyl phenol is the sole phenolic reactant, not more than ten pounds may be accepted from any one supplier in any one calendar month. In the case of all other phenolic resins or phenolic resin molding compounds not more than 110 gallons may be accepted from all suppliers in any one calendar month. A product manufacturer placing a purchase order under the provisions of this subparagraph (iii) should mark his order "For Experimental Purposes Only".

(3) No product manufacturer who has received a specific authorization from the War Production Board covering a quarterly period which authorization permits him to acquire during any one calendar quarter 20,000 pounds or more in the aggregate of phenolic resin or phenolic resin molding compound, shall place orders specifying the delivery of more than 40% of the total amount authorized by that authorization in any one month.

(4) If the War Production Board stamps or writes the word "Defer" in Column 10 of a product manufacturer's Form WPB-2945 (formerly Form PD-600), the product manufacturer shall not produce or deliver to his customer the products made from or treated with phenolic resin or phenolic resin molding compound described on the lines so marked, if their production or delivery interferes in any way with the production or delivery on time of other products which the product manufacturer is entitled to make.

(5) Each product manufacturer receiving phenolic resin or phenolic resin molding compound pursuant to an authorization of the War Production Board, must use it solely for the purposes specified in writing in the authorization. However, despite the provisions of Form WPB-2945 and Form PD-600, a product manufacturer may include in the 2000 pounds of phenolic resin or phenolic resin molding compound which he may use in any calendar month for previously authorized end uses (as that term is defined in paragraph (c) (2) (i), material which he was specifically authorized by the War Production Board to accept for a different purpose.

(d) *Sales by a product manufacturer of frozen or excessive inventories.* No product manufacturer shall sell any frozen or excessive stocks of phenolic resin or phenolic resin molding compound

¹ See footnote 1, p. 4938.

except in compliance with Priorities Regulation No. 13. In general that regulation prohibits him from selling, without the specific authorization in writing of the War Production Board, to any person other than a supplier.

(e) *Disposition by product manufacturers of primary products which may not be delivered or used for allocated end uses.* If a product manufacturer has on hand any product made from or treated with phenolic resin or phenolic resin molding compound which he cannot dispose of for the specific end use for which the phenolic resin or phenolic resin molding compound was allocated, he shall not deliver or use the product without first receiving the specific written authorization of the War Production Board to do so. This paragraph (e) applies to, but is not limited to, products which do not meet specifications, or products for which military contracts have been cancelled.

Application for specific authorization to dispose of the products should be made by letter in triplicate directed to the War Production Board, Chemicals Bureau, Washington 25, D. C., Reference M-246, setting forth the material facts.

(f) *Restrictions on persons acquiring products made from or treated with phenolic resin or phenolic resin molding compound.* (1) Each person placing or seeking to place a purchase order with a product manufacturer for products made from or treated with phenolic resin or phenolic resin molding compound shall furnish with his order a certificate specifying the end use of the product ordered. Such certificate may be placed on or attached to the purchase order and shall be in substantially the following form, signed manually or as provided in Priorities Regulation No. 7:

DESCRIPTION OF END USE

Pursuant to Allocation Order M-246, the undersigned hereby certifies to the seller and to the War Production Board that the product covered by the accompanying purchase order will be used solely for the purposes listed above.

----- (Purchaser) By	----- (Address)
----- (Signature and title of duly authorized officer)	----- (Date)

(2) Notwithstanding the provisions of paragraph (f) (1) above, no purchaser of such products shall be required to file a certified description of end use for the purpose of this order, if the end use is apparent to the product manufacturer from his own observation and experience (for example, in the case of the sale of a molded distributor head). However, where the purchase is by or for the account of one of the Armed Services, the product manufacturer must receive and retain in his files written evidence of that fact even if the end use is apparent.

(3) In the event that two or more end uses are involved in a single purchase order for products, the amount of the product required for each different use shall be listed as a separate item in the certificate. Each item shall bear an identifying number so that it will be possible for the product manufacturer to

advise his customers, by purchase order number and item number, as to the action taken by the War Production Board on his application for the phenolic resin or phenolic resin molding compound needed to make the product ordered by the customer.

(4) Each product manufacturer is requested to notify each customer as soon as possible of a denial, in whole or in part, by the War Production Board of any item or items for which application has been made by such customer.

(5) Any product manufacturer may accept and rely upon any certified description of end use furnished pursuant to this paragraph (f) unless he knows or has reason to believe it to be false.

(6) Each person furnishing a certified description of end use with a purchase order pursuant to paragraphs (f) (1) and (f) (3), shall use the products delivered on such purchase order only for the purpose specified in such certificate, except as otherwise specifically authorized in writing by the War Production Board. Application for such authorization may be made by letter in triplicate directed to the War Production Board, Chemicals Bureau, Washington 25, D. C., Reference M-246, setting forth the material facts.

(f) *Reports.* The reporting provisions of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942. Each supplier and each product manufacturer shall file such other reports as may be required from time to time by the War Production Board, subject to the approval of the Bureau of the Budget.

(g) *Miscellaneous provisions.*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable provisions of the regulations of the War Production Board as amended from time to time.

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

(3) *Communications to War Production Board.* All reports required to be filed hereunder and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Reference M-246.

Issued this 9th day of May 1944.

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

APPENDIX A—INSTRUCTIONS FOR SUPPLIERS' APPLICATIONS FOR AUTHORIZATION TO DELIVER

Each supplier seeking authorization to deliver phenolic resins or phenolic resin molding compound shall file application on Form WPB-2496 (formerly Form PD-601) in the manner prescribed therein, subject to the following instructions:

Form WPB-2496 (formerly Form PD-601). Copies may be obtained at local field offices of the War Production Board.

Time of filing. Applications shall be filed in time to ensure that copies will have reached the War Production Board on or before the 23d day of the month preceding the month for which allocation is required.

Number of copies. The signed original application and one copy shall be sent to the War Production Board, Chemicals Bureau, Washington 25, D. C., Reference M-246.

Number of sets. A separate set of forms shall be submitted for each of the six classes of products described in Appendix B, under the heading "Number of Sets"—namely, molded products, protective coatings A, protective coatings B, plywood, laminates, and specialties. In case of doubt as to how to classify a particular end use, be guided by the Forms PD-601 and WPB-2496 previously returned to you by the War Production Board. Even where deliveries are to be made from more than one producing plant, only one set of forms shall be submitted for each class of use.

Monthly or quarterly forms. A supplier shall always file monthly on Form WPB-2496.

Heading. Under "Name of Chemical" specify "Phenolic resin" or "Phenolic resin molding compound"; under "WPB Order No.," specify "M-246"; under "This schedule is for deliveries to be made during the month of," specify "Delivery month"; under "Unit of measure," specify "Pounds (net)"; and otherwise fill in as indicated.

Table I. The application need only cover the request for a general authorization to make deliveries in any one of the following categories: (1) "Small orders"; (2) "Previously authorized"; (3) "Experimental purposes—orders and samples". The supplier will list in Column 1 any one or more of the foregoing categories against which he desires to make deliveries, and in each case will enter in Column 4, as one lump sum, the total quantity proposed to be delivered during the month covered by the application. All orders not included in one of the foregoing categories should be individually listed. The War Production Board will issue to suppliers specific authorization to make deliveries against individually listed orders on the basis of information furnished by the customers of the suppliers to the War Production Board.

Rolling stock. Leave blank columns at end of Table I relating to rolling stock requirements.

Table II. Fill out Table II on each set of Form WPB-2496 filed by you. The instructions as to filling out this table contained in the letter of the Director General for Operations of the War Production Board dated November 10, 1942, are hereby revoked.

In lieu of a listing of each separate grade in Column 8, one listing should ordinarily be made to cover all grades. There are two exceptions to this. List separately any grade or sub-class where manufacturing capacity or some other specific limitation exists which prevents the supplier from fulfilling all demands placed upon him. Also list separately by grade number each grade of protective coating resin containing any para phenyl phenol and of any other protective coating resin in which para tertiary butyl phenol is the sole phenolic reactant. Fill out all columns.

On the last two lines of Table II, write in the following captions: "Total small orders delivered last month"; "Total previously authorized orders delivered last month"; and "Total deliveries for experimental purposes last month"; and fill in the respective figures.

APPENDIX B—INSTRUCTIONS FOR APPLICATIONS FOR AUTHORIZATION TO ACCEPT DELIVERY AND APPLICATIONS FOR AUTHORIZATION TO USE

General. Each person seeking specific authorization to use or accept delivery of phenolic resin or phenolic resin molding compound shall file application on Form WPB-2945 (formerly Form PD-600) in the manner described therein, subject to the following instructions:

Form WPB-2945 (formerly PD-600). Copies may be obtained at local field offices of the War Production Board.

Time of filing. Applications shall be made in time to ensure that copies will have reached the supplier and the War Production Board on or before the 18th day of the month preceding the period for which authorization for use or acceptance of delivery is sought.

Number of copies. One copy of Form WPB-2945 shall be sent to the supplier and on this copy, Tables II, III and IV may be left blank. The original and three copies shall be sent to the War Production Board, Chemicals Bureau, Washington 25, D. C., Reference M-246. The original shall be completely filled out, but on the copies, Tables II, III, and IV may be left blank. Attention of applicants is called to the fact that a copy of each application may be sent to the supplier named on it. The original must be signed.

Number of sets. If the applicant has more than one operating unit which does its own buying of phenolic resin or phenolic resin molding compound, each such unit shall be treated as a separate company for the purposes of determining how many sets of Form WPB-2945 shall be filed. An applicant who wishes phenolic resin or phenolic resin molding compound for the manufacture of two or more of the six classes of products specified below shall file a separate set of WPB-2945 forms for each. A separate set of Forms WPB-2945 shall also be filed if the applicant is seeking permission to use material for an end use other than that for which it was originally acquired or for permission to use material obtained for inventory subject to further authorization. All applicants, whether or not manufacturing more than one class of product, shall indicate the product covered by the application on the right side of the upper margin (using only the appropriate italicized word or words):

Molded Products

Protective coatings A (coatings to contain any resin made with any para-phenyl phenol or to contain any other resin in which para-tertiary butyl phenol is the sole phenolic reactant).

Protective coatings B (coatings other than the above).

Plywood—Laminates

Specialties (which include all other products).

Monthly or quarterly forms. Applications shall be monthly or quarterly as follows, unless the product manufacturer has been authorized by the War Production Board to do otherwise:

Monthly

Manufacturers of molded products.
Manufacturers of protective coatings A and B.

Quarterly

Manufacturers of plywood (including shaped plywood and shaped impregnated wood).

Manufacturers of laminates.
Manufacturers of all other products (specialties).

Heading. Under "Name of chemical" specify "Phenolic resin" and/or "Phenolic resin molding compound"; under "WPB Order No.,"

specify "M-246"; under "Unit of measure", specify "Pounds, net"; and otherwise fill in as indicated. If the application is for permission to use material for an end use other than the one for which it was obtained, or for permission to use material obtained for inventory subject to further authorization, insert the words "From inventory" under the heading "Your supplier's name".

Table I. Specify in the heading the calendar month or quarter for which authorization for use or acceptance of delivery is sought.

Column 1. Specify supplier's grade number or other identifying symbol or words.

Column 2. Specify separately the quantities (in pounds, net) required for each primary product and each end use specified in Columns 3 and 4.

Column 3. In the case of a manufacturer of molded products, describe the product to be produced and identify by giving its function. For example, specify "aircraft radio condenser" not merely "aircraft", "radio" or "condenser".

In the case of a manufacturer of protective coatings, indicate the primary product by its code number used in WPB-I-217 (primary Products and End Use List) prepared by the Protective Coating Section, Chemicals Bureau, War Production Board.

In the case of a manufacturer of plywood (including shaped plywood and shaped impregnated wood) specify "Plywood".

In the case of a manufacturer of laminates, specify "sheets, rods, tubes, and molded shapes".

In the case of a specialty manufacturer, describe the product to be produced and identify by giving its function. For example, specify "brake-lining" not "friction material".

All manufacturers may insert the word "inventory" when they wish to acquire material to be kept in inventory in the original form. Distributors should insert the word "resale".

Column 4. Opposite each primary product listed in Column 3, specify in Column 4, end use as stated in certified description of use, or, in the absence of such certificates, on the basis of the applicant's own observation and experience. Indicate that governing contract is by or for the account of the Armed Services if you have written evidence of that being the case.

Manufacturers of protective coatings shall use the End Use List (WPB-I-217) to give information as to the specific end use to which the coating is to be put by the ultimate user.

Opposite "resale" or "inventory" in Column 3, write in Column 4 "subject to further authorization".

Columns 9 and 10. Leave blank.

Table II. Make one listing in Column 11 covering the total of material acquired from all suppliers of "All grades" subject to this order which fall into this particular broad class (molding, specialty, etc.) under which application is being made. Then specify separately in Column 17, each grade listed in Column 1 of the application. In all cases, leave Columns (15a), (15b), and (15c) blank.

Where applications are being made on a quarterly basis, list figures for the quarters indicated below. In Columns 13, 14, and 15, strike out the words "Last month" and indicate the quarters (which are not calendar quarters) in these columns as follows:

Quarter Number:	Period covered
DJF.....	Dec. 1 to Feb. 28, inclusive.
MAM.....	Mar. 1 to May 31 inclusive.
JJA.....	June 1 to Aug. 31, inclusive.
SON.....	Sept. 1 to Nov. 30, inclusive.

Even when application is on a quarterly basis, fill in Column 16 as indicated on the form.

Table III. Fill in Column 17 and 18 as indicated, and leave Column 19 blank.

Table IV. Leave blank.

II. Special instructions for laminators. Laminators may use this variation of the General procedure given above as desired. When it is not practicable for a laminator to give product end use in Column 4 of his Form WPB-2945, he should write "subject to further authorization" in this column.

The laminator shall then apply on a Form WPB-2947 (formerly Form PD-602) for authorization to deliver the sheets, rods, tubes, and molded shapes for specific end uses, and may not make delivery unless authorized in writing to do so by the War Production Board.

[F. R. Doc. 44-6611; Filed, May 9, 1944; 11:23 a. m.]

PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-238, as Amended May 9, 1944]

SUN GLASSES

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

§ 3296.76 *General Limitation Order L-238—(a) Definitions.* For the purposes of this order:

(1) "Sun glasses" means spectacles or goggles designed primarily to protect the wearer's eyes from sun-glare and other harmful or discomfiting rays of the sun.

(2) "Sun glasses case" means a case or container designed for carrying sun glasses when not being worn.

(3) "Aviation sun glasses" means sun glasses designed for use in aircraft by pilots, observers and other aircraft personnel.

(4) [Revoked May 9, 1944]

(b) *Restrictions on the use of metals.* Except as provided in paragraph (c) of this order, no person shall incorporate any metal in the manufacture of sun glasses or any part thereof or sun glass cases or any part thereof.

(c) *Exceptions to paragraph (b).* (1) The provisions of paragraph (b) of this order shall not apply to the manufacture of sun glasses or sun glasses cases which are manufactured:

(i) [Revoked May 9, 1944]

(ii) From metal to the extent permitted by Appendix A, attached to this order.

(2) The provisions of paragraph (b) of this order shall not apply to the manufacture of aviation sun glasses which are manufactured pursuant to a contract or purchase order for delivery to or for the account of (i) the Army or Navy of the United States, or (ii) any agency of the United States Government for delivery to or for the account of the Government of any country pursuant to the Act of March 11, 1941, entitled, "An

Act to Promote the Defense of the United States" (Lend-Lease Act), provided that the specifications of such contract or purchase order specify aviation sun glasses which cannot be manufactured within the limitations of paragraph (b) and (c) (1) of this order. Notwithstanding the provisions of Priorities Regulation 17, the foregoing provisions of this paragraph (c) (2) shall not apply to any contract or purchase order for delivery to or for the account of any United States Army or Marine Corps Post Exchange or any United States Navy Ship's Service Department. Aviation sun glasses which are manufactured in accordance with the foregoing provisions of this paragraph (c) (2) shall be sold or delivered only to the Army or Navy of the United States (not including United States Army or Marine Corps Post Exchanges or United States Navy Ship's Service Departments), or the appropriate agency of the United States Government for Lend-Lease purposes.

(d) Quota restrictions. (1) No person shall manufacture more sun glasses, in any calendar quarter, than ninety per cent of the number of sun glasses that he manufactured during the corresponding calendar quarter of 1942.

(2) Purchase orders or contracts for sun glasses placed by the Army or Navy of the United States, or of any Agency of the United States Government for Lend-Lease purposes, shall not be charged against the quota permitted by paragraph (d) (1). Notwithstanding the provisions of Priorities Regulation No. 17, purchase orders or contracts for delivery of sun glasses to or for the account of any United States Army or Marine Corps Post Exchange or any United States Navy or Coast Guard Ship's Service Department shall be charged against the quota permitted by paragraph (d) (1), to the extent of seventy-five per cent of the number of sun glasses included in such orders and contracts.

(e) Applicability of regulations. Except as otherwise provided herein, this order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(f) Violations and 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.

(g) Appeals. Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from

and stating fully the grounds of the appeal.

(h) Communications. All reports to be filed hereunder and communications concerning this order shall, unless otherwise directed, be addressed to the War Production Board, Safety and Technical Equipment Division, Washington 25, D. C., Ref: L-238.

Issued this 9th day of May 1944.

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

APPENDIX A

Pursuant to the provisions of paragraph (b) and paragraphs (c) (1) (ii) of this order, a person may incorporate the following materials in the manufacture of sun glasses to the extent indicated:

- (1) Steel for:
(i) Core wire in plastic temples.
(ii) Spring clips in slip-over type sun glasses;
(iii) Hinges, hinge pins, and rivets; and
(iv) Snaps for sun glasses cases.
(2) Brass for barrel-hinges, hinge pins, rivets, and screws to fill orders bearing preference ratings of AA-5 or higher.
(3) Copper (strike), zinc, silver, gold and palladium for electroplating.
(4) [Deleted May 9, 1944]

[F. R. Doc. 44-6613; Filed, May 9, 1944; 11:24 a. m.]

Chapter XI—Office of Price Administration

PART 1358—TOBACCO

[MPR 532]

MARYLAND TOBACCO

In the judgment of the Price Administrator, it is necessary and proper to establish maximum prices for Maryland tobacco by a maximum price regulation.

In the judgment of the Price Administrator, the maximum prices established by this regulation are generally fair and equitable and will effectuate the purposes of, and comply with, the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328. So far as practicable, the Price Administrator has advised and consulted with the members of the industry which will be affected by this regulation.

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected, or have previously been promulgated and their use lawfully required by another government agency.

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

§ 1358.258 Maximum prices for Maryland tobacco. Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, Maximum Price Regulation No. 532 (Maryland Tobacco) which is annexed

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

hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1538.258 issued under 56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

MAXIMUM PRICE REGULATION No. 532—
MARYLAND TOBACCO

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Sec.

1. Explanation of this regulation.
2. Compliance with this regulation.
3. General pricing provision.
4. Records and reports.
5. Export sales.
6. Petitions for amendment.
7. Geographical applicability.
8. Meaning of certain terms.

SECTION 1. Explanation of this regulation. This regulation establishes maximum prices that may be paid by a dealer, manufacturer or other purchaser for Maryland tobacco. It also establishes maximum prices that may be charged for certain resales of that tobacco.

"Maryland tobacco" means United States Type No. 32 tobacco (as specified in Regulatory Announcement No. 118 of the Bureau of Agricultural Economics, United States Department of Agriculture) of the 1943 crop, and of previous crops, purchased or delivered after May 7, 1944.

SEC. 2. Compliance with this regulation.—(a) No buying or selling above maximum prices. On and after May 8, 1944, regardless of any contract, lease or other obligation, no dealer or other purchaser shall buy or receive, or agree, offer, solicit or attempt to buy or receive, and no person, maximum prices for whose sales of Maryland tobacco are established by this regulation, shall sell or deliver, or agree, offer, solicit or attempt to sell or deliver any Maryland tobacco at prices higher than the appropriate maximum price established by this regulation. However, lower prices may be charged, paid, offered and received.

(b) Evasion.—(1) In general. The price limitations in this regulation shall not be evaded, directly or indirectly, whether by commission, service, transportation or other charge or discount, premium or other privilege; or by tying agreement, by any change in manner of packing, or any business practice or trade understanding or in any other way.

(2) Specific practices which are evasions. Specifically, but not exclusively, the following practices are evasions:

(i) In the case of a dealer, making a separate charge for warehousing or for services in the purchase of Maryland tobacco on direct order or otherwise where no practice of separate charge has previously existed.

(ii) In the case of a dealer, reduction or elimination by the dealer of his customary discounts or initial credit terms allowed on his most recent sale of the 1941 crop to the same purchaser, or if he made no sales of the 1941 crop to the purchaser, reduction or elimination of his customary discounts or initial credit terms allowed on his most recent sales of the 1941 crop to purchasers of the same class, except where accompanied by a

compensating reduction in his maximum price.

"Initial credit terms" means terms fixing the time for payment of the purchase price agreed to by the dealer and buyer at or prior to delivery of the tobacco.

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

(d) *Licensing.* The provisions of Licensing Order No. 1,¹ licensing all persons who make sales under price control, apply to dealers buying and selling Maryland tobacco. A seller's license may be suspended for violations of the license or of one or more applicable price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 3. General pricing provisions—

(a) *Maximum prices for dealer's sales of Maryland tobacco purchased on the loose leaf or hogshead markets—*(1) *Tobacco purchased on direct order.* For Maryland tobacco purchased on the loose leaf or hogshead markets on direct order by dealers, the dealer's maximum price shall be an amount figured as follows:

(i) Divide his highest selling price per pound in his similar sales of the 1941 crop to purchasers of the same class by his purchase price per pound of the tobacco thus sold.

(ii) Multiply his purchase price per pound farm weight for the tobacco being priced by the figure obtained in (i) above. The resulting figure is the dealer's maximum price.

NOTE: Definitions of "selling price" and "purchase price" follow subparagraph (2) below.

(2) *Tobacco purchased other than on direct order.* For a dealer's sales of Maryland Tobacco purchased on the loose leaf or hogshead markets (other than on direct order) the dealer's maximum price shall be an amount figured as follows:

(i) The dealer shall ascertain his average purchase price per pound for his purchases of the 1941 crop by dividing the number of pounds he purchased of that crop by the purchase price he paid therefor.

(ii) The dealer shall ascertain his average selling price per pound for his sales of stemmed tobacco of the 1941 crop by dividing the number of pounds of stemmed tobacco of that crop he sold by his total selling price therefor.

(iii) The dealer shall ascertain his average selling price per pound for his sales of unstemmed tobacco of the 1941 crop by dividing the number of pounds of the unstemmed tobacco of that crop he sold by his total selling price therefor.

(iv) The dealer shall then ascertain his markup factor for sales of stemmed tobacco by dividing the resulting figure at (ii) by the resulting figure at (i), and his markup factor for his sales of

unstemmed tobacco by dividing the resulting figure at (iii) by the resulting figure at (i).

(v) The dealer shall then multiply 52 cents per pound farm weight of the Maryland tobacco being priced or his purchase price therefor per pound farm weight (whichever price is the lower) by the appropriate markup factor obtained at (iv) according to whether the tobacco being priced is to be sold as stemmed or unstemmed tobacco. The resulting figure is the dealer's maximum price.

"Selling price" means the net amount paid the dealer for the tobacco plus any discount allowed to the purchaser for prompt payment but exclusive of any transportation expense paid by the dealer for the account of the purchaser. Amounts received for tobacco purchased by the dealer on direct order shall not be included.

"Purchase price" means the price actually paid by the dealer in his purchase in the loose leaf or hogshead markets plus any discounts allowed to him for prompt payment but exclusive of any transportation expenses paid by him. Amounts paid by the dealer for tobacco purchased on direct order shall not be included.

(b) *Maximum prices that may be paid for Maryland tobacco.* The weighted average purchase price paid by any purchaser for Maryland tobacco purchased on and after May 8, 1944, on the loose leaf or hogshead markets or otherwise (except tobacco purchased from dealers in sales for which maximum prices are established under paragraph (a) (2) above) shall not exceed \$52.00 per hundred-weight.

NOTE 1: All buyers are cautioned that in paying more than \$52.00 per hundred-weight for Maryland tobacco they do so at their peril, and inability to make subsequent purchases of Maryland tobacco at prices which will reduce their own weighted average purchase price to the maximum weighted average purchase price fixed by this regulation will not constitute a defense to a charge of having violated this regulation.

NOTE 2: A purchase price paid by a dealer buying on direct order is to be included in figuring the weighted average purchase price paid by the buyer for whose account the dealer purchases, but is not to be included in figuring the dealer's own weighted average purchase price. A purchase price paid to a dealer in sales for which maximum prices are established by paragraph (a) (2) is not to be included in figuring the purchaser's weighted average purchase price, but the purchase price paid for such tobacco by the dealer is to be included in figuring the dealer's weighted average purchase price.

(c) *Dealers unable to determine maximum prices under paragraph (a).* If a dealer is unable to determine a maximum price under paragraph (a) above for a particular sale of Maryland tobacco purchased by him on the loose leaf or hogshead markets, he shall apply by letter to the Office of Price Administration, Washington, D. C., requesting that a maximum price, or a method for determining a maximum price for that sale be established. The letter shall set forth:

(1) The name and address of the dealer making the request.

(2) A description of the tobacco he wishes to sell, including a statement of the manner in which he has acquired it, its location, the quantity of tobacco involved, and the purchase price he has paid for it.

(3) The name and address of the buyer who proposes to purchase the tobacco.

(4) Any other pertinent information which the dealer desires to submit.

After receipt of the letter, the Office of Price Administration will by order establish a maximum price for such sale found to be in line with maximum prices established under paragraph (a) for similar sales of other dealers, or prescribe a method for determining such maximum price. Until a maximum price, or a method of determining a maximum price, is thus established, the dealer may deliver the tobacco but may not receive payment for it.

Sec. 4. Records and reports. (a) Every purchaser of Maryland tobacco shall make and preserve for examination by the Office of Price Administration for as long as the Emergency Price Control Act of 1942, as amended, remains in effect, records setting forth with respect to each purchase of such tobacco (1) the name of the seller and the date of purchase, (2) the total number of pounds purchased, (3) the purchase price paid, and (4) any other records of the same kind as he has customarily kept, relating to the prices he pays for Maryland tobacco after the effective date of this regulation.

(b) Every dealer for whose sales of Maryland tobacco maximum prices, or a method determining maximum prices, are prescribed by this regulation, must make and keep available for inspection by the Office of Price Administration, for as long as the Emergency Price Control Act of 1942, as amended, remains in effect, records of the same kind as he has customarily kept relating to the prices he charges for and the persons to whom he sells that tobacco.

(c) Within 20 days after the close of the 1944 marketing season for Maryland tobacco, but in no event later than October 15, 1944, every purchaser of Maryland tobacco shall file with the Office of Price Administration, Tobacco Section, Washington, D. C., a statement showing the total number of pounds of that tobacco purchased by him between May 8, 1944, and the date on which the statement is filed, the portion thereof purchased at maximum prices determined under sections 3 (a) and 3 (c), and the amount paid for that portion of his purchases, and the total amount paid for all his purchases of that tobacco.

(d) Every dealer or purchaser of Maryland tobacco must submit to the Office of Price Administration any reports based on the records required to be kept by this section as may later be required, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Sec. 5. Export sales. The maximum price at which a person may export Maryland tobacco shall be determined in accordance with the Second Revised

¹ 8 FR. 13240.

Maximum Export Regulation,² issued by the Office of Price Administration.

SEC. 6. *Petitions for amendment.* Any person seeking a general modification of this regulation may file a petition for amendment in accordance with Revised Procedural Regulation No. 1³ issued by the Office of Price Administration.

SEC. 7. *Geographical applicability.* The provisions of this regulation are applicable in the forty-eight states of the United States and the District of Columbia.

SEC. 8. *Meaning of certain terms.* (a) When used in this regulation, the term:

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

(2) "1941 crop" means Type No. 32 tobacco grown during the 1941 growing season and sold and delivered during 1942.

(3) "1943 crop" means Type No. 32 tobacco grown during the 1943 growing season and sold or delivered after May 7, 1944.

(4) "Weighted average purchase price" means the total purchase price paid for all Maryland tobacco purchased after May 7, 1944, divided by the total number of pounds of such tobacco purchased after that date.

(5) "Dealer" means any person who engaged in the business of buying Maryland tobacco on the loose-leaf or hogshead markets for his own account or on direct order.

(6) "Purchaser of the same class" refers to the practice adopted by the seller in setting different prices for sales to different purchasers or kinds of purchasers (for example, manufacturer, jobber, government agency, consumer) or for purchasers located in different areas or for different quantities or grades or under different conditions of sale.

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

This regulation shall become effective May 8, 1944.

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

Issued this 8th day of May 1944.

JAMES G. ROGERS, JR.,
Acting Administrator.

Approved May 6, 1944.

WILSON COWEN,
Assistant War Food Administrator.

[F. R. Doc. 44-6566; Filed, May 8, 1944;
4:37 p. m.]

PART 1306—IRON AND STEEL

[RFS 49,¹ Amdt. 23]

RESALE OF IRON OR STEEL PRODUCTS

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

Revised Price Schedule No. 49 is amended in the following respects:

1. Section 1306.156 (c) (2) is amended to read as follows:

(2) That circumstances such as the withdrawal of special competitive prices by the mill, the granting of amendment or exception under Revised Price Schedule No. 6 by the Office of Price Administration to the supplying mill, the use of the emergency basing point by the mill etc., have led to the inadequacy of a gross spread (except that inadequacy of gross spread, resulting from the purchase of excess stock in transactions where no maximum price is applicable shall not be considered as grounds for relief under this paragraph); and

2. Section 1306.159 (k) (7) is revoked.

3. Section 1306.166 is added to read as follows:

§ 1306.166 *Appendix H: Maximum prices for sales of excess stock of iron or steel products.* The maximum prices for domestic sales of excess stock of iron or steel products by any person shall be those set forth in this Appendix H. The maximum prices for export sales of excess stock of iron or steel products shall be determined by the Second Revised Maximum Export Regulation.

(a) *Relationship to other regulations.* This Appendix H supersedes Revised Maximum Price Regulation No. 204 (Special Sales of Industrial Materials) and all other maximum price regulations and price schedules issued by the Office of Price Administration establishing maximum prices for domestic sales of excess stock of iron or steel products. It also supersedes Supplementary Order No. 87 (Sales of Surplus Commodities by the United States Government or Its Agencies) but does not supersede any other Supplementary Order issued by the Office of Price Administration.

(b) *Definitions.* When used in this Appendix H, the term:

(1) "Excess stock" means any iron or steel product purchased for any purpose other than resale in substantially the same form as received and which is resold by the holder in such form. It also includes any iron or steel product which was purchased for export but which is sold for delivery within the continental limits of the United States. Once material has been resold by the holder, it shall be considered excess stock through all subsequent sales: *Provided*, That in the case of a holder who is both a fabricator (or manufacturer) and dis-

tributor of iron or steel products, material of the same product group and type which the holder is permitted to purchase from a producer or other distributors for resale under the provisions of War Production Board orders M-21-b-1, in effect on August 16, 1943, and M-21-b-2, in effect on November 4, 1943, shall not be considered excess stock.

(2) "Holder" means any person who acquires iron or steel products for any purpose other than resale in substantially the same form as received, but who, nevertheless, resells such products in such form. It includes the United States or any agency thereof and any other Government or any of its political subdivisions or any agency of any of the foregoing.

(c) *Transfers to Government upon termination of contracts.* There shall be no maximum price for the sale or transfer of iron or steel products by contractors or subcontractors to the United States Government or any of its agencies in connection with the cancellation of such contracts with the United States Government or any of its agencies.

(d) *Maximum price for sales by the holder.* The maximum delivered price for a sale of excess stock by the holder shall be the delivered base price set forth in subparagraph (1) below, adjusted for differentials as set forth in subparagraph (2) below: *Provided*, That there shall be no maximum price for the sale of that portion of excess stock by a holder to a person acquiring it for resale for which the holder has not received a firm offer to buy at the full maximum price from a person acquiring it for use.

(1) *Delivered base price.* The delivered base price shall be the aggregate of: Mill base price to a consumer;

Rail rate of freight for the quantity sold, from governing basing point to holder's location of material. "Governing basing point", in this instance, means that established basing point the use of which results in the lowest delivered price at the holder's location of material; and

Actual transportation costs paid for delivery from holder's location of material to destination. "Destination" means the place at which the material is required for the buyer's operation.

(2) *Differentials.* Extras permitted by this paragraph may be added to and deductions provided in this paragraph shall be made from the delivered base price established in subparagraph (1) above:

(i) *Quantity differentials.* Quantity extras shall not exceed the mill quantity extras established by Revised Price Schedule 6. Quantity deductions shall not be less than mill quantity deductions established by Revised Price Schedule 6. Quantity differentials (extras or deductions) shall be determined by the total quantity ordered in one day from the holder by one person for shipment to one destination. Any quantity differentials paid by the holder to his source of supply at the time of purchase shall be disregarded.

(ii) *Other differentials.* Other extras shall not exceed the mill extras estab-

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

¹ 8 F.R. 4608, 4542, 7257, 7595, 7769, 7909, 9750, 9530, 13553, 13669; 9 F.R. 604, 1054, 3649, 4390.

² 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036.

³ 7 F.R. 8961; 8 F.R. 3313, 3533, 6173, 11806; 9 F.R. 1594, 3075.

lished by Revised Price Schedule 6. An extra may be added only if such extra was paid to the holder's source of supply and the holder can identify the material sold as that for which he paid the extra. Other deductions shall not be less than the mill deductions established by Revised Price Schedule 6.

(e) *Maximum prices for sales by resellers*—(1) *Warehoused material*. The maximum delivered price for the sale of excess stock by persons other than the holder shall be the maximum delivered price established in § 1306.159 Appendix A, § 1306.164 Appendix F, or § 1306.165 Appendix G of Revised Price Schedule 49 for the material involved when all of the following requirements are met:

(i) It has been purchased for resale in substantially the same form as received and has been removed, after such purchase, from the holder's location.

(ii) It has been delivered, before receipt of any order or acceptance of any offer for the specific lot of material or any portion thereof, to premises regularly maintained and operated by an owner of this material for the assembling of iron or steel products from several sources for resale in substantially the same form as received; and

(iii) It has been put through the operations commonly known as the warehousing of iron or steel products (as defined in § 1306.157 (s)) by a person not connected directly or indirectly, with the holder.

(2) *Unwarehoused material*. The maximum delivered price for all other sales of excess stock by a person other than the holder shall be the delivered base price set forth in subdivision (i) below, adjusted for differentials as set forth in subdivision (ii) below.

(i) *Delivered base price*. The delivered base price shall be the aggregate of: Mill base price; and

Rail rate of freight, for the quantity, from governing basing point to destination. "Governing basing point", in this instance, means that established basing point the use of which results in the lowest delivered price at destination. "Destination" means the place at which the material is required for the buyer's operation.

(ii) *Differentials*. Extras permitted by this paragraph may be added to and deductions provided in this paragraph shall be made from the delivered base price established in subdivision (i) above.

(a) *Quantity differentials*. Quantity extras shall not exceed the mill quantity extras established by Revised Price Schedule 6. Quantity deduction shall not be less than mill quantity deductions established by Revised Price Schedule 6. Quantity differentials (extras or deductions) shall be determined by the total quantity ordered in one day by one person for shipment to one destination.

(b) *Other differentials*. Other extras shall not exceed the mill extras established by Revised Price Schedule 6. Other extras may be charged only if (1) the material can be identified as that

upon which the producer is permitted to charge such extra, (2) the invoices issued in connection with the purchase of the material by the reseller specified the extras, and (3) the extras are specified by the buyer as a requirement of his purchase. Other deductions shall not be less than the mill deduction established by Revised Price Schedule 6.

(f) *Special invoicing and record keeping requirements*. (1) Every seller of excess stock, including the holder, shall mark the invoice issued in connection with the sale of such material with one of the following phrases: "Excess Stock," "Idle or Surplus Stock," or "Idle and Excess Stock."

(2) Every holder shall indicate upon his invoice "for resale" when the material is being sold for resale. It shall be the responsibility of any buyer of excess stock to indicate on his purchase bid or offer whether he intends to use or resell the material. This indication to the holder constitutes a representation to the holder and the Office of Price Administration and relieves the holder of responsibility in the determination unless he has knowledge that the representation is false.

(3) All other invoice and record keeping requirements set forth in § 1306.154 shall be observed.

This amendment shall become effective June 1, 1944.

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

Issued this 9th day of May 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-6614; Filed, May 9, 1944;
11:32 a. m.]

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

[MPR 414, Amdt. 1]

TIRE MILEAGE

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

The fourth sentence in Appendix A (d) is amended to read as follows:

The rates set forth in Tables I and II apply to the supplying of 100-level tires of the sizes and prices set forth in such tables. 100-level tires means cotton fabric tires of the seller's brand which during March 1942, in the case of passenger car tires, had a maximum retail price for the 6.00-16, four ply tire nearest \$14.75 for a manufacturer's brand or \$13.25 for a private brand; in the case of motorcycle tires, the seller's brand which during March 1942 had a maximum retail price for the 4.50-18, four ply tire nearest \$10.80; and in the case of truck and bus tires, the seller's brand which during March 1942 had a maximum retail

*17 F.R. 6854.

price for the 8.25-20, ten ply, standard highway tread tire nearest \$67.65.

This amendment shall become effective May 15, 1944.

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

Issued this 9th day of May 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-6615; Filed, May 9, 1944;
11:33 a. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C, Amdt. 121]

MILEAGE RATIONING: GASOLINE REGULATIONS

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

Ration Order 5C is amended in the following respects:

1. The center headnote "Registration of place of business" immediately preceding § 1394.8201, and §§ 1394.8201, 1394.8202, 1394.8204, and 1394.8205 are revoked.

2. In § 1394.8207 (a) (1) the phrase "except as provided in § 1394.8209" is amended to read "except as provided in subparagraph (4) of this paragraph and in § 1394.8209", and the phrase "coupons which bear the notations required by paragraphs (d) and (e) of § 1394.8004, paragraph (c) of § 1394.8006" is amended to read "coupons which bear the notations required by paragraph (e) of § 1394.8004."

3. In § 1394.8207 (a) (2) the phrase "except as provided in § 1394.8209" is amended to read "except as provided in subparagraph 4 of this paragraph and in § 1394.8209."

4. Section 1394.8207 (a) (4) is added to read as follows:

(4) The gasoline on hand at a place of business of a dealer or distributor at the time of a bona fide transfer of such place of business to a dealer or distributor may be transferred to and acquired by the transferee of the place of business, without an exchange of a ration check, coupons or other evidences.

5. Section 1394.8216 (a) is amended to read as follows:

(a) *Replenishment of shortages*—(1) *General*. Dealers and intermediate distributors may apply for replenishment for losses or shortages of gasoline through evaporation, handling, accident, or other extraordinary circumstances, and for unavoidable loss or shortage of coupons or other evidences. Except for an application made on or before July 12, 1944, applications must be made

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

*8 F.R. 15537.

within three months after the loss occurs.

(2) *How application is made.* Application shall be made by certification of shortage on Form OFA R-549 Revised to the Board having jurisdiction over the area where the place of business incurring the shortage or loss is located. The application shall be prepared in duplicate, or in triplicate if two copies are required by the Board, shall show the nature and quantity of the loss or shortage with a full explanation of the reasons therefor and must contain, among other things, the following information:

(i) The period covered by the certification;

(ii) The applicant's storage capacity as shown on his certificate of registration;

(iii) The gallonage value of all gasoline deposit certificates, coupons and other evidences on hand;

(iv) The quantity of ration credits on deposit in a ration bank account;

(v) The gallonage value of all evidences due from others for deliveries already made;

(vi) The gallonage value of evidences owing by the applicant to others;

(vii) The quantity of gasoline on hand at the beginning of the period covered by the certification;

(viii) The quantity of gasoline received during the period covered by the certification;

(ix) The quantity of gasoline on hand at the close of the period covered by the certification; and

(x) The total quantity of gasoline transferred by the applicant during the period covered by the certification.

(3) *Action by the Board and District Office on the application.* If the Board finds that the applicant has incurred the shortages claimed, that such shortages were not incurred as a result of any acts performed in violation of this order, and that the claimed shortages or any part are reasonable, the Board shall file the certification and issue to the applicant inventory coupons (or a gasoline deposit certificate, if the applicant is an intermediate distributor), equal to the amount of the shortages allowed. This, however, is subject to the following two exceptions:

(i) A shortage attributed to a loss, theft or destruction of evidence or a theft of gasoline must not be allowed unless the application has first been approved by the District Director or a person designated by him for that purpose or unless the District Director instructs the Board that it may act without such prior approval. The shortage shall in no event be allowed if it occurred because of the applicant's failure to use reasonable care in safeguarding the gasoline or evidences.

(ii) The District Director may, in his discretion, require the Board to refer any application or applications of any type to him or to some person designated by him for that purpose. An application referred in this manner shall be considered and acted upon by the District Director or the person designated by him for that purpose in the same manner in which the Board considers and acts upon applications which are not referred in this manner.

(4) No allowance of loss or shortage made under this paragraph shall operate as a waiver of any violation of this order.

6. Section 1394.8216 (b) is amended by inserting a headnote before the text to read: "*Disposal of Invalidated Coupons and Evidences.*"

7. In § 1394.8217 (a) subparagraphs (1), (2), (3) and (4) are amended to read as follows:

(1) Any shortage of gasoline which the dealer or distributor has incurred within the preceding three months (or for which he has applied to the Board for replenishment by July 12, 1944) for which he may be able to account by reason of evaporation, handling, contraction, accident, theft, absentee deliveries made pursuant to § 1394.8209, deliveries made under the conditions enumerated in § 1394.8153 (c) (1) (i), (ii) or (iii), or other extraordinary circumstances;

(2) Any excess of gasoline which the dealer or distributor has accumulated within the preceding three months (or which he has reported to the Board by July 12, 1944) for which he may be able to account by reason of expansion, deliveries made to him pursuant to § 1394.8209, or other extraordinary circumstances;

(3) Any shortage of ration credits, gasoline deposit certificates, coupons or other evidences which the dealer or distributor has incurred within the preceding three months (or for which he has applied to the Board for replenishment by July 12, 1944), for which he may be able to account by reason of theft or unavoidable loss, or by a surrender of coupons or a ration check or other evidences pursuant to § 1394.8209 in advance of a transfer of gasoline, or by a failure to receive inventory coupons or gasoline deposit certificates having a gallonage value equal to the number of gallons of gasoline which would be required to fill the storage capacity of such place of business at the time of registration, or other extraordinary circumstances;

(4) Any excess of ration credits, gasoline deposit certificates, coupons or other evidences which the dealer or distributor has accumulated within the preceding three months (or which he has reported to the Board by July 12, 1944) for which he may be able to account by reason of delivery to consumers of less gasoline than the unit value of a coupon, in accordance with § 1394.8153 (a), by absentee deliveries made to him, or by coupons, ration checks or other evidences surrendered to him in advance of transfers of gasoline, pursuant to § 1394.8209, or by other extraordinary circumstances.

Every dealer and intermediate distributor who acquires an excess of gasoline or evidences shall, by July 12, 1944 or within three months after getting the excess, report this fact to the Board with which his place of business is registered or to a representative of the District, Regional, or National Offices of the Office of Price Administration and surrender to the Board or representative evidences equal to the excess.

8. The center headnote immediately preceding § 1394.8220 is amended to read as follows: "*New Registration, Reregistrations and Cessation of Business.*"

9. Sections 1394.8220, 1394.8221, 1394.8222, 1394.8223, 1394.8224, 1394.8225 and 1394.8226 are revoked.

10. New §§ 1394.8220, 1394.8221, 1394.8222, 1394.8223 and 1394.8224 are added to read as follows:

§ 1394.8220 *Current registration is required.* (a) No dealer or distributor shall acquire or transfer gasoline at or from any place of business unless the place of business is currently registered by him pursuant to the provisions of Ration Order 5A or 5C, with the Board having jurisdiction over the area in which it is located. (Sections 1394.8221 through 1394.8226 explain the procedure and requirements for currently registering a place of business and the circumstances under which a place of business already registered must be registered again to be considered currently registered.)

§ 1394.8221 *Reregistration*—(a) *When a place of business must be reregistered.* Application must be made to reregister a place of business already registered with a Board under any of the following circumstances:

(1) The place of business is transferred for continued operation,

(2) The registrant ceases to operate the place of business as a licensed distributor but desires to operate it as a dealer or intermediate distributor.

(3) The registrant ceases to operate the place of business as a dealer or intermediate distributor but wishes to operate it as a licensed distributor.

(4) The total gasoline storage capacity of the place of business of a dealer or intermediate distributor is altered in any manner.

If application for reregistration of a place of business is required, the place is treated as not currently registered until application is made and granted in accordance with §§ 1394.8222 and 1394.8223.

(b) *When a place of business may be reregistered.* A place of business registered pursuant to the provisions of Ration Order 5A or 5C may be reregistered for the purpose of correcting an error in the last previous registration.

§ 1394.8222 *Application for registration*—(a) *General.* Application for registration shall be made by filing Form OFA R-545 with the Board having jurisdiction over the area in which the place of business is located. A separate application must be submitted for each place of business and must contain the following information:

(1) The applicant's name, firm name, business address, and type of business.

(2) The total gasoline storage capacity of the place of business.

(3) The total inventory of gasoline on hand at the place of business, at the time the application is filed, as determined by a physical inventory.

(4) The unfilled storage capacity at that time.

(5) Whether the place of business was transferred to the applicant or whether a dealer or distributor establishment preceding it at the same location was closed by a person; if so, the names of the transferor and of such person.

(6) Whether the transferor or such person referred to in subparagraph (5) controls or shares in the control of the place of business.

(7) A statement describing and explaining any relationship by blood, marriage or adoption existing between the applicant and the transferor or such person referred to in subparagraph (5); whether applicant is a creditor, debtor, employer or employee of the transferor or such person; whether the transferor or such person has any financial or proprietary interest in the business; and, if the applicant is a corporation, whether the transferor or such person holds or owns any bonds or shares of stocks issued by it.

(8) A certification as to the truth of the information disclosed by the application.

A licensed distributor or consignee of a licensed distributor desiring to operate a place of business, which, under the terms of § 1394.7551 (a) (56), is deemed to be a part of the facilities of a licensed distributor, shall omit Items 2, 3 and 4 from his application and shall state instead that the place of business is operated by a licensed distributor or by such a consignee. If the applicant will operate as such a consignee, he shall also note the name of the licensed distributor.

(b) *Additional requirements where the place of business has been transferred to the applicant*—(1) *Additional requirements for all transfers.* At the time of the transfer of the place of business the applicant must obtain from the transferor and the transferor must surrender to him the certificate of registration (Part A of Form OPA R-545), if any, for the place of business. The applicant shall endorse his name upon the certificate and deliver it to the Board with his application for registration. He must also endorse his name upon the duplicate copy of the transferor's certificate of registration on file with the Board.

(2) *Additional requirements where the transferor is a dealer or intermediate distributor.* At the time the place of business is transferred to the applicant by a dealer or intermediate distributor the applicant must obtain from the transferor and the transferor must surrender to him all gasoline deposit certificates, coupons and other evidences on hand and ration credits on deposit for the place of business. If the transferor is an intermediate distributor, he must surrender the ration credits by delivering to the applicant a check issued to the Office of Price Administration for the net balance in the ration bank account for such place of business after deducting the gallonage value of all outstanding checks. The applicant must surrender to the Board with his application the evidences thus received. He must endorse on the copies of the transferor's certificate of registration the gallonage value of these evidences.

(c) *Additional requirements upon change of status of a place of business.* A person who wishes to change his place of business from a licensed distributor establishment to a dealer or intermediate distributor establishment shall treat the change as a transfer within the meaning

of paragraph (b) (1). A person who wishes to change his place of business from a dealer or intermediate distributor establishment to a licensed distributor establishment shall treat the change as a transfer from a dealer or intermediate distributor within the meaning of paragraph (b) (1) and (2).

(d) *Additional requirements upon change of storage capacity of a place of business of a dealer or intermediate distributor.* If a dealer or intermediate distributor changes the total gasoline storage capacity of his place of business, he must, at the time of making application to the Board, surrender to it, for cancellation, the certificate of registration issued to him, and the Board shall attach to its copy of the new certificate both copies of the cancelled certificate. If the total gasoline storage capacity is decreased, the applicant shall surrender to the Board evidences equal in gallonage value to the amount of the decrease.

§ 1394.8223 *Action on application*—(a) *Approval or disapproval of application.* If the Board finds that the information submitted by the applicant is correct and that he in good faith intends to engage in business as a dealer or distributor at the place of business described in the application, the Board shall approve the application. However, if the place of business or a dealer or distributor establishment preceding it at the same location was registered in the name of a person against whom an administrative suspension order applying to that place of business or establishment is outstanding, the Board shall not act upon the application but shall transmit it to the District Director. If the District Director or any person designated by him to consider and act upon the application finds that the person against whom the administrative suspension order is outstanding controls or shares in the control of the place of business, he shall direct the Board to: (1) disapprove the application and deny registration, if the applicant is a dealer; or (2) limit approval of the application and registration to transfers to persons other than consumers, if the applicant is a distributor.

(b) *Issuance of certificate of registration.* If the Board approves the application for a place of business, the Board shall, by authorized signature, approve the certificates, file part B thereof, and return Part A to the applicant. The applicant shall retain it at that place of business and shall present it as an identification at the time of transacting business with any Board. If the Board gives only limited approval to the application of a distributor, the Board shall note on both copies of the certificate that the applicant is prohibited from making any transfers to consumers. A distributor receiving a certificate of limited registration for a place of business shall not make any transfers of gasoline from there to consumers.

(c) *Issuance of inventory coupons.* The Board shall not issue inventory coupons or a gasoline deposit certificate to a registrant of a place of business of a licensed distributor or a facility of a licensed distributor. Otherwise, the Board shall, at the time it issues the certificate of registration to the applicant,

also issue to him inventory coupons (or a gasoline deposit certificate, if he is an intermediate distributor) in a gallonage value equal to the number of gallons, if any, by which the total registered gasoline storage capacity for the place of business exceeds the total inventory of gasoline on hand. However, this is subject to the following three exceptions:

(1) If the applicant is a dealer and he acquired the place of business from a dealer or intermediate distributor who did not transfer to him gasoline and evidences at least equal in gallonage value to the total registered gasoline storage capacity of the place of business, the Board shall issue to the applicant evidences equal in amount to the evidences surrendered to him by the transferor of the place of business and report these facts to the District Director. The District Director shall determine whether the remaining evidences shall be issued. He may designate the Board or another person to make this determination. The remaining evidences shall not be issued if the District Director (or his designee) finds that the transferor of the place of business controls or shares in the control of the place of business.

(2) Even though the place of business was not transferred to the applicant but instead a dealer or intermediate distributor establishment immediately preceding that place of business at the same location was closed by a person and such person did not surrender to the Board evidences at least equal in gallonage value to the total registered gasoline storage capacity of the place of business or establishment, the Board shall issue to the applicant inventory coupons for the gallonage value of the evidences surrendered to the Board by such person and report these facts to the District Director. The District Director shall determine whether the remaining evidences shall be issued. He may designate the Board or another person to make this determination. The remaining evidences shall not be issued if the District Director (or his designee) finds that the operator of the predecessor establishment controls or shares in the control of the applicant.

(3) If a place of business is reregistered because of a change in its total storage capacity, the Board shall only issue to the registrant inventory coupons (or a gasoline deposit certificate, if he is an intermediate distributor) equal in gallonage value to the amount of the unfilled storage capacity which is added.

(d) If an application for registration is denied or is given only limited approval, pursuant to paragraph (a), or evidences are not issued, pursuant to paragraph (c) (1) or (2), because the transferor of the place of business or the operator of a predecessor establishment controls or shares in the control of the place of business, the application may be granted in full and the remaining evidences issued when the applicant shows to the satisfaction of the District Director or his designee that the transferor or the operator of the predecessor establishment does not, and will not, any longer control or share in the control of the place of business of the applicant.

(e) No action taken under this section shall operate as a waiver of any violation of this order.

§ 1394.8224 *What constitutes gasoline on hand.* (a) The registrant shall register all gasoline on hand whether in storage tanks, tank trucks, tank cars delivered to railroad sidings, drums or other containers, except gasoline in the fuel tank of a motor vehicle.

11. Section 1394.8203 is redesignated § 1394.8225.

12. A new section 1394.8226 is added to read as follows:

§ 1394.8226 *Inventory in excess of storage capacity.* (a) In any case in which the total inventory of gasoline on hand at the time of registration exceeds the total registered gasoline storage capacity at the registrant's place of business, the registrant must surrender to the Board at the earliest possible moment consumer coupons or other evidences for the difference.

13. Section 1394.8227 is redesignated § 1394.8235; the center headnote, "Inspections", preceding former § 1394.8227 is transferred to precede § 1394.8235; and a new section 1394.8227 is added to read as follows:

§ 1394.8227 *Cessation of business.* (a) Any dealer or intermediate distributor who ceases to operate as such, disposes of his stocks of gasoline, and closes his place of business without transferring it to another for continued operation, shall, at the time of final closing, deliver to the Board having jurisdiction of the area in which his place of business is located for cancellation, the certificate of registration of that place of business and a quantity of coupons or other evidences (or, if he is an intermediate distributor, shall issue to the Board a check) equal in gallonage value to the total capacity of the gasoline storage facilities of the place of business plus the gallonage value of any other coupons or other evidences deposited or on hand for that place of business (except those issued to him as a ration by a Board).

14. Section 1394.8206 is redesignated § 1394.8228.

15. Section 1394.8235 (c) is added to read as follows:

(c) Representatives of Boards, District, Region and National Offices of the Office of Price Administration are authorized to receive the surrender of any gasoline deposit certificates, coupons, or other evidences in the hands of any dealer or distributor in excess of those he is required to have on hand for his place of business under the provisions of §§ 1394.8217 (a) and 1394.8218 (b) relating to the accountability of dealers and distributors for such certificates, coupons and evidences, and invalid coupons in the hands of any dealer or distributor.

This amendment shall become effective May 13, 1944.

Note: The reporting and record keeping requirements of this amendment have been

approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

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

Issued this 9th day of May 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-6616; Filed, May 9, 1944;
11:32 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL
COMMODITIES

[MPR 376,¹ Amdt. 3]

CERTAIN FRESH FRUITS AND VEGETABLES

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

Section 4 (a) is amended by adding a sentence to read as follows:

Each regional administrator, and such state or district directors as may be authorized by the appropriate regional administrator, are authorized to act upon such applications.

This amendment shall become effective May 15, 1944.

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

Issued this 9th day of May 1944.

JAMES F. BROWNLEE,
Acting Administrator.

Approved: May 2, 1944.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 44-6617; Filed, May 9, 1944;
11:33 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL
COMMODITIES

[MPR 471,² Amdt. 4]

LEGUME AND GRASS SEEDS

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

Maximum Price Regulation 471 is amended in the following respects:

1. Section 2.7 (d) is added to read as follows:

(d) The prices set forth in paragraphs (a) and (b) may be increased at the rate of \$3.00 per 100 pounds of seed for the sale of Pioneer and Kansas Common State Certified improved varieties of processed central alfalfa seed.

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

¹ 8 F.R. 5487, 7391; 9 F.R. 2492.

² 8 F.R. 13051, 13823, 16603; 9 F.R. 1946.

2. Section 2.8 (d) is added to read as follows:

(d) The prices set forth in paragraphs (a) and (b) may be increased at the rate of \$3.00 per 100 pounds of seed for the sale of Hairy Peruvian, Arizona Chilean, Cimarron, New Mexico Common, and Texas Southwestern Common State Certified improved varieties of processed southern alfalfa seed.

3. Section 4.5 (e) is added to read as follows:

(e) The prices set forth in paragraphs (a) and (b) may be increased at the rate of \$3.00 per 100 pounds of seed for the sale of Common Biennial White State Certified variety of processed sweet clover seed.

This amendment shall become effective June 1, 1944.

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

Issued this 9th day of May 1944.

JAMES F. BROWNLEE,
Acting Administrator.

Approved: May 2, 1944.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 44-6618; Filed, May 9, 1944;
11:33 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 1 to GMPR, Amdt. 55]

CERTAIN SALES OF SPECIFIED COAL CARBONIZATION AND CARBURATED WATER GAS BY-PRODUCTS

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

Section 3.2 (o) is added to read as follows:

(o) Sales and deliveries to buyers for further processing pursuant to sliding-scale contracts (as defined in subparagraph (2) hereof) of the coal carbonization and carburated water-gas by-products hereinafter listed and defined in subparagraph (1): *Provided*, That within 30 days following the close of each price adjustment period established by the contract, but in no case less frequently than once every calendar year the buyer shall submit a written report to the Chemicals and Drugs Branch, Office of Price Administration, Washington, D. C., containing the information required by subparagraph (3) hereof.

(1) *Commodities covered* (In no event shall the following be construed to include products obtained from petroleum alone):

(i) "Crude light oil" meaning an oil recovered from gases produced from coal or from coke and petroleum or from distillation of tar containing high percentages of benzol, toluol and xylols.

(ii) "Carbolate or sodium phenolate" meaning an aqueous solution of the so-

dium salts of tar acids produced when oils or other coal carbonization by-products containing tar acids are treated with caustic soda.

(iii) "Tar acid oil or carbolic oil" meaning a distillate containing tar acids, naphthalenes, and other coal tar chemicals distilling largely below 350 degrees centigrade and having a specific gravity below 1.060 at 15.5 degrees centigrade.

(iv) "Crude pyridine bases or crude tar bases" which are crude mixtures of organic nitrogen compounds such as pyridine, quinoline, and their homologues which are recovered from coal carbonization gases or liquors or from coal tar distillates.

(2) "Sliding-scale contract" means either or both of the following:

(i) A participating contract whereby the seller's price for the commodities listed in subparagraph (1) varies according to the revenue obtained by the buyer from the sale of derivatives produced by him and listed in such participating contract; or

(ii) A contract under which the seller's price for the commodities listed in subparagraph (1) varies according to the amount of the constituents derived from the crudes and referred to in such contract.

(3) Information required in reports:

(i) The name of each seller and the location of each seller's plant from which the products listed in subparagraph (1) were obtained.

(ii) The total amount, in gallons, for each of such products purchased from each seller during the preceding price adjustment period established by the contract or most recent calendar year as the case may be, and the maximum price per gallon on each sale under the provisions of the General Maximum Price Regulation.

(iii) The price per gallon for each of the commodities listed in subparagraph (1) purchased during such adjustment period as determined under the provisions of the applicable sliding-scale contract.

This amendment shall become effective May 15, 1944.

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

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

Issued this 9th day of May 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-6619; Filed, May 9, 1944;
11:33 a. m.]

TITLE 43—PUBLIC LANDS; INTERIOR

Chapter I—General Land Office¹

[Public Land Order 225]

ALASKA

WITHDRAWING PUBLIC LANDS FOR CLASSIFICATION

By virtue of the authority vested in the President by the act of June 25, 1910, c. 421, 36 Stat. 847, as amended by the act of August 24, 1912, c. 369, 37 Stat. 497 (U.S.C., title 43, secs. 141-143), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights and the provisions of outstanding withdrawals, the public lands within the following-described areas in Alaska are hereby temporarily withdrawn from settlement, location, sale, or entry, for classification:

BIRCH LAKE

Latitude 64°18' N., Longitude 146°40' W.
All lands within one-half mile of Birch Lake, including all islands, embracing among other lands the following surveyed subdivisions:

FAIRBANKS MERIDIAN

T. 7 S., R. 5 E.,

Sec. 13;

Sec. 14, lots 2, 3, and NE¼;

Sec. 24, NW¼NE¼ and NE¼NW¼;

The areas described aggregate approximately 2,300 acres, including 2,188 acres of public land and 112 acres of nonpublic land.

SUMMIT LAKE

Latitude 63°07' N., Longitude 146°32' W.
All lands within one-half mile of Summit Lake, including all islands.

The areas described aggregate approximately 11,000 acres.

PAXSONS LAKE

Latitude 62°55' N., Longitude 145°30' W.
All lands within one-half mile of Paxsons Lake, including all islands.

The areas described aggregate approximately 8,000 acres.

MENTASTA LAKE

Latitude 62°55' N., Longitude 143°47' W.
All lands within one-half mile of Mentasta Lake, including all islands.

The areas described aggregate approximately 4,100 acres.

GLACIER POINT

A tract of land on Glacier Point in latitude 61°48' N., longitude 147°40'30" W., described as follows:

Beginning at a point on the right bank of Caribou Creek at intersection with the south boundary of the right of way of the Glenn Highway; thence

Southerly and westerly along the Glenn Highway approximately 1½ miles;

South approximately 0.1 mile to the Matanuska River;

Southeasterly and northerly along the right bank of the Matanuska River to the mouth of Caribou Creek;

Northwesterly along the right bank of Caribou Creek to the point of beginning.

The tract described contains approximately 600 acres.

¹ Appendix.

Executive Order No. 4747 of October 24, 1927, withdrawing a portion of the land at Birch Lake for townsite purposes, is hereby revoked.

ABE FORTAS,
Acting Secretary of the Interior.

APRIL 21, 1944.

[F. R. Doc. 44-6577; Filed, May 9, 1944;
10:04 a. m.]

[Public Land Order 226]

ALASKA

WITHDRAWING PUBLIC LANDS FOR CLASSIFICATION

By virtue of the authority vested in the President by the act of June 25, 1910, c. 421, 36 Stat. 847, as amended by the act of August 24, 1912, c. 369, 37 Stat. 497 (U.S.C., title 43, secs. 141-143), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the public lands within the following-described areas in Alaska are hereby temporarily withdrawn from settlement, location, sale, or entry, for classification:

All lands on the north banks of the Kiehini and Ohlkat Rivers, within one-half mile of the center line of the highway from Haines, Alaska, in secs. 26 and 27, T. 30 S., R. 59 E., Copper River Meridian, to a point on the International Boundary between the United States and Canada, in sec. 14, T. 23 S., R. 53 E., approximately 40 miles, embracing, among other lands, the following-described surveyed subdivisions:

COPPER RIVER MERIDIAN

T. 23 S., R. 53 E.,

Secs. 13, 14, and 24.

T. 28 S., R. 54 E.,

Secs. 22, 23, and 24.

T. 28 S., R. 55 E.,

Secs. 19, 22, 23, and 25 to 30 inclusive.

T. 28 S., R. 56 E.,

Secs. 29 and 30;

Sec. 31, lots 1, 2, and 3;

Secs. 32, 33, and 34.

T. 29 S., R. 57 E.,

Sec. 8, lot 1;

Sec. 15, all;

Sec. 18, E½NE¼;

Sec. 22, NE¼ and NE¼SE¼;

Secs. 23 and 25;

Sec. 26, lots 1 to 7 inclusive, SE¼NW¼, SE¼;

Sec. 36, all.

T. 30 S., R. 58 E.,

Secs. 6, 7, 8, 14, and 24.

T. 30 S., R. 59 E.,

Secs. 19 and 27 to 30, inclusive.

The withdrawal made by this order shall be subject to the reservation of a sixty-foot strip on the International Boundary between the United States and Canada made by Proclamations No. 810 of June 15, 1908, and No. 1196 of May 3, 1912, and the reservation for the use of the Alaska natives residing at the village of Klukwan made by Executive Order No. 1764 of April 21, 1913, as conformed to the legal subdivisions of the public-land

surveys by Executive Order No. 3673 of May 15, 1922.

ABE FORTAS,
Acting Secretary of the Interior.

APRIL 21, 1944.

[F. R. Doc. 44-6578; Filed, May 9, 1944;
10:04 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Coal Mines Administration.

[Order CMA-26]

THORNBOTTOM COAL AND COKE CO., ET AL. ORDER TERMINATING GOVERNMENT POSSESSION

I have been advised that the coal mines of the mining companies listed in Appendix A have been worked out, abandoned, or otherwise have become inactive. Based on such advice, after consideration of all of the circumstances, I find that possession by the Government of such mines is not required for the furtherance of the war program.

Accordingly, I order and direct that the possession by the Government of the mines of the mining companies listed in Appendix A, which is attached hereto and made a part hereof, including any and all real and personal property, franchises, rights, facilities, funds, and other assets used in connection with the operation of such mines, be, and it is hereby terminated, and that there be conspicuously displayed at those mining properties copies of a poster to be supplied by the Coal Mines Administration, and reading as follows:

NOTICE: Government possession and control of the coal mines of this mining company have been terminated by order of the Secretary of the Interior.

Nothing contained herein shall be deemed to preclude the Government from requiring the submission of information relating to operations during the period of Government possession, for the purpose of ascertaining the existence and amount of any claims against the United States so that the administration of the provisions of Executive Order No. 9393 (8 F.R. 14877) may be concluded in an orderly manner, except as those requirements may have been waived in accordance with the provisions of section 40 of the Regulations for the Operation of Coal Mines under Government Control, as amended (8 F.R. 6655, 10712, 11344, 17339).

Dated: May 8, 1944.

[SEAL] HAROLD L. ICKES,
Secretary of the Interior.

APPENDIX A

Name of Mining Company and Address
1. Thornbottom Coal & Coke Company, Star Route, Box 35, Connelsville, Pa.
2. R. & O. Coal Company, R. D. No. 3, New Castle, Pennsylvania.
3. The Mine "B" Coal Company, Box 311, Springfield, Illinois.
4. Carbon Gas Coal Company, Inc., Thompson Building, Kittanning, Pennsylvania.
5. Metro Coal & Limestone, Inc., Belden Avenue, Southeast, P. O. Box No. 48, Canton, Ohio.

6. Henrietta Coal Company, Inc., P. O. Box 11, Houtzdale, Pennsylvania.
7. Ivywood Coal Company, 343 S. Main Street, Butler, Pennsylvania.
8. Ottawa Mining Co., 239 W. Wood Street, Paris, Illinois.

[F. R. Doc. 44-6626; Filed, May 9, 1944;
11:43 a. m.]

General Land Office.

UTAH

MODIFICATION OF GRAZING DISTRICTS

Under and pursuant to the provisions of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315 et seq.), and subject to the limitations and conditions therein contained, Utah Grazing Districts Nos. 2, 3, and 4 are modified as follows.

The following-described lands are excluded from Grazing District No. 2 and added to Grazing District No. 3:

UTAH

SALT LAKE MERIDIAN

T. 16 S., R. 1 W.,
Secs. 30 and 31, those parts south and west of Sevier River.
T. 17 S., R. 1 W.,
Sec. 6, that part south of Sevier River; Sec. 7.
T. 14 S., R. 2 W.,
Sec. 31, that part south of Sevier River.
T. 15 S., R. 2 W., partly unsurveyed,
Secs. 6, 7, and 8, those parts west of Sevier River;
Secs. 14, 15, 16, and 17, those parts south of Sevier River;
Secs. 18 to 21, inclusive;
Secs. 22, 23, 26, and 27, those parts south and west of Sevier River;
Secs. 28 to 33, inclusive;
Sec. 34, that part west of Sevier River.
T. 16 S., R. 2 W.,
Sec. 3, that part west of Sevier River;
Secs. 4 to 9, inclusive;
Secs. 10, 11, 14, and 15, those parts west of Sevier River;
Secs. 16 to 21, inclusive;
Secs. 22, 23, 26 and 27, those parts west of Sevier River;
Secs. 28 to 34, inclusive;
Secs. 35 and 36, those parts west and south of Sevier River.
T. 17 S., R. 2 W.,
Secs. 1 and 2, those parts south of Sevier River;
Secs. 3 to 18, inclusive;
Secs. 22, 23, and 24.
T. 15 S., R. 3 W.,
Secs. 1 and 2;
Sec. 10, E $\frac{1}{2}$ NE $\frac{1}{4}$ and S $\frac{1}{2}$;
Secs. 11 to 16, inclusive;
Sec. 17, E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 20, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 21, lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 22, NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 23, 24, and 25;
Sec. 26, NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 27, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 36.
T. 16 S., R. 3 W.,
Sec. 1, E $\frac{1}{2}$;
Sec. 12, E $\frac{1}{2}$;
Secs. 13, 24, and 25;
Sec. 26, E $\frac{1}{2}$;
Sec. 35, E $\frac{1}{2}$;
Sec. 36.

T. 17 S., R. 8 W.,
Sec. 1;
Sec. 2, E $\frac{1}{2}$;
Sec. 11, E $\frac{1}{2}$;
Secs. 12 and 13;
Sec. 14, E $\frac{1}{2}$.

The following-described lands are excluded from Grazing District No. 4 and added to Grazing District No. 3:

T. 31 S., R. 8 W.,
Sec. 4, lots 3, 4, 5, 6, 11, 12, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Secs. 5, 6, and 7;
Sec. 8, NE $\frac{1}{4}$, W $\frac{1}{2}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 17, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 18;
Sec. 19, lot 1, N $\frac{1}{2}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$.
T. 31 S., R. 9 W.,
Secs. 1 to 9, inclusive;
Sec. 10, N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 11, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 12;
Sec. 13, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 14, NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 16, N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 17, N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 18;
Sec. 19, NE $\frac{1}{4}$, W $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 20, N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 30, lots 1, 2, 3, 4, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 31, lot 1.
T. 31 S., R. 10 W.,
Secs. 1 to 30, inclusive;
Sec. 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 32, N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Secs. 33, 34, and 35;
Sec. 36, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and N $\frac{1}{2}$ SW $\frac{1}{4}$.
T. 32 S., R. 10 W.,
Sec. 2, lot 4;
Sec. 3, lots 1 to 4, inclusive, S $\frac{1}{2}$ NW $\frac{1}{4}$, and N $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 4, N $\frac{1}{2}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 5, lot 1.
T. 31 S., R. 11 W.,
Secs. 1 to 18, inclusive;
Sec. 19, N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 20 to 26, inclusive;
Sec. 27, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 28, N $\frac{1}{2}$;
Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 35, N $\frac{1}{2}$ N $\frac{1}{2}$.
T. 31 S., R. 12 W.,
Secs. 1 to 16, inclusive;
Sec. 21, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 22, N $\frac{1}{2}$ N $\frac{1}{2}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 23, N $\frac{1}{2}$ N $\frac{1}{2}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 24, NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$.

ABE FORTAS,

Acting Secretary of the Interior.

MAY 1, 1944.

[F. R. Doc. 44-6584; Filed, May 9, 1944;
10:04 a. m.]

Office of the Secretary.

NEVADA

ELIMINATION FROM PROPOSED GRAZING DISTRICT

Under and pursuant to the provisions of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315) the order of the Secretary of the Interior of November 24, 1937, withdrawing lands in Nevada for a proposed grazing district, is hereby revoked as to the hereinafter described lands. This revocation is made

because of certain equities involved in the desert-land application, Carson City 020893, of Reuben James Kelly for this land:

NEVADA

MOUNT DIABLO MERIDIAN

T. 10 S., R. 47 E., sec. 31, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

OSCAR L. CHAPMAN,

Assistant Secretary of the Interior.

APRIL 21, 1944.

[F. R. Doc. 44-6585; Filed, May 9, 1944; 10:04 a. m.]

Solid Fuels Administration for War.
PRODUCERS, COMMERCIAL DOCK OPERATORS
AND LAKE OR TIDEWATER FORWARDERS

NOTICE CONCERNING REPORT FORM

Form SFA No. 79 has been revised in order to provide for the reporting of certain essential information required by § 602.175 of Solid Fuels Administration for War Revised Regulation No. 10. A copy of the revised form, which has been approved by the Bureau of the Budget, is attached hereto.¹ Persons who have on hand a supply of the previous SFA Form No. 79 may utilize that supply by making corrections to conform with the newly revised form.

Part A, as revised, will henceforth be used for reporting all shipments, regardless of method of movement, when the name of the industrial consumer or railroad is known and the tonnage shipped has been earmarked or segregated for such industrial consumer or railroad.

Part B, as revised, will be used for reporting waterborne shipments for which the name of the commercial dock operator and dock is known, but when the name of the ultimate consumer or railroad is not known.

In order to facilitate the rapid tabulation of necessary data, producers in District No. 8 are hereby required to file Form SFA No. 79 in duplicate with the Area Distribution Manager for that district.

In connection with the filing of SFA Form No. 79, the following offices should be substituted, where appropriate, for those shown in Appendix A to SFAW Revised Regulation No. 10:

Producers in District No. 7 shall file Form SFA No. 79 with the Solid Fuels Administration for War, Washington 25, D. C.

Producers in District No. 12 shall file the form with J. C. Fitzpatrick, 1161 Merchandise Mart Building, Chicago 54, Illinois.

Producers in Districts Nos. 16, 17 and 18 shall file the form with R. B. Griffith, 718-721 Boston Building, Denver 2, Colorado.

Producers in Districts Nos. 19, 20 and 22 shall file the form with J. E. Parker, Room 457, Union Pacific Building Annex, 19 W. S. Temple Street, Salt Lake City, Utah.

Producers in District No. 23 shall file the form with E. C. Ferguson, 6630 Henry Building, Seattle, Washington.

Dated: April 28, 1944.

C. J. POTTER,
Deputy Administrator.

[F. R. Doc. 44-6572; Filed, April 28, 1944; 11:59 a. m.]

¹ Filed as part of the original document.

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

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

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

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

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

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

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order September 20, 1940 (5 F.R. 3748), and as further amended by Administrative Order, March 13, 1943 (8 F.R. 3079).

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

Independent Telephone Learner Regulations, September 27, 1940 (5 F.R. 3829).

Knitted Wear Learner Regulations, October 10, 1940 (5 F.R. 3983), as amended by Administrative Order, March 13, 1943 (8 F.R. 3079).

Millinery Learner Regulations, Custom Made and Popular Priced, August 29, 1940 (5 F.R. 3392, 3393).

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

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

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

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

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

APPAREL INDUSTRY

Wilkes-Barre Cap Manufacturing Company, 88 E. Northampton Street, Wilkes-Barre, Pennsylvania; miners' caps and helmets, work caps, miners' goggles; 2 learners (T); effective May 8, 1944, expiring May 7, 1945.

Irvin Y. Yoder, Reinerton, Pennsylvania; U. S. Government Marine shorts; 5 learners

(T); effective May 6, 1944, expiring May 5, 1945.

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

American Sportswear Company, 71 South Main Street, Brigham City, Utah; leather work clothes; 20 learners (AT); effective May 9, 1944, expiring November 8, 1944.

Boreva Sportswear Incorporated, Cottage Grove, Wisconsin; slacks, skirts, bobby suits, play suits; 10 learners (T); effective May 3, 1944, expiring May 2, 1945.

The Brunner Company, Cleveland Avenue, Ashtabula, Ohio; defense slacks, slack suits and dresses, women's and misses' day time apparel; 10 learners (T); effective May 6, 1944, expiring May 5, 1945.

City Shirt Company, 19-21 West Vine Street, Mahanoy City, Pennsylvania; men's shirts; 10 percent (T); effective May 2, 1944, expiring May 1, 1945.

Home Manufacturing Company, 741 East Eldorado Street, Decatur, Illinois; wash dresses; 10 percent (T); effective May 7, 1944, expiring May 6, 1945.

Kleeson Company, Jefferson Avenue, Mountsville, West Virginia; work and dress pants; 25 learners (AT); effective May 3, 1944, expiring November 2, 1944.

Lenoir Shirt Company, Caswell Street, Winston, North Carolina; men's cotton dress shirts; 10 percent (T); effective May 6, 1944, expiring May 5, 1945.

S. Liebovitz & Sons, Inc., Duplan Building, Hazleton, Pennsylvania; sport shirts; 10 percent (T); effective May 3, 1944, expiring May 2, 1945.

Lin Dol Dress Company, First National Bank Building, Patton, Pennsylvania; children's cotton dresses; 10 learners (T); effective May 6, 1944, expiring May 5, 1945.

I. Lindenberg, 28 N. Sixth Street, Philadelphia, Pennsylvania; dresses; 5 learners (T); effective May 2, 1944, expiring May 1, 1945.

Nite Kraft Corporation, Third and Race Streets, Sunbury, Pennsylvania; U. S. A. cotton drawers, shorts and pajamas, nightwear for men, women and children; 10 percent (T); effective May 6, 1944, expiring May 5, 1945.

Rice-Stix Dry Goods Company, Factory #3, Blytheville, Arkansas; men's and boys' woven underwear, work and dress shirts, pajamas; 20 percent (AT); effective May 6, 1944, expiring November 5, 1944.

Shawnee Garment Manufacturing Company, 115½ North Bell Street, Shawnee, Oklahoma; pants, overalls, shirts, coats; 10 learners (AT); effective May 4, 1944, expiring September 1, 1944.

Steelton Apparel Company, 709 South Second Street, Steelton, Pennsylvania; dresses; 10 learners (T); effective May 1, 1944, expiring April 30, 1945.

Stone Manufacturing Company, 25 East Court Street, Greenville, South Carolina; ladies' slippers, children's sunsuits, underwear, and sleepers, nurses' and work aprons; 10 percent (T); effective May 3, 1944, expiring May 2, 1945.

Tex-Son Company, 3021 West Martin Street, San Antonio, Texas; boys' sportwear, children's cotton garments; 10 learners (T); effective May 8, 1944, expiring May 7, 1945.

Thurmond Manufacturing Company, Rutledge, Georgia; work pants; 10 learners (T); effective May 8, 1944, expiring May 7, 1945.

Wm. S. Wismer Clothing Factory, Main Street, Silverdale, Pennsylvania; men's trousers; 5 learners (T); effective May 2, 1944, expiring May 1, 1945.

GLOVE INDUSTRY

Alma Knitting Mills, Inc., 11 East Pine Street, Gloversville, New York; knit wool gloves and mittens; 5 learners (T); effective May 7, 1944, expiring May 6, 1945.

The Boss Manufacturing Company, Leavenworth, Kansas; work gloves; 35 learners (E); effective May 5, 1944, expiring November 4, 1944.

The Boss Manufacturing Company, Chillicothe, Missouri; work gloves; 40 learners (E); effective May 5, 1944, expiring November 4, 1944.

HOSIERY INDUSTRY

Albany Manufacturing Company, Inc., Slappey Drive, Albany, Georgia; full-fashioned hosiery; 10 percent (AT); effective May 8, 1944, expiring November 7, 1944.

Douglas Silk Products Company, Douglas, Georgia; full-fashioned hosiery; 5 learners (T); effective May 3, 1944, expiring May 2, 1945.

Farmers Mill, Carrollton, Georgia; seamless hosiery; 5 learners (T); effective May 6, 1944, expiring May 5, 1945.

K. W. Knitting Mill, Mohnnton, Pennsylvania; seamless hosiery; 5 learners (T); effective May 7, 1944, expiring May 6, 1945.

Phoenix Hosiery Company, 320 East Buffalo Street, Milwaukee, Wisconsin; seamless and full-fashioned hosiery; 10 percent (AT); effective May 8, 1944, expiring November 7, 1944.

Rutledge Hosiery Mill Company, Rutledge, Tennessee; seamless hosiery; 10 learners (AT); effective May 6, 1944, expiring November 5, 1944.

Spalding Knitting Mills, Broad Street, Griffin, Georgia; seamless hosiery; 15 percent (AT); effective May 3, 1944, expiring November 2, 1944.

Waldensian Hosiery Mills, Inc., Valdese, North Carolina; full-fashioned and seamless hosiery; 10 percent (AT); effective May 2, 1944, expiring November 1, 1944.

TEXTILE INDUSTRY

Belton Mills, Belton, South Carolina; cotton and rayon; 8 learners (T); effective May 1, 1944, expiring April 30, 1945.

Juliette Milling Company, Juliette, Georgia; cotton yarn and twine; 5 percent (AT); effective May 3, 1944, expiring November 2, 1944.

National Fabrics Corporation, Buena Vista, Virginia; thrown and broad rayon; 8 learners (AT); effective May 8, 1944, expiring November 7, 1944.

Oconee Mills, Inc., Westminster, South Carolina; cotton yarn, cotton sheet blankets; 6 percent (AT); effective May 3, 1944, expiring November 2, 1944.

J. W. Sanders Cotton Mill, Incorporated, Starkville, Mississippi; cotton chambrays; 15 learners (AT); effective May 3, 1944, expiring November 2, 1944.

Signed at New York, N. Y., this 6th day of May 1944.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 44-6550; Filed, May 8, 1944;
2:44 p. m.]

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

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

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940,

5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

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

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

Bristol Paper Box Company, Inc., 1305 W. State Street, Bristol, Virginia; converted paper products; 2 learners (T); staying and ending, stripping and topping for a learning period of 240 hours at 35 cents per hour; effective May 9, 1944, expiring November 9, 1944.

Camark Pottery, Pottery Road, Camden, Arkansas; pottery; 2 learners (T); washer trimmer for a learning period of 160 hours at 35 cents per hour; effective May 4, 1944, expiring November 4, 1944.

Rio Grande Button Factory, 410 Illinois Street, Mercedes, Texas; buttons; 6 learners (T); cutter for a learning period of 480 hours at 30 cents per hour for the first 320 hours and 35 cents per hour for the next 160 hours; effective May 12, 1944, expiring November 13, 1944.

M. W. Smith Lumber Company, Jackson, Alabama; Lumber; 13 learners (T); band rip saw operator, cut-up sawyer, lumber and shock grader for a learning period of 160 hours at 35 cents per hour; effective May 8, 1944, expiring November 8, 1944.

The Times-Reporter Printing Company, Box Q, Adams, Wisconsin; printing; 1 learner (T); printer for a learning period of 480 hours at 30 cents per hour; effective May 7, 1944, expiring November 6, 1944.

Signed at New York, this 6th day of May 1944.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 44-6551; Filed, May 8, 1944;
2:44 p. m.]

EMPLOYMENT OF HOMEWORKERS IN EMBROIDERIES INDUSTRY

POSTPONEMENT OF EFFECTIVE DATE OF REGULATIONS

In the matter of the postponement of the effective date of the provisions in the wage order for and the regulations applicable to the employment of home workers in the embroideries industry, Title 29, Chapter V, Code of Federal Regulations, Part 633 and § 633.100.

Whereas the Administrator of the Wage and Hour Division of the United States Department of Labor on August 21, 1943 issued: (1) a wage order establishing a minimum wage rate of 40 cents an hour for the Embroideries Industry

effective September 20, 1943, and prescribing terms and conditions applicable to industrial home work employment in such industry effective November 15, 1943 and (2) regulations applicable to industrial home work employment in the embroideries industry, pursuant to such wage order and sections 8 (f) and 11 (c) of the Fair Labor Standards Act of 1938; and

Whereas the Acting Administrator issued an order on March 4, 1944 (8 F.R. 2269) postponing the effective date of the terms and conditions relating to home work and the regulations to May 15, 1944; and

Whereas petitions for review of the terms and conditions of such wage order have been filed pursuant to section 10 (a) of the Fair Labor Standards Act in the United States Circuit Court of Appeals for the Second Circuit; and

Whereas the Administrator has determined that the effective date of the industrial home work provisions in the wage order for and regulations applicable to the employment of home workers in the embroideries industry shall be postponed pending a decision by the court upon the petitions;

Now, therefore, it is hereby ordered, That the effective date of the industrial home work provisions in the wage order for and regulations applicable to the employment of home workers in the embroideries industry is extended to June 26, 1944.

Signed at New York, New York, this 4th day of May 1944.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 44-6552; Filed, May 8, 1944;
2:44 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 103, Special Permit 9]

MOVEMENT OF CANADIAN MALTING BARLEY FROM DULUTH, MINN., TO MEXICO

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.4, 8 F.R. 572) of Service Order No. 103 of January 12, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 103 insofar as it applies to the acceptance and movement by railroad of 20 carloads of Canadian malting barley shipped by the Russell-Miller Milling Company, Duluth, Minnesota, to destination in Mexico, at the rate of three cars a day provided shipper will advise car numbers and dates of shipment of each car.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission

at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 4th day of May 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-6535; Filed, May 8, 1944;
11:48 a. m.]

[S. O. 200, Amended, General Permit 1]

REICING OF POTATOES FROM ALABAMA

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.337, 9 F.R. 4402) of Service Order No. 200 of April 22, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

On any refrigerator car loaded with potatoes originating at any point in Alabama, after the first or initial icing at an icing station not beyond Atlanta, Georgia, or Jackson, Memphis or Nashville, Tennessee, to reice once in transit to full bunker capacity at the first regular icing station en route beyond the station where car was initially iced; except that on cars routed through Atlanta, Georgia, the one reicing authorized may be ordered by the shipper and accorded by the carrier at the first regular icing station en route beyond Atlanta.

This general permit shall become effective at 12:01 p. m., May 5, 1944, and the reicing authorized herein may be accorded on such refrigerator cars moving at that time. This general permit shall expire at 12:01 a. m., June 10, 1944.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 4th day of May 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-6536; Filed, May 8, 1944;
11:48 a. m.]

[S. O. 201, Special Permit 1]

TRANSPORTATION OF ICE TO INYOKERN, CALIF.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.338, 9 F.R. 4480) of Service Order No. 201 of April 25, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 201 insofar as it applies to the transportation of ice in not to exceed six RS type refrigerator cars per week from Bakersfield, California, to Inyokern, California, served by the Southern Pacific Company.

This permit shall become effective May 2, 1944, and shall expire with October 31, 1944. The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 2d day of May, 1944.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 44-6537; Filed, May 8, 1944;
11:48 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

MEEHANITE METAL CORP., ET AL.

NOTICE OF SUMMARY PROCEEDING FOR ALLOWANCE OF CLAIMS

In the matter of the claims of: Meehanite Metal Corporation, APC-17 re Patent No. 1,887,453 et al., vested by Vesting Order No. 201; The Firestone Tire and Rubber Company, APC-17 re Patent No. 1,730,441, vested by Vesting Order No. 201; Rene Tamplier, APC-16 re Patent No. 2,192,872 et al., vested by Vesting Order No. 666; Coro, Inc., formerly Cohn & Rosenberger, Inc., APC-17 re Patent No. 1,798,867, vested by Vesting Order No. 666; Chemipulp Process, Inc., APC-17 re Patent No. 1,576,970 et al., vested by Vesting Order 201; Emil Zipper, APC-16 re Patent Application Serial No. 336,280 and Patent No. 2,242,986 et al., vested by Vesting Orders Nos. 205, 201 and 666; Freyberg Bros.-Strauss, Inc., APC-17 re Patent No. 1,990,849, vested by Vesting Order No. 666; and Precise Products Corporation, APC-17 re Patent No. 2,170,036 et al., vested by Vesting Order No. 201.

The Alien Property Custodian having by the vesting orders above identified vested the above described property as property of nationals of a foreign country; and each claimant above identified having filed a notice of claim alleging that said claimant is the owner of the property described in each notice of claim respectively and that said claimant is not a national of a designated enemy country; and recommendation for allowance of each of said claims having been submitted:

Notice is hereby given, pursuant to § 501.1 (h) of the regulations of the Office of Alien Property Custodian (8 Fed. Reg. 16709), that copies of the said vesting orders, claims and recommendations are available for public inspection in Room 633, Office of Alien Property Custodian, National Press Building, 14th and F Streets, N. W., Washington, D. C., and that any person asserting any objection to allowance of the claims shall on or before May 20, 1944, file with the under-

signed at the above address an application for a hearing accompanied by a statement of the reasons therefor.

The foregoing characterizations of the claims are for informational purposes only, and shall not be construed to constitute an admission or an adjudication by the Office of Alien Property Custodian as to the nature or validity of the claims.

[SEAL] VESTED PROPERTY CLAIMS
COMMITTEE,

JOHN C. FITZGERALD,
Chairman.

MICHAEL F. KRESKY,
NUGENT DODDS.

MAY 6, 1944.

[F. R. Doc. 44-6518; Filed, May 8, 1944;
10:50 a. m.]

[Vesting Order 3480]

YEMIKO AND AKIRA NAKAYAMA

In re: Guardianship estate of Yemiko Nakayama and Akira Nakayama, minors; File: D-66-1611; E. T. sec. 10026 (H-179).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Arthur E. Restarick, Guardian, acting under the judicial supervision of the Circuit Court of the First Judicial Circuit, Territory of Hawaii;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely,

Nationals and Last Known Address

Yemiko Nakayama, Japan.
Akira Nakayama, Japan.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Japan; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Yemiko Nakayama and Akira Nakayama, and each of them, in and to the Guardianship Estate of Yemiko Nakayama and Akira Nakayama, Minors, in the possession of Arthur E. Restarick, Guardian,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return

such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: April 17, 1944.

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

[F. R. Doc. 44-6514; Filed, May 8, 1944;
10:50 a. m.]

[Vesting Order 3530]

H. A. LUNSMANN

In re: Estate of H. A. Lunsman, also known as Herman A. Lunsman, Herman Lunsman and Hermann A. Lunsman, deceased; File: D-28-7497; E. T. sec. 7828.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Adolf Lunsman and George H. Hauerken, Administrators, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Anna Catherine Meyer, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Anna Catherine Meyer, in and to the Estate of H. A. Lunsman, also known as Herman A. Lunsman, Herman Lunsman and Hermann A. Lunsman, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: April 24, 1944.

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

[F. R. Doc. 44-6515; Filed, May 8, 1944;
10:50 a. m.]

[Supplemental Vesting Order 3566]

Z. HORIKOSHI & COMPANY, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found in Vesting Order Number 198, dated September 30, 1942, that Z. Horikoshi & Company, Inc., is a business enterprise within the United States and a national of a designated enemy country (Japan);

2. Finding that Hajimu Horikoshi has a claim against Z. Horikoshi & Company, Inc., which claim as of September 30, 1943, amounted to \$1,835 subject, however, to any accruals or deductions subsequent thereto and represents an interest in Z. Horikoshi & Company, Inc.;

3. Finding that Hajimu Horikoshi, whose last known address is Japan, is a national of a designated enemy country (Japan);

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

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

hereby vests in the Alien Property Custodian the interest of Hajimu Horikoshi in Z. Horikoshi & Company, Inc., represented on the books and records of Z. Horikoshi & Company, Inc., as an account payable, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

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

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

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

Executed at Washington, D. C., on May 3, 1944.

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

[F. R. Doc. 44-6516; Filed, May 8, 1944;
10:51 a. m.]

[Supplemental Vesting Order 3567]

J. S. MIWA & COMPANY, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order Number 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found in Vesting Order Number 2783, dated December 15, 1943, that J. S. Miwa & Company, Ltd., and J. S. Miwa are nationals of a designated enemy country (Japan);

2. Finding that of the outstanding stock of J. S. Miwa & Company, Ltd., a corporation organized and doing business under the laws of the Territory of Hawaii and a business enterprise within the United States, consisting of 826 shares of capital stock having a par value of \$100 a share, three shares (0.37%) are registered in the names of the following in the number opposite each name and are beneficially owned by J. S. Miwa and are evidence of an interest in said business enterprise:

Name	Number of shares
Kazulichi Kodama	1
Hanako Yano	1
Shigeru Omori	1
Total	3

and determining:

3. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification,

and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian three shares of the capital stock of J. S. Miwa & Company, Ltd., represented by certificates 12, 13 and 14, registered in the names of Kazuichi Kodama, Hanako Yano and Shigeru Omori, respectively, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

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

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

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

Executed at Washington, D. C., on May 3, 1944.

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

[F. R. Doc. 44-6517; Filed, May 8, 1944; 10:51 a. m.]

[Vesting Order 2827, Amdt.]

FORTUNA-WERKE A. G.

In re: Fortuna-Werke splitting machine and 14 spare parts owned by Fortuna-Werke A. G., of Stuttgart, Germany.

Vesting Order Number 2827, dated December 18, 1943, is hereby amended as follows and not otherwise:

By deleting the words "and electric motor" appearing in paragraph 3 thereof.

All other provisions of said Vesting Order Number 2827 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D. C., on May 3, 1944.

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

[F. R. Doc. 44-6512; Filed, May 8, 1944; 10:50 a. m.]

[Vesting Order 2904, Amdt.]

METRAWATT, A. G.

In re: Exposure meters and claim owned by Metrawatt, A. G. of Nuernberg, Germany.

Vesting Order Number 2904, dated January 7, 1944, is hereby amended as follows and not otherwise:

By deleting subparagraph 3-a of said vesting order and substituting a new subparagraph to be known as subparagraph 3-a, with the following language:

(3-a) Exposure meters, amplifiers and leather cases consisting of:

- 352 Eos with leather cases.
- 124 Tempiphots meters (77 without cases, 47 with leather cases).
- 28 Tempiphot amplifiers (26 without cases, 2 with leather cases).
- 17 Horves (10 without cases, 7 with leather cases).
- 28 Horves amplifiers (12 without cases, 16 with leather cases).

now in the possession of American Bolex Company, Incorporated, 521 Fifth Avenue, New York, New York, and

All other provisions of said Vesting Order Number 2904 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D. C., on May 3, 1944.

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

[F. R. Doc. 44-6513; Filed, May 8, 1944; 10:50 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 233]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN NEW YORK, N. Y., AND BOSTON, MASS., AND BETWEEN POINTS IN MASSACHUSETTS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in

¹ Filed as part of the original document.

operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writ-

ing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 13, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 9th day of May 1944.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

APPENDIX 1

1. Allied Freightways, Inc., Boston, Massachusetts.

2. Cooper's Express, Inc., Lawrence, Massachusetts.

[F. R. Doc. 44-6605; Filed, May 9, 1944; 11:21 a. m.]

[Supp. Order ODT 3, Rev. 235]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN HASTINGS AND OMAHA, NEBR.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected

by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any terms of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate

the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 13, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 9th day of May 1944.

J. M. JOHNSON,

Director,

Office of Defense Transportation.

APPENDIX 1

Highway Motor Freight, Inc., Omaha, Nebraska.

R. E. Blickenstaff, doing business as Ideal Truck Line, Norton, Kansas.

[F. R. Doc. 44-6606; Filed, May 9, 1944; 11:21 a. m.]

[Supp. Order ODT 3, Rev. 236]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN NEW YORK, N. Y., AND WATERBURY, CONN.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective

¹ Filed as part of the original document.

tive on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 13, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the

Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 9th day of May 1944.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

APPENDIX 1

1. Crowe & Co., Inc., Waterbury, Connecticut.

2. Laskas Motor Lines, Inc., Waterbury, Connecticut.

3. Blake Motor Lines, Incorporated, Torrington, Connecticut.

[F. R. Doc. 44-6604; Filed, May 9, 1944; 11:21 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 168, Order 10 Under 2d Rev. Order A-3]

MASSILLON WIRE BASKET CO.

ORDER GRANTING ADJUSTMENT

Order No. 10 under 2d Revised Order No. A-3 issued under § 1499.159b of Maxi-

mum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250 and 9328, it is ordered:

(a) This order permits the manufacturer, Massillon Wire Basket Company, Massillon, Ohio and its distributors to add the amounts specified below to their established maximum prices for sales of wire baskets for commercial use.

(1) *Manufacturers' prices.* On and after May 9, 1944 the maximum prices for sales of the wire baskets described below by Massillon Wire Basket Company, Massillon, Ohio, shall be the Massillon Wire Basket Company's established maximum prices less discounts, allowances and terms customarily granted by it increased by the amounts listed below:

Catalog No.	Approx. capacity	Top diam.	Bottom diam.	Permitted increase
		Inches	Inches	
2-x-B.....	2pecks.....	15	10	\$3.75
3-x.....	3pecks.....	17	11	4.35
4-x.....	4pecks.....	19	12	5.25
8-x.....	8pecks.....	22½	16	8.75
10 Peck Lobster.....	10pecks.....	23	17	13.65
1 Bushel Shrimp.....	1 bushel.....	19	14½	9.10
2 Bushel Shrimp.....	2 bushels.....	22½	16½	12.25

(2) *Distributors' prices.* If you are a distributor, you calculate your maximum prices for wire baskets manufactured by Massillon Wire Basket Company and described in this order by adding to your properly established maximum price, the increase to Massillon Wire Basket Company permitted by this order. The Massillon Wire Basket Company is required to notify you of the amounts by which you may increase your maximum prices provided for in this order at or before the time of its first shipment.

(b) *Notification.* The Massillon Wire Basket Company at the time it sends the first invoice to each purchaser after May 8, 1944 on sales of the wire baskets covered by this order, must send to each purchaser a written notice listing the catalog number, the capacity, the top and bottom diameters, the maximum price before the increase allowed by this order, the new maximum price and the increase permitted by this order. A statement in the following form will be sufficient:

The Office of Price Administration has granted relief to the Massillon Wire Basket Company on sales of wire baskets. Each distributor may add to his maximum price the exact amount of the increase granted the Massillon Wire Basket Company. Listed below is the information you will need to determine your new maximum prices.

Catalog No.	Approx. capacity	Top diam.	Bottom diam.	Max. prices before increase	Permitted increase

(List the appropriate information)

(c) This Order No. 10 may be revoked or amended by the Price Administrator at any time.

This Order No. 10 shall become effective on the 9th day of May 1944.

Issued this 8th day of May 1944.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 44-6564; Filed, May 8, 1944; 4:37 p. m.]

[RPS 67, Amdt. 1 to Order 16]

SMALLEY-GENERAL CO.

ESTABLISHMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 16 under Revised Price Schedule 67. New machine tools. Smalley-General Company; Docket No. 3067-48.

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

Order No. 16 is amended in the following respects:

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

(a) (1) The maximum prices for sales and deliveries of the following tread millers by Smalley-General Company, Bay City, Michigan, during the period June 23, 1942, to January 8, 1943, inclusive, shall be as follows:

Model:	Maximum price
20-MB.....	\$8,000
27-MB.....	8,049
27-MB-1.....	9,849

(2) The maximum prices for sales and deliveries of the following tread millers

by Smalley-General Company, Bay City, Michigan, after January 8, 1943, shall be as follows:

Model:	Maximum price
20-MB	88,000
27-MB	9,850
27-MB-1*	10,340

2. Paragraph (b) is revoked.

This amendment shall become effective May 9, 1944.

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

Issued this 9th day of May 1944.

JAMES F. BROWNLEE,
Acting Administrator

[F. R. Doc. 44-6624; Filed, May 9, 1944; 11:34 a. m.]

Regional and District Office Orders.

[Trenton Order G-1 Under MPR 426]

FRESH FRUITS AND VEGETABLES IN DESIGNATED NEW JERSEY CITIES

Order No. G-1 under section 8 (a) (7) of Maximum Price Regulation No. 426. Fresh fruits and vegetables for table use, sales except at retail. Amount of freight from basing point to wholesale receiv-

ing point allowed for determining maximum prices of certain fresh fruits and vegetables at Trenton, N. J., New Brunswick, N. J., Perth Amboy, N. J., Red Bank, N. J., Freehold, N. J., and Asbury Park, N. J.

For the reasons stated in an opinion issued simultaneously herewith and pursuant to the authority contained in section 8 (a) (7) of Maximum Price Regulation No. 426, this order is hereby issued.

SECTION 1. *What this order does.* This order establishes the amount of freight from basing point to wholesale receiving point which may be added to the maximum basing point price for the purpose of determining maximum selling prices of the fresh fruits and vegetables listed in the appendix, annexed hereto and made a part hereof, at the wholesale receiving points listed in said appendix and the markets which each wholesale receiving point so listed serves.

SEC. 2. *Where this order applies.* This order applies in the counties of Mercer, Hunterdon, Ocean, Middlesex, Monmouth, Somerset and Warren in the State of New Jersey.

SEC. 3. *Determination of the amount of freight allowed in establishing maximum selling prices.* The amount of freight from basing points to wholesale

receiving point which may be added to the maximum basing point price for the purpose of determining maximum selling prices of any fresh fruit or vegetable item listed in the appendix annexed hereto at the wholesale receiving point in the appendix annexed hereto and in the markets which said wholesale receiving point serves, shall be the amount stated in the said appendix in the column thereof headed by the name of said wholesale receiving point and opposite the fresh fruit and vegetable item listed in the said appendix.

This amount does not include allowances, if any, for protective and other accessorial services. Allowances for such services are provided in dollars and cents in Appendices H and I of section 15 to Maximum Price Regulation No. 426, and are included in the maximum basing point price established in Appendices A, B and D of section 15 to Maximum Price Regulation No. 426.

SEC. 4. *Effective date.* This order shall become effective 12:01 a. m. on May 1, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681, MPR 426, 8 F.R. 16400)

Issued this 1st day of May 1944.

RALPH W HACKETT,
District Director

APPENDIX—FREIGHT FROM BASING POINT TO MARKETS IN THE TRENTON, NEW JERSEY, DISTRICT

Commodity	Unit	Basing point	To Trenton, N. J.	To Perth Amboy, N. J., or New Brunswick, N. J.	To Red Bank N. J., and Freehold, N. J.	To Asbury Park, N. J.
Lettuce: Iceberg in L. A. or Salinas crates containing not less than 43 heads with a minimum net weight of 60 lbs.	Per crate.....	Salinas, Calif.....	\$1.73	\$1.74	\$1.79½	\$1.81
Cabbage (To May 31, 1944) 50-pound bag.....	50 lb. bag.....	Brookhaven, Miss.....	.65	.65	.65	.65
	Per pound.....	Brookhaven, Miss.....	.013	.013	.013	.013
Table grapes: Lug boxes with a minimum weight of 28 pounds.....	Per lug box.....	Bakersfield, Calif.....	.61½	.62	.64½	.68½
Carrots (To June 1, 1944): Bunched carrots, full tops in L. A. crates containing 72 bunches or more with a minimum net weight of 1 pound per bunch.	Per L. A. crate.....	El Centro, Calif.....	1.55	1.55½	1.63½	1.60½
Spinach: In bushel containers with a net weight of 18 pounds or more.....	Per bushel.....	Crystal City, Tex.....	.42½	.44	.45½	.40
Green peas: In bushel containers with a net weight of 28 pounds or more.....	Per bushel.....	Santa Barbara, Calif.....	.74½	.75	.77½	.70½
Snap beans (green or wax): In bushel containers with a net weight of 28 pounds or more.....	Per bushel.....	Pompano, Fla.....	.49½	.55	.62½	.60½
Egg plant (To July 15, 1944): In 1½ bushel crates with a net weight of 45 pounds or more.....	Per 1½ bu. crate.....	Fort Myers, Fla.....	.84½	.88½	.92½	.94
In bushel containers with a net weight of 30 pounds or more.....	Per bushel.....	Fort Myers, Fla.....	.67½	.60	.62½	.63½
Sweet peppers: In 1½ bushel crates with a net weight of 30 pounds or more.....	Per 1½ bu. crate.....	Pompano, Fla.....	.64½	.71½	.75	.70
In bushel containers with a net weight of 26 pounds or more.....	Per bushel.....	Pompano, Fla.....	.47½	.50	.52½	.53
Cucumbers: Except hothouse cucumbers in bushel containers with a net weight of 48 pounds or more.....	Per bushel.....	Wachula, Fla.....	.82½	.86½	.89½	.90½
In lug boxes with a net weight of 28 pounds or more.....	Per lug.....	Wachula, Fla.....	.47½	.50½	.52	.52½
Hothouse cucumbers in any container.....	Per pound.....	Davenport, Iowa.....	.0368	.0394	.0390	.039½
Oranges (produced in Florida, Texas and all other States, except California and Arizona): Place packed in standard containers of 1¾ bushel contents.	1¾ bu. standard container.....	Homestead, Fla.....	1.27	1.29	1.37	1.40
Oranges (produced in California and Arizona): Packed in standard containers of 1¾ bushel contents.	1¾ bu. standard container.....	Los Angeles, Calif.....	1.55	1.56	1.63	1.60
Grapefruit (produced in Florida, Texas, and all other States, except California and Arizona): Place packed in standard containers of 1¾ bushel contents.	1¾ bu. standard container.....	Homestead, Fla.....	1.17	1.18	1.25	1.23
Grapefruit (produced in California and Arizona): Packed in standard containers of 1¾ bushel contents.	1¾ bu. standard container.....	Los Angeles, Calif.....	1.43	1.44	1.51	1.51
Lemons (produced in all States): Packed in standard containers of 1¾ bushel contents.	1¾ bu. standard container.....	Los Angeles, Calif.....	1.68	1.69	1.69	1.69
Tangerines (produced in all States except California and Arizona): Place packed in standard containers of 1¾ bushel contents.	1¾ bu. standard container.....	Homestead, Fla.....	1.27	1.29	1.37	1.40

[F. R. Doc. 44-6460; Filed, May 5, 1944; 3:53 p. m.]

[Detroit Order G-1 Under MPR 285]

BANANAS IN DETROIT DISTRICT

Order No. G-1 under Maximum Price Regulation No. 285 as amended. Adjustment of maximum prices for whole-

salers and jobbers for sales of imported bananas.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office

of Price Administration by § 1351.1254 (a) of Maximum Price Regulation No. 285, as amended, and by him delegated to the Detroit District Director by Delegation Order No. 1-A, Revised, this Order No. G-1 under Maximum Price

Regulation No. 285, as amended, is hereby issued.

SECTION 1. What this order does. This order fixes the transportation and handling adjustment that may be made for covered sales in the Detroit District of imported fresh bananas by banana wholesalers.

Sec. 2. Transportation and handling adjustment. For sales by banana wholesalers who do not purchase bananas at port of entry, 35¢ per cwt. may be added to the maximum price for the particular sale as otherwise determined under Maximum Price Regulation No. 285 as amended, as follows:

(a) When transported from one wholesale receiving point to another such point or to the premises of retail stores or of institutional users;

(b) When transported between a wholesaler's customary receiving point and his place of business or his ripening facilities;

No sale of bananas may include more than one transportation adjustment and no sale of bananas may include any transportation adjustment when the transportation herein specified has not been performed.

Sec. 3. Definitions. Wholesale receiving point means any place at which a wholesaler receives bananas.

Unless otherwise defined or designated herein, all terms shall have the same meaning as defined in Maximum Price Regulation No. 285, as amended.

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

This order shall become effective the 3d day of May 1944.

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

Issued this 2d day of May 1944.

W. E. FITZGERALD,
District Director.

[F. R. Doc. 44-6461; Filed, May 5, 1944; 3:53 p. m.]

[Region III Order G-1 Under RMPR 269, Amdt. 1]

POULTRY IN CLEVELAND REGION

Amendment No. 1 to Order No. G-1 under Revised Maximum Price Regulation No. 269. Poultry. Uniform maximum base prices for certain live poultry items.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1429.14 (d) of Revised Maximum Price Regulation No. 269, *It is hereby ordered:*

(a) That Appendix A of said Order No. G-1 under Revised Maximum Price Regulation No. 269 be, and the same is, hereby amended by the addition of the following footnote (1) thereto:

¹The above prices for live poultry items shall be in force for the months of July, August, September, October, November, and December. For from April 21, 1944, to the

end of June, 1944, and for the months of January through June of succeeding years, the following additions shall be made to each of the above prices for live poultry items:

Month:	Cents per pound
January	0.5
February	1.0
March	1.4
April	1.8
May	2.2
June	1.0

These additions shall not be added cumulatively, but rather, each addition establishes the total amount which may be added for sales and deliveries during the month indicated.

This amendment shall become effective April 21, 1944.

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

Issued April 28, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-6454; Filed, May 5, 1944; 3:51 p. m.]

[Region III Order G-2 Under MPR 269]

BUTTER IN FRANKLIN COUNTY, OHIO

Order No. G-2 under Maximum Price Regulation No. 289. Dairy products. Allowance of retail route sellers of butter, Franklin County, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.1520 (c) (2) of Maximum Price Regulation No. 289, *It is hereby ordered:*

(a) Retail route sellers as defined in § 1351.1520 (c) (1) of Maximum Price Regulation No. 289 in the area affected by this order shall be allowed the sum of \$0.08 per pound for making sales of butter at retail on retail routes.

(b) Except as provided herein, retail route sellers shall continue to be subject to all provisions of Maximum Price Regulation No. 289, as amended.

(c) The applicability of this order is limited to Franklin County, Ohio.

This order may be amended, modified, or revoked at any time by the Office of Price Administration.

This order shall become effective April 28, 1944.

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

Issued April 28, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-6453; Filed, May 5, 1944; 3:51 p. m.]

[Region III Order G-18 Under RMPR 122, Amdt. 2]

SOLID FUELS IN PARKERSBURG, W. VA., AREA

Amendment No. 2 to Order No. G-18 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the Parkersburg, West Virginia, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered,* That Order No. G-18 under Revised Maximum Price Regulation No. 122 be amended in the following respects:

(a) The description contained in the heading of paragraph (a), Part I under Column I of the price schedule in section (c) is amended to read as follows:

(a) Size Group No. 1 (lump and double-screened coals bottom size larger than 2") Mine price classifications D through G.

(b) Paragraph (b) of Part I of the price schedule in section (c) is amended to read as follows:

Column I	Column II	Column III
(b) Size Group No. 2 (lump and double screened coals bottom size 2" and smaller)—Mine price classifications D through G:		
Orders and deliveries in lots of one ton	Per ton \$5.85	Per ton \$5.15
Orders and deliveries in lots of two tons	5.75	5.15
Orders and deliveries in lots of three tons	5.65	5.15
Orders and deliveries in lots of four tons	5.55	5.15

This amendment to Order No. G-18 under Revised Maximum Price Regulation No. 122 shall become effective April 26, 1944.

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

Issued April 26, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-6453; Filed, May 5, 1944; 3:52 p. m.]

[Region III Order G-19 Under RMPR 122, Amdt. 3]

SOLID FUELS IN WARREN, OHIO, AREA

Amendment No. 3 to Order No. G-19 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the Warren, Ohio, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of

the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That Part II of the price schedule in section (c) of Order No. G-19 under Revised Maximum Price Regulation No. 122 be amended to read as follows:

<i>Column I</i>	<i>Column II</i>
II. High volatile bituminous coals from producing district No. 3 (northwestern West Virginia excepting Panhandle) excluding coals produced in Preston County, W. Va.:	
A. Size Group No. 1 (lump and double-screened coals bottom size larger than 2")—Mine price classification A.....	\$8.50
B. Size Group Nos. 1 and 2 (lump and double-screened coals bottom size larger than Mine Run and Resultants)—Mine price classifications D through G:	
1. Mine Index No. 136 (until July 1, 1944).....	7.10
2. All other mines.....	7.00

This Amendment No. 3 to Order No. G-19 under Revised Maximum Price Regulation No. 122 shall become effective April 26, 1944.

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

Issued April 26, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-6457; Filed, May 5, 1944; 3:52 p. m.]

[Region III Order G-30 Under RMPR 122, Amdt. 2]

SOLID FUELS IN HAMILTON COUNTY AND MILFORD, OHIO

Amendment No. 2 to Order No. G-30 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in Hamilton County, Ohio, and in the City of Milford, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by §§ 1340.254 and 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That Order No. G-30 under Revised Maximum Price Regulation No. 122 be amended in the following respects:

a. Paragraph D of Part I of the price schedules in section (c) (1) is amended to read as follows:

Column I	Column II	Column III
D. Screenings, Size Group No. 20 (larger than 3/4" x 0 not exceeding 2" x 0) except coal from Mine Index No. 25 in District 8, and yard screenings.....		\$5.80

b. The general description of the heading contained in Part II under Column I

of the price schedules in section (c) (1) is amended to read as follows:

Column I	Column II	Column III
II. Low volatile bituminous coals from producing district Nos. 7 and 8 (Southern West Virginia, Western Virginia, Northeastern Tennessee, and Eastern Kentucky) excepting Mine Index Nos. 28 and 73 in District 7 and 391 in District 8.....		

This amendment shall become effective April 24, 1944.

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

Issued April 24, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 44-6456; Filed, May 5, 1944; 3:52 p. m.]

[Region III Order G-45 Under RMPR 122, Amdt. 2]

SOLID FUELS IN BOONE, CAMPBELL, AND KENTON COUNTIES, KY.

Amendment No. 2 to Order No. G-45 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in Boone, Campbell, and Kenton Counties, Kentucky.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by §§ 1340.254 and 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That Order No. C-45 under Revised Maximum Price Regulation No. 122 be amended in the following respects:

(a) Paragraph D of Part I of the price schedules in section (c) (1) is amended to read as follows:

Column I	Column II	Column III
D. Screenings, Size Group No. 20 (larger than 3/4" x 0 not exceeding 2" x 0) excepting coal from Mine Index No. 25 in District 8, and yard screenings.....		\$5.45

b. The general description of the heading contained in Part II under Column I of the price schedules in section (c) (1) is amended to read as follows:

Column I

II. Low volatile bituminous coals from producing district Nos. 7 & 8 (Southern West Virginia, Western Virginia, Northeastern Tennessee, and Eastern Kentucky) excepting Mine Index Nos. 28 and 73 in District 7, and 391 in District 8.

This Amendment No. 2 to Order No. G-45 under Revised Maximum Price Regulation No. 122 shall become effective April 24, 1944.

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

Issued April 24, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 44-6455; Filed, May 5, 1944; 3:51 p. m.]

[Memphis Order G-2 Under MPR 426]

FRESH FRUITS AND VEGETABLES IN MEMPHIS DISTRICT

Order No. G-2 under Maximum Price Regulation No. 426, as amended. Fresh fruits and vegetables for table use, sales except at retail. Adjustment of maximum charges for delivery of certain fresh fruits and vegetables.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Memphis District Office of the Office of Price Administration by paragraph (f) (1) of Appendix H, paragraph (g) (1) of Appendix I, and the ultimate paragraph of section (2) (b) of Maximum Price Regulation No. 426, and Regional Delegation Orders No. 33 and 35, *It is hereby ordered*:

SECTION 1. *What this order does.* This order establishes a maximum delivery charge, as given below, for the delivery by any service wholesaler or secondary jobber located in the Memphis District Office area, when delivering snap beans, peppers, egg plants, cucumbers, spinach, carrots, green peas, oranges, grapefruit, lemons, tangerines, cabbage and table grapes to the premises of any purchaser located outside the free delivery zone of that service wholesaler or secondary jobber:

	<i>Cents</i>
	<i>per container</i>
For containers of less than 40 pounds, gross weight.....	10
For containers of 40 pounds to 60 pounds, gross weight.....	20
For containers of more than 60 pounds, gross weight.....	25

SEC. 2. *Maximum charges for delivery by service wholesalers and secondary jobbers beyond the free delivery zone.* Any service wholesaler or secondary jobber located within the area served by the Memphis District Office, handling any of the fresh fruits and vegetables heretofore listed, may add to their proper maximum prices for these fruits and vegetables a charge in an amount not to exceed the rates given above to cover transportation costs outside their free delivery zone. In no event shall any additions to the maximum prices, as stated in Appendices B, D, H and I of Maximum Price Regulation 426, be made by any service wholesaler or secondary jobber, for delivery of any of the fresh fruits and vegetables enumerated above, within the free delivery zone.

SEC. 3. *Geographical applicability.* This order shall apply only to deliveries

made outside the free delivery zones by service wholesalers and secondary jobbers, whose place of business is located within the Memphis District Office area.

SEC. 4. *Free delivery zones.* Free delivery zones of such service wholesalers and secondary jobbers, located within the Memphis District Office area, shall be as follows:

Location of Service Wholesaler or Secondary Jobber and Free Delivery Zone

Memphis, Tenn.: The area embraced within the County of Shelby.

Shelbyville, Tenn.: The area embraced within the County of Bedford.

Dickson, Tenn.: The area embraced within the Counties of Dickson, Humphreys, Cheat-ham, Hickman, Perry and Lewis.

Jackson, Tenn.: The area embraced within the Counties of Madison, Gibson, Crockett, Hardeman, Hardin, McNairy, Chester and Henderson.

Dyersburg, Tenn.: The area embraced within the Counties of Dyer, Lake, Obion, Crockett and Lauderdale.

Union City, Tenn.: The area embraced within the Counties of Obion and Weakley.

Trenton, Tenn.: The area embraced within the Counties of Gibson, Crockett, Obion, Dyer and Hickman.

Columbia, Tenn.: The area embraced within the Counties of Maury, Marshall, Giles, Lawrence, Lewis, Perry and Hickman.

The free delivery zones for all wholesalers or secondary jobbers not enumerated in this order shall be the county in which the wholesaler or secondary jobber is located.

SEC. 5. *Definitions—Service wholesaler.* "Service wholesaler" means a person who maintains a store or warehouse at which the listed commodity being priced is stored, or warehoused, who receives the commodity at the premises of his store or warehouse, who maintains at such store or warehouse facilities for cold storage, ripening, trimming, sorting, washing, packing and other handling of the listed commodity, who employs salesmen to call on the trade in the city or country points which he services, and who sells to retail stores, government procurement agencies or institutional buyers.

Secondary jobber. "Secondary jobber" means a person other than a retailer who for his own account and profit purchases the listed commodity being priced in less-than-carlots or less-than-trucklots and resells it in any quantities.

SEC. 6. *Applicability of Maximum Price Regulation No. 426, as amended.* All sales for which the maximum prices are not adjusted by this order shall be subject to Maximum Price Regulation No. 426, as amended.

SEC. 7. *Revocation.* This order may be revoked, amended, or corrected at any time by the District Director.

SEC. 8. *Effective date.* This order shall become effective at 12:01 a. m. on the 1st day of May 1944.

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

Issued this the 29th day of April 1944.

ROBERT C. HURTING,
Acting District Director.

Approved:

W. K. McPHERSON,
Acting Regional Director,
Office of Distribution,
War Food Administration.

[F. R. Doc. 44-6459; Filed, May 5, 1944; 3:53 p. m.]

[Albuquerque Order 1 Under 2d Rev. Rest. MPR 7-1]

BEER AND ALE IN ALBUQUERQUE, N. MEX., DISTRICT

Order No. 1 under 2d Revised Restaurant Maximum Price Regulation No. 7-1. Food and drink sold for immediate consumption. Maximum prices for sales of beer and ale by dispensers.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the New Mexico District Office of the Office of Price Administration by General Order No. 50, 2d Revised Restaurant Maximum Price Regulation No. 7-1 and Region VII Revised Delegation Order No. 15, it is hereby ordered:

SECTION 1. *Prohibition.* No person shall sell or serve any beer or ale item listed in section 4 hereof at a price higher than the maximum price established by this order for such beer or ale item. This order does not establish maximum prices for package sales of beer or ale items sold for consumption away from the seller's place of business. Maximum prices for such sales are controlled by other price regulations and must not exceed the prices established thereby.

SEC. 2. *Lower prices may be charged.* This order establishes maximum prices only. Prices lower than those established herein may, of course, be charged.

SEC. 3. *Exceptions.* (a) Maximum prices for beer and ale items not listed in section 4 hereof and for draught beer in glasses other than 9 oz. glasses are controlled by other price regulations and must not exceed the prices established thereby.

(b) The maximum prices established by this order shall not apply to sales made at any place of business which is in operation for a period of less than ten days during the calendar year, nor shall it apply to sales made on railroad trains. Maximum prices for such sales remain subject to other applicable price regulations.

SEC. 4. *Maximum prices established by this order.* (a) The maximum prices for sales of the beer and ale items listed below by sellers located in Colfax, San Miguel, Santa Fe, Bernalillo, Valencia, McKinley, Dona Ana, Chavez or Eddy Counties, New Mexico, are as follows:

Brand	Size	Price
Bottled beer:		
Blatz, Old Heidelberg	12 oz.	\$0.21
Budweiser	12 oz.	.21
Canadian Ace	12 oz.	.21
Country Club	12 oz.	.21
Keenly Brau	12 oz.	.21
Pabst	12 oz.	.21
Schlitz	12 oz.	.21
Acme	12 oz.	.15
Cears	11 oz.	.15
Falstaff	12 oz.	.15
Grand Prize	12 oz.	.15
Harry Mitchell	12 oz.	.15
Manhattan	12 oz.	.15
Recebud	12 oz.	.15
Tivoli	12 oz.	.15
Walters	12 oz.	.15
Carta Blanca	12 oz.	.35
Carta Blanca	7 oz.	.21
Bottled ale: Ballantine	12 oz.	.20
Draught beer: All brands	9 oz. glass	.10

(b) The maximum prices for sales of the beer and ale items listed below by sellers located in Union, Taos, Rio Arriba, San Juan, Sandoval, Mora, Harding, Quay, Guadalupe, Torrance, Socorro, Catron, Lincoln, De Baca, Curry, Roosevelt, Lea, Otero, Sierra, Luna, Hidalgo or Grant Counties, New Mexico, are as follows:

Brand	Size	Price
Bottled beer:		
Blatz, Old Heidelberg	12 oz.	\$0.23
Budweiser	12 oz.	.23
Canadian Ace	12 oz.	.23
Country Club	12 oz.	.23
Keenly Brau	12 oz.	.23
Pabst	12 oz.	.23
Schlitz	12 oz.	.23
Acme	12 oz.	.18
Cears	11 oz.	.18
Falstaff	12 oz.	.18
Grand Prize	12 oz.	.18
Harry Mitchell	12 oz.	.18
Manhattan	12 oz.	.18
Recebud	12 oz.	.18
Tivoli	12 oz.	.18
Walters	12 oz.	.18
Carta Blanca	12 oz.	.35
Carta Blanca	7 oz.	.23
Bottled ale: Ballantine	12 oz.	.30
Draught beer: All brands	9 oz. glass	.10

(c) A night club employing a band of 4 or more musicians may, between the hours of 8 p. m. and closing time, charge 5 cents per bottle more than the appropriate maximum price listed above for the area in which such night club is located. This additional charge may be made only during such time as said band is on duty. No addition may be made to the prices listed above for draught beer.

(d) The prices listed above include all taxes, local, state and federal, in effect on the date of issuing this order and no additional charge may be made on account of such taxes.

SEC. 5. *Evasion.* No person shall evade the provisions of this order by means of tying agreement, service charge, cover charge, or by any other method, except that any seller may continue to make any cover charge permitted under the provisions of Second Revised Restaurant Maximum Price Regulation No. 7-1.

SEC. 6. *Definitions.* The definitions set forth in section 302 of the Emergency Price Control Act of 1942 and in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

This order shall become effective September 18, 1943.

or country shippers through a commis- sion merchant in less-than-carlots or less-than-trucklots, the maximum price in each case is the maximum delivered price of the kind of citrus fruit being priced, as named in Column 6 of the applicable table in paragraph (c), plus the actual commission or fee charged for the particular sale (not to exceed the maximum allowable commission or fee which such selling agent may charge under Maximum Price Regulation No. 165) or the applicable mark-up (for ex-car or ex-store sales, as the case may be, named in Columns 6 and 7 of the table in para- graph (d), or for sales ex-terminal sales platform, named in Column 4 of the fol- lowing table), whichever is lower.

der Article III, section 15, Appendix I (f) (3) (i), Boston, Massachusetts. For the reasons set forth in an opin- ion issued simultaneously herewith and under the authority vested in the Re- gional Administrator of Region I of the Office of Price Administration by Article III, section 15, Appendix I, (g) (2) of Maximum Price Regulation No. 426; *It is hereby ordered:*

(a) The maximum prices for sales of citrus fruit as established by Article III, section 15, Appendix I (f) (3) (i) of Max- imum Price Regulation No. 426 are modi- fied by increasing the maximum mark- ups appearing in Column 9 of the Table in Paragraph (d) so that they will read as follows:

Col. 1 Item No.	Col. 2 Commodity	Col. 3 Unit	Col. 4 Sales by carlot receivers in less-than-carlots or less-than-trucklots at auction.
1	Oranges	Standard container Cal. standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	\$0.35 .26 5/10 cent 5/10 cent .32 .25
2	Grapfruit	Standard container Cal. standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35
3	Lemons	Standard container California standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35
4	Tangerines, Temples, King Oranges, Clementines, Tangelos Satsumas.	Standard container California standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35

(b) This order applies to sales or de- liveries in the City of Boston, Common- wealth of Massachusetts.

(c) Lower prices than those estab- lished by this order may be charged. This order may be revoked, amended or corrected at any time. This order shall become effective on April 19, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7874; E.O. 9328, 8 F.R. 4681)

Issued this 19th day of April 1944.

ELDON C. SHOUP,
Regional Administrator.

Approved:
F. D. CROWN,
Regional Director,
Food Distribution.

[F. R. Doc. 44-6483; Filed, May 6, 1944; 11:47 a. m.]

[Region I Rev. Order G-3 Under MPR 426]

CITRUS FRUIT IN BOSTON, MASS.

Revised Order No. G-3 under Maxi- mum Price Regulation 426, Article III, section 15, Appendix I (g) (2). Citrus fruit adjustment of maximum prices un-

(b) This order applies to sales or de- liveries in the City of Boston, Common- wealth of Massachusetts.

(c) Lower prices than those estab- lished by this order may be charged. This order may be revoked, amended or corrected at any time. This order shall become effective on April 19, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7874; E.O. 9328, 8 F.R. 4681)

Issued this 19th day of April 1944.

ELDON C. SHOUP,
Regional Administrator.

Approved:
F. D. CROWN,
Regional Director,
Food Distribution.

[F. R. Doc. 44-6483; Filed, May 6, 1944; 11:47 a. m.]

der Article III, section 15, Appendix I (f) (3) (i), Boston, Massachusetts. For the reasons set forth in an opin- ion issued simultaneously herewith and under the authority vested in the Re- gional Administrator of Region I of the Office of Price Administration by Article III, section 15, Appendix I, (g) (2) of Maximum Price Regulation No. 426; *It is hereby ordered:*

(a) The maximum prices for sales of citrus fruit as established by Article III, section 15, Appendix I (f) (3) (i) of Max- imum Price Regulation No. 426 are modi- fied by increasing the maximum mark- ups appearing in Column 9 of the Table in Paragraph (d) so that they will read as follows:

Col. 1 Item No.	Col. 2 Commodity	Col. 3 Unit	Col. 4 Sales by carlot receivers in less-than-carlots or less-than-trucklots at auction.
1	Oranges	Standard container Cal. standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	\$0.35 .26 5/10 cent 5/10 cent .32 .25
2	Grapfruit	Standard container Cal. standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35
3	Lemons	Standard container California standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35
4	Tangerines, Temples, King Oranges, Clementines, Tangelos, Satsumas.	Standard container California standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35

(b) This order applies to sales or de- liveries in the City of Boston, Common- wealth of Massachusetts.

(c) Lower prices than those estab- lished by this order may be charged. This order may be revoked, amended or corrected at any time. This order shall become effective on April 19, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7874; E.O. 9328, 8 F.R. 4681)

Issued this 19th day of April 1944.

ELDON C. SHOUP,
Regional Administrator.

Approved:
F. D. CROWN,
Regional Director,
Food Distribution.

[F. R. Doc. 44-6483; Filed, May 6, 1944; 11:47 a. m.]

der Article III, section 15, Appendix I (f) (3) (i), Boston, Massachusetts. For the reasons set forth in an opin- ion issued simultaneously herewith and under the authority vested in the Re- gional Administrator of Region I of the Office of Price Administration by Article III, section 15, Appendix I, (g) (2) of Maximum Price Regulation No. 426; *It is hereby ordered:*

(a) The maximum prices for sales of citrus fruit as established by Article III, section 15, Appendix I (f) (3) (i) of Max- imum Price Regulation No. 426 are modi- fied by increasing the maximum mark- ups appearing in Column 9 of the Table in Paragraph (d) so that they will read as follows:

Col. 1 Item No.	Col. 2 Commodity	Col. 3 Unit	Col. 4 Sales by grower or country shipper through a commission merchant in less-than-carlots or less-than-trucklots ex terminal sales platform
1	Oranges	Standard container Cal. standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	\$0.35 .26 5/10 cent 5/10 cent .32 .25
2	Grapfruit	Standard container Cal. standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35
3	Lemons	Standard container California standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35
4	Tangerines, Temples, King Oranges, Clementines, Tangelos Satsumas.	Standard container California standard container loose pack Other containers or bulk: Cal. per pound All other, per pound	5/10 cent 5/10 cent .44 .35

(b) This order applies to sales or de- liveries in the City of Boston, Common- wealth of Massachusetts.

(c) Lower prices than those estab- lished by this order may be charged. This order may be revoked, amended or corrected at any time. This order shall become effective on April 26, 1944.

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

Issued this 22d day of April, 1944.

ELDON C. SHOUP,
Regional Administrator.

Approved:
F. D. CROWN,
Regional Director of Food Distribution.

[F. R. Doc. 44-6497; Filed, May 6, 1944; 4:35 p. m.]

[Region II Order G-14 Under MPR 329]

FLUID MILK IN PINE TOWNSHIP, MERCER COUNTY, PA.

Order G-14 under Maximum Price Regulation No. 329, as Amended. Pur-

chases of milk from producers for resale as fluid milk. Adjustment of the maxi- mum prices for purchases of milk from producers for resale as fluid milk in Pine Township, Mercer County, Pennsylvania. For the reasons set forth in an opin- ion issued simultaneously herewith, and under the authority vested in the Regional Administrator, of the Office of Price Administration by § 1351.408 of MPR 329, as amended, *It is hereby ordered:*

(a) The maximum price at which a purchaser in the course of trade or busi- ness may purchase or receive from a pro- ducer Class I fluid milk which is there- after sold as such in Pine Township, Mercer County, Pennsylvania, shall be the higher of either of the following:

(1) The maximum price established for such purchaser under MPR 329, as amended, or

(2) \$3.66 per cwt. for Class I fluid milk having a butterfat content of 3.5% f. o. b. purchaser's receiving or processing plant, plus or minus 5% for each 1/10 of 1% butterfat content in excess of or below 3.5% as the case may be.

(b) The maximum price at which a purchaser in the course of trade or business may purchase or receive from a producer Grade A Class I fluid milk which is thereafter sold as such in Pine Township, Mercer County, Pennsylvania, shall be the higher of either of the following:

(1) The maximum price established for such purchaser under MPR 329, as amended, or

(2) \$3.66 per cwt. for Grade A Class I fluid milk having a butterfat content of 3.5% f. o. b. purchaser's receiving or processing plant, plus or minus 5¢ for each $\frac{1}{10}$ of 1% of butterfat content in excess or below 3.5% as the case may be, plus a premium of 25¢ per cwt. if such Grade A Class I fluid milk shows an average monthly bacteriological count of 10,000 bacteria or less per cc., or a premium of 15¢ per cwt. if such average monthly bacteriological count is more than 10,000 but less than 50,000 bacteria per cc.

(c) The maximum price at which a purchaser in the course of trade or business may purchase or receive Jersey, Guernsey, Holstein or Ayershire fluid milk from a producer of such type of milk which is thereafter sold as such in Pine Township, Mercer County, Pennsylvania, shall be the higher of either of the following:

(1) The maximum price established for such purchaser under MPR 329, as amended, or

(2) \$3.66 per cwt. for such Jersey, Guernsey, Holstein or Ayershire fluid milk having a butterfat content of 3.5% f. o. b. purchaser's processing or receiving plant, plus or minus 5¢ for each $\frac{1}{10}$ of 1% of butterfat content in excess or below 3.5% as the case may be, plus an amount equal to the differential existing in Pine Township, Mercer County, Pennsylvania, between the highest price which such purchaser paid to such producer for such type of Class I fluid milk during the period February 1, 1943 to February 13, 1943, and any other type of Class I fluid milk (other than Grade A) having the same butterfat content.

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

(e) The maximum prices established herein shall replace and supersede the maximum prices established in Regional Order No. G-1 issued May 13, 1943 under § 1351.408 of MPR 329, as amended, insofar as said Order G-1 establishes maximum prices for the purchase of Class I fluid milk, Grade A Class I fluid milk and Jersey, Guernsey, Holstein or Ayershire Class I fluid milk from a producer for resale in Pine Township, Mercer County, Pennsylvania.

(f) *Definitions.* When used in this order the term:

(1) "Class I fluid milk" means cow's milk in a raw unprocessed state produced and sold for human consumption in liquid form.

(2) "Guernsey fluid milk" means Class I fluid milk produced from pure-bred Guernsey cows.

(3) "Jersey fluid milk" means Class I fluid milk produced from pure-bred Jersey cows.

(4) "Holstein fluid milk" means Class I fluid milk produced from pure-bred Holstein cows.

(5) "Ayershire fluid milk" means Class I fluid milk produced from pure-bred Ayershire cows.

(6) "Grade A Class I fluid milk" shall have the meanings prescribed for such type of milk by the appropriate statute, order or regulation of the Commonwealth of Pennsylvania unless such definition is superseded by statute, order or regulation of that political subdivision of the Commonwealth of Pennsylvania within which such type of milk is produced, sold or delivered.

(7) "Average monthly bacteriological count" shall have the meaning ascribed thereto in Official General Order No. A-7, issued May 24, 1937, by the Commonwealth of Pennsylvania Milk Control Commission, and shall be determined in accordance with the provisions of such order.

(8) "F. O. B. purchaser's receiving or processing plant" means delivered at or to a receiving or processing plant designated by the purchaser located nearest the producer's farm.

(9) Unless the context manifestly otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and Maximum Price Regulation 329, as amended, issued by the Office of Price Administration, shall apply to other terms herein.

(g) *Geographical applicability.* This order applies to all purchases of Class I fluid milk, Grade A Class I fluid milk, Guernsey, Jersey, Holstein, and Ayershire fluid milk pursuant to which a purchaser receives physical delivery within the geographical limits of Region II, and which is thereafter sold as Class I fluid milk, Grade A Class I fluid milk, Guernsey, Jersey, Holstein and Ayershire fluid milk by such purchaser within Pine Township, Mercer County, Pennsylvania.

(h) This Order No. G-14 shall become effective May 1, 1944.

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

Issued this 29th day of April 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

Approved:

GEORGE ST. LOUIS,
Acting Regional Director, Office
of Distribution, Northeast Region,
War Food Administration.

[F. R. Doc. 44-6502; Filed, May 6, 1944;
4:47 p. m.]

[Region III Order G-1 Under MPR 289]

BUTTER IN WAYNE, MACOMB AND OAKLAND
COUNTIES, MICH.

Order No. G-1 under Maximum Price Regulation No. 289. Dairy products. Allowance of retail route sellers of butter, Wayne, Macomb and Oakland Counties, Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Re-

gional Administrator of Region III of the Office of Price Administration by § 1351.1520 (c) (2) of Maximum Price Regulation No. 289; *It is hereby ordered:*

(a) Retail route sellers as defined in § 1351.1520 (c) (1) of Maximum Price Regulation No. 289 in the area affected by this order shall be allowed the sum of \$0.03 per pound for making sales of butter at retail on retail routes.

(b) Except as provided herein, retail route sellers shall continue to be subject to all provisions of Maximum Price Regulation No. 289, as amended.

(c) The applicability of this order is limited to Wayne, Macomb and Oakland Counties, Michigan.

This order may be amended, modified or revoked at any time by the Office of Price Administration.

This order shall become effective April 28, 1944.

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

Issued April 28, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-6493; Filed, May 6, 1944;
4:35 p. m.]

[Region III Order G-9 Under MPR 329,
Amdt. 2]

FLUID MILK IN FRANKLIN COUNTY, OHIO

Amendment No. 2 to Order No. G-9 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk, county of Franklin in the State of Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408

(c) of Maximum Price Regulation No. 329, *It is hereby ordered:*

(a) Section (a) of Order No. G-9 under Maximum Price Regulation No. 329 "Purchases of Milk from Producers for Resale", be, and the same is, hereby amended to read as follows:

(a) Any milk distributor in the County of Franklin in the State of Ohio may pay producers an amount not in excess of \$3.30 per cwt. for "milk" of 4% butterfat content, plus 5¢ per cwt. for each $\frac{1}{10}$ of 1% butterfat variation over 4% and minus 5¢ per cwt. for each $\frac{1}{10}$ of 1% under 4%, provided that such milk distributors shall also be subject to the express restrictions and provisions of § 1351.402 (b) (c) (d) (e) and (f) of Maximum Price Regulation No. 329.

This amendment shall be effective as of April 1, 1944.

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

Issued April 26, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-6493; Filed, May 6, 1944;
4:35 p. m.]

[Albuquerque Order 1 Under 2d Rev. Restaurant MPR 7-1, Amdt. 1]

BEER AND ALE IN ALBUQUERQUE, N. MEX.

Amendment No. 1 to Order No. 1 under 2d Revised Restaurant Maximum Price Regulation No. 7-1. Food and drink sold for immediate consumption. Maximum prices for sales of beer and ale by dispensers.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the New Mexico District Office of the Office of Price Administration by General Order No. 50, 2d Revised Restaurant Maximum Price Regulation No. 7-1 and Region VII Revised Delegation Order No. 15, *It is hereby ordered*, That Order No. 1 under 2d Revised Restaurant Maximum Price Regulation No. 7-1 be amended in the following respects:

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

(b) The maximum prices established by this order shall not apply to sales made on railroad trains. Maximum prices for such sales remain subject to other applicable price regulations.

2. Section 4 (a) is amended by adding to the list set out under the caption "Bottled beer" the following line:

Coors, 12 oz.----- .16

3. Section 4 (b) is amended by adding to the list set out under the caption "Bottled beer" the following line:

Coors, 12 oz.----- .18

4. Section 4 (c) is amended to read as follows:

(c) A night club employing a band of four or more musicians may, between the hours of 8 P. M. and closing time, charge 5 cents per bottle more than the appropriate maximum price listed above for the area in which such night club is located. This additional charge may be made only during such time as said band is on duty. No addition may be made to the prices listed above for draught beer. Persons selling beer or ale items at state or county fairs may, for sales of beer or ale made on the fairgrounds, charge 5 cents per bottle more than the prices listed above for the area in which such fair is held.

5. This Amendment No. 1 shall become effective at noon, October 4, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; Gen. Order 50, 8 F.R. 4808)

Issued this 29th day of September 1943.

JOHN D. BINGAMAN,
District Director.

[F. R. Doc. 44-6548; Filed, May 8, 1944;
11:46 a. m.]

[Albuquerque Order 1 Under 2d Rev. Restaurant MPR 7-1, Amdt. 2]

BEER AND ALE IN ALBUQUERQUE, N. MEX.

Amendment No. 2 to Order No. 1 under 2d Revised Restaurant Maximum Price Regulation No. 7-1. Food and drink sold for immediate consumption. Maximum

prices for sales of beer and ale by dispensers.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the New Mexico District Office of the Office of Price Administration by General Order No. 50, 2d Revised Restaurant Maximum Price Regulation 7-1, and Region VII Revised Delegation Order No. 15, *It is hereby ordered*, That Order No. 1 under 2d Revised Restaurant Maximum Price Regulation No. 7-1 be amended in the following respect:

Section 4 (c) is amended to read as follows:

(c) A night club employing a band of 3 or more musicians may, between the hours of 8 P. M. and closing time, charge 5 cents per bottle more than the appropriate maximum price listed above for the area in which such night club is located. This additional charge may be made only during such time as said band is on duty. No addition may be made to the prices listed above for draught beer. Persons selling beer or ale items at state or county fairs, may, for sales of beer or ale made on the fairgrounds, charge 5 cents per bottle more than the prices listed above for the area in which such fair is held.

This amendment shall become effective October 15, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; Gen. Order 50, 8 F.R. 4808)

Issued this 15th day of October 1943.

JOHN D. BINGAMAN,
District Director.

[F. R. Doc. 44-6547; Filed, May 8, 1944;
11:46 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on May 6, 1944.

REGION I

Boston Order No. G-3, Amendment No. 1, filed 3:07 p. m.
Boston Order No. 4-F, Amendment No. 1, filed 3:07 p. m.

REGION II

Binghamton Order No. 1-F, Amendment No. 5, filed 2:58 p. m.
Buffalo Order No. 2-F, Amendment No. 4, filed 2:59 p. m.
District of Columbia Order No. 1-F, Amendment No. 5, filed 3:03 p. m.
District of Columbia Order No. 1-W, filed 2:59 p. m.
Erie Order No. 2-F, filed 3:08 p. m.
Pittsburgh Order No. 1-F, filed 2:54 p. m.
Pittsburgh Order No. 1-F, Amendment No. 1, filed 2:54 p. m.
Pittsburgh Order No. 1-F, Amendment No. 2, filed 2:49 p. m.
Pittsburgh Order No. 1-F, Amendment No. 3, filed 2:49 p. m.
Pittsburgh Order No. 1-F, Amendment No. 4, filed 2:58 p. m.
Philadelphia Order No. 1-F, Amendment No. 4, filed 2:59 p. m.
Syracuse Order No. 1-F, Amendment No. 8, filed 3:06 p. m.
Syracuse Order No. 1-F, Amendment No. 4, filed 2:52 p. m.

Trenton Order No. 1-F, Amendment No. 4, filed 3:09 p. m.
Trenton Order No. 2-F, Amendment No. 1, filed 3:09 p. m.
Trenton Order No. 3-F, filed 3:09 p. m.
Williamsport Order No. 1-F, Cor. to Amend. 2, filed 2:55 p. m.
Williamsport Order No. 1-F, Amendment No. 5, filed 2:59 p. m.
Wilmington Order No. 2-F, Amendment No. 3, filed 2:52 p. m.

REGION III

Cleveland Order No. 1-W, filed 2:54 p. m.
Charleston Order No. 1-F, Amendment No. 23, filed 2:56 p. m.
Charleston Order No. 3-F, Amendment No. 19, filed 2:56 p. m.
Charleston Order No. 6-F, Amendment No. 12, filed 2:57 p. m.
Charleston Order No. 7-F, Amendment No. 5, filed 2:57 p. m.
Charleston Order No. 8-F, Amendment No. 5, filed 2:57 p. m.
Charleston Order No. 9-F, Amendment No. 4, filed 2:57 p. m.
Charleston Order No. 10-F, Amendment No. 4, filed 2:58 p. m.
Escanaba Order No. 23, Amendment No. 1, filed 3:01 p. m.
Lexington Order No. 1-F, Amendment No. 28, filed 3:01 p. m.
Lexington Order No. 2-F, Amendment No. 21, filed 3:02 p. m.
Lexington Order No. 3-F, Amendment No. 19, filed 3:02 p. m.

REGION IV

Charlotte Order No. 1-W, Amendment No. 1, filed 2:49 p. m.
Charlotte Order No. 2-F, Amendment No. 3, filed 2:58 p. m.
Charlotte Order No. 12, Amendment No. 4, filed 2:49 p. m.
Cleveland-III Order No. 20, Amendment No. 3, filed 3:00 p. m.
Cleveland-III Order No. 20, Amendment No. 4, filed 3:01 p. m.
Roanoke Order No. 1-F, Amendment No. 14, filed 2:49 p. m.
Nashville Order No. 5-F, Amendment No. 14, filed 1:34 p. m.
Savannah Order No. 1-F, Amendment No. 33, filed 1:32 p. m.
Savannah Order No. 2-F, Amendment No. 28, filed 1:33 p. m.
Savannah Order No. 3-F, Amendment No. 26, filed 1:33 p. m.
Savannah Order No. 4-F, Amendment No. 25, filed 1:33 p. m.
Savannah Order No. 5-F, Amendment No. 6, filed 1:33 p. m.

REGION V

Arkansas Order No. 1-W, Amendment No. 1, filed 3:05 p. m.
Houston Order No. 12, Amendment No. 3, filed 3:05 p. m.
Houston Order No. 13, Amendment No. 3, filed 3:05 p. m.
Kansas City Order No. 1-F, Amendment No. 5, filed 2:51 p. m.
Kansas City Order No. 2-F, Amendment No. 10, filed 2:50 p. m.
St. Louis Order No. 2-F (Revised), Amendment No. 4, filed 2:51 p. m.
Tulsa Order No. 5-F, Amendment No. 4, filed 1:34 p. m.
Tulsa Order No. 6-F, Amendment No. 4, filed 1:34 p. m.
Tulsa Order No. G-8, Amendment No. 2, filed 3:06 p. m.
Tulsa Order No. G-9, Amendment No. 1, filed 3:06 p. m.

REGION VI

Des Moines Order No. 1-F, Amendment No. 14, filed 1:36 p. m.
Des Moines Order No. 2-W, filed 1:34 p. m.
Des Moines Order No. 3-W, filed 1:36 p. m.

Des Moines Order No. 4-W, filed 1:36 p. m.
Green Bay Order No. 3-F, Amendment No. 7, filed 2:52 p. m.
Peoria Order No. 1-F, Amendment No. 3, filed 1:36 p. m.
Peoria Order No. 3, Amendment No. 9, filed 1:30 p. m.
Peoria Order No. 5, Amendment No. 7, filed 1:30 p. m.
Peoria Order No. 6, Amendment No. 5, filed 1:38 p. m.
Peoria Order No. 7, Amendment No. 3, filed 1:38 p. m.
Peoria Order No. 8, Amendment No. 4, filed 1:37 p. m.
Peoria Order No. 9, Amendment No. 3, filed 1:37 p. m.
Sioux City Order No. 2-F, Amendment No. 13, filed 2:52 p. m.
Sioux Falls Adopting Order 1, filed 2:53 p. m.
Sioux Falls, Adopting Order 2, filed 2:53 p. m.
Sioux Falls Order No. 1-B, filed 2:53 p. m.
Green Bay Order No. 2-F, Amendment No. 13, filed 2:51 p. m.

REGION VII

Wyoming Order No. 4-F, filed 1:31 p. m.

REGION VIII

Fresno Order No. 1-F, Amendment No. 15, filed 3:05 p. m.
Fresno Order No. 2-F, Amendment No. 3, filed 2:05 p. m.
Los Angeles Order No. 1-F, Amendment No. 9, filed 1:31 p. m.
Los Angeles Order No. 1-F, Amendment No. 10, filed 1:30 p. m.
Phoenix Order No. 4-F, Amendment No. 8, filed 1:32 p. m.
San Francisco Order No. 1-F, Amendment No. 12, filed 3:04 p. m.
San Francisco Order No. 2-F, Amendment No. 5, filed 3:04 p. m.
San Francisco Order No. 3-F, Amendment No. 4, filed 3:04 p. m.
San Francisco Order No. 4-F, Amendment No. 3, filed 3:03 p. m.
San Francisco Order No. 5-F, Amendment No. 2, filed 3:03 p. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 44-6625; Filed, May 9, 1944;
11:33 a. m.]

SELECTIVE SERVICE SYSTEM.

[Camp Order 136]

SKILLMAN PROJECT, N. J.

ESTABLISHMENT FOR CONSCIENTIOUS OBJECTORS

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby order:

1. That the Skillman Project is designated as work of national importance and shall be known as Civilian Public Service Camp No. 136. Said project, located at Skillman, Somerset County, New Jersey, will be the base of operations for work at the New Jersey State Village for Epileptics, a specialized mental hospital for the treatment of epilepsy, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as con-

scientious objectors to both combatant and noncombatant military service and have been placed in Class IV-E, may be assigned to said project in lieu of their induction for military service.

2. That the men assigned to said Skillman Project will be engaged in clerical work, as attendants, waiters, farm hands, etc., and shall be under the direction of the Superintendent, New Jersey State Village, as well as will be the project management. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder, as well as the regulations of the New Jersey State Village. Administrative and directive control shall be under the Office of the Assistant Director of Selective Service in charge of Camp Operations.

LEWIS B. HERSHEY,
Director.

MAY 8, 1944.

[F. R. Doc. 44-6573; Filed, May 9, 1944;
9:20 a. m.]

[Camp Order 137]

INDEPENDENCE STATE HOSPITAL PROJECT,
IOWA

ESTABLISHMENT FOR CONSCIENTIOUS OBJECTORS

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby order:

1. That the Independence State Hospital Project is designated as work of national importance, to be known as Civilian Public Service Camp No. 137. Said project, located at Independence, Buchanan County, Iowa, will be the base of operations for work at the Independence State Hospital, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and noncombatant military service and have been placed in Class IV-E, may be assigned to said project in lieu of their induction for military service.

2. That the men assigned to said Independence State Hospital Project will be engaged in clerical work, as attendants, waiters, farm hands, etc., and shall be under the direction of the Superintendent, Independence State Hospital, as well as will be the project management. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder, as well as the regulations of the Independence State Hospital. Administrative and directive control shall be under the Office of the Assistant Director of Selective Service in charge of Camp Operations.

LEWIS B. HERSHEY,
Director.

MAY 8, 1944.

[F. R. Doc. 44-6574; Filed, May 9, 1944;
9:20 a. m.]

WAR FOOD ADMINISTRATION.

JOHN J. TOOHEY

DESIGNATION TO HOLD HEARINGS, TO SIGN AND ISSUE SUBPENAS, AND TO ADMINISTER OATHS OR AFFIRMATIONS

The name of John J. Toohey is hereby added to the list of persons appearing in paragraph (a) of the "Designation of Persons to Hold Hearings, to Sign and Issue Subpenas, and to Administer Oaths or Affirmations", issued by the Secretary of Agriculture and the Assistant War Food Administrator on October 25, 1943 (8 F.R. 14592); and the said John J. Toohey is authorized to perform any acts and to exercise any powers specified in such designation.

Done at Washington, D. C., this 8th day of May 1944.

CLAUDE R. WICKARD,
Secretary of Agriculture.

WILSON COWEN,
Assistant War Food Administrator.

[F. R. Doc. 44-6603; Filed, May 9, 1944;
11:16 a. m.]

WAR MANPOWER COMMISSION.

BRIDGETON, N. J., AREA

MINIMUM WARTIME WORKWEEK

Designation of the Bridgeton, New Jersey Labor Market Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. III by § 903.2 of War Manpower Commission Regulation No. 3 "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Bridgeton, New Jersey Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Bridgeton, New Jersey Area shall include:

Cumberland and Salem Counties; Newfield Borough, Franklin Township (south of Newfield) in Gloucester County; and Landisville, Minatola and South Buena in Buena Vista Township in Atlantic County.

II. The effective date of this designation is June 1, 1944.

III. Not later than the effective date, each employer in the Bridgeton New Jersey Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such

workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: May 6, 1944.

FRANK L. MCNAMEE,
Regional Director, Region III.

[F. R. Doc. 44-6586; Filed, May 9, 1944;
10:11 a. m.]

AKRON, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Akron Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F. R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Akron Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Akron Area shall include:

Summit County (all), Portage County (western half), Medina County (all) and Wayne County (2 townships only—Chippewa, Milton).

II. The effective date of this designation is April 1, 1943.

III. Not later than the effective date, each employer in the Akron Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker.

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: February 28, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6587; Filed, May 9, 1944;
10:11 a. m.]

CANTON, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Canton, Ohio, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F. R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Canton, Ohio, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Canton Area shall include:

Stark County (all), Tuscarawas County (all), Carroll County (all), and Mahoning County (Smith Township only).

II. The effective date of this designation is September 23, 1943.

III. Not later than the effective date, each employer in the Canton Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: August 5, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6588; Filed, May 9, 1944;
10:11 a. m.]

CLEVELAND, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Cleveland Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F. R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Cleveland Area as subject to the provisions of Executive Order No. 9301,

I. For the purposes of this designation, the Cleveland Area shall include:

Cuyahoga County (all), Lake County (all), and Geauga County (5 townships only—Chardon, Chester, Russell, Bainbridge, Munson).

II. The effective date of this designation is May 16, 1943.

III. Not later than the effective date, each employer in the Cleveland Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: April 11, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6589; Filed, May 9, 1944;
10:12 a. m.]

COLUMBUS, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Columbus, Ohio, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F. R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Columbus, Ohio Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Columbus Area shall include:

Delaware County (all), Franklin County (all), Madison County (all), Pickaway County (all) and Union County (all).

II. The effective date of this designation is January 1, 1944.

III. Not later than the effective date, each employer in the Columbus Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a Minimum Wartime Workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: November 17, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6590; Filed, May 9, 1944;
10:12 a. m.]

DAYTON, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Dayton Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Dayton Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Dayton Area shall include:

Montgomery County (all), Greene County (1 township only—Bath) and Clark County (all).

II. The effective date of this designation is April 1, 1943.

III. Not later than the effective date, each employer in the Dayton Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours

for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: February 10, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6591; Filed, May 9, 1944;
10:12 a. m.]

[Amdt. 1]

DAYTON, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Dayton Area as subject to Executive Order No. 9301.

The designation of the Dayton Area, dated February 10, 1943 (8 F.R. 7225) as subject to Executive Order No. 9301 is hereby amended to read as follows:

I. For the purposes of this designation, the Dayton Area shall further be deemed to include:

Preble County (all), Champaign County (all) and Greene County (except Bath township).

II. The effective date of this amendment is September 26, 1943.

III. Not later than the effective date, each employer in Preble County, Champaign County, and Greene County (except Bath township) shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: August 26, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6592; Filed, May 9, 1944;
10:12 a. m.]

FREMONT-PORT CLINTON, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Fremont-Port Clinton, Ohio, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Fremont-Port Clinton, Ohio Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Fremont-Port Clinton Area shall include:

Sandusky County (all) and Ottawa County (8 townships only—Carroll, Erie, Bay, Salem, Portage, Danbury, Catawba Island, Put-In-Bay).

II. The effective date of this designation is January 10, 1944.

III. Not later than the effective date, each employer in the Fremont-Port Clinton Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: December 2, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6593; Filed, May 9, 1944;
10:13 a. m.]

LIMA, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Lima, Ohio Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours," (8 F.R.

7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Lima, Ohio Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Lima Area shall include:

Allen County (all), Putnam County (all), Van Wert County (all) and Auglaize County (Wapakoneta only).

II. The effective date of this designation is May 1, 1943.

III. Not later than the effective date, each employer in the Lima Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: April 2, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6594; Filed, May 9, 1944;
10:13 a. m.]

LORAIN, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Lorain, Ohio Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Lorain, Ohio Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Lorain Area shall include:

Lorain County (all).

II. The effective date of this designation is June 1, 1943.

III. Not later than the effective date, each employer in the Lorain Area shall,

in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: April 20, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6595; Filed, May 9, 1944;
- 10:13 a. m.]

NEWARK, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Newark, Ohio, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Newark, Ohio, Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Newark Area shall include:

Licking County (all).

II. The effective date of this designation is January 3, 1944.

III. Not later than the effective date, each employer in the Newark Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules au-

thorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: November 30, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6596; Filed, May 9, 1944;
10:13 a. m.]

SIDNEY-PIQUA-TROY, OHIO, AREA

Designation of the Sidney-Piqua-Troy Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Sidney-Piqua-Troy Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Sidney-Piqua-Troy Area shall include:

Shelby County (all), Miami County (all), Darke County (all), Mercer County (all), Logan County (all) and Auglaize County (St. Marys, Jackson, and German Townships only).

II. The effective date of this designation is May 1, 1943.

III. Not later than the effective date, each employer in the Sidney-Piqua-Troy Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State

or local law or regulation limiting hours of work.

Date of issuance: April 2, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6597; Filed, May 9, 1944;
10:14 a. m.]

TOLEDO, OHIO, AREA

MINIMUM WARTIME WORKWEEK

Designation of the Toledo, Ohio Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. V by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours" (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Toledo, Ohio Area as subject to the provisions of Executive Order No. 9301.

I. For the purposes of this designation, the Toledo Area shall include:

Lucas County (all) and Wood County (Ross and Perrysburg Townships only).

II. The effective date of this designation is September 1, 1943.

III. Not later than the effective date, each employer in the Toledo Area shall, in accordance with War Manpower Commission Regulation No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: July 27, 1943.

ROBERT C. GOODWIN,
Regional Director, Region V.

[F. R. Doc. 44-6593; Filed, May 9, 1944;
10:14 a. m.]

WAR PRODUCTION BOARD.

[Certificate 143, Revocation]

LEXINGTON, KY., RETAIL MERCHANTS

APPROVAL OF JOINT ACTION PLAN

The ATTORNEY GENERAL:

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw by certificate and finding dated September 27, 1943 (8 F.R. 13546), concerning a Recommendation of the Director of the Office of Defense Transportation with respect to the transportation and retail delivery of merchandise by motor vehicle in Lexington, Kentucky.

DONALD M. NELSON,
Chairman.

MAY 5, 1944.

[F. R. Doc. 44-6576; Filed, May 9, 1944;
10:03 a. m.]

