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**Regulations**

**TITLE 24—HOUSING CREDIT**

**Chapter V—Federal Housing Administration**

**PART 501—CLASS 1 AND CLASS 2 PROPERTY IMPROVEMENT LOANS**

**ELIGIBLE NOTES**

Amendment of § 501.3 (f) of the regulations effective July 1, 1944, issued by the Federal Housing Commission in connection with property improvement loans under Title I of the National Housing Act as amended.

Section 501.3 (f) of the regulations of the Federal Housing Commission Governing Property Improvement Loans effective July 1, 1944, is hereby amended to read as follows:

**§ 501.3 Eligible notes. \* \* \***

(f) Loans made on and after April 2, 1945 the proceeds of which are used exclusively for (1) the conversion of heating equipment to the use of any other fuel, the repair of heating equipment, or the replacement of heating equipment if it is worn out, damaged beyond repair, or destroyed, (2) the installation of loose-fill, blanket, or batt-type insulation, or insulating board, within existing structures, (3) the installation of storm doors, storm windows, or weather stripping, may provide for a first payment not later than November 1, 1945, unless a later first payment is permitted by paragraph (c) of this section.

The amendment contained herein is hereby declared to have the same force and effect as if included in and made a part of each Contract of Insurance, and is effective April 2, 1945.

Issued at Washington, D. C., March 19, 1945.

ABNER H. FERGUSON,  
*Federal Housing Commissioner.*

[F. R. Doc. 45-4486; Filed, Mar. 21, 1945; 9:52 a. m.]

**TITLE 32—NATIONAL DEFENSE**

**Chapter VI—Selective Service System**

**[Amdt. 291]**

**PART 611—DUTY AND RESPONSIBILITY TO REGISTER**

**REGISTRATION OF CERTAIN PERSONS ENTERING THE UNITED STATES**

**Correction**

The first word in the third line of § 611.3 of Federal Register document 45-4231, appearing on page 2962 of the issue for Tuesday, March 20, 1945, should read "male" instead of "sale."

**Chapter IX—War Production Board**

**AUTHORITY:** Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 3 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 59 Stat. 177; E.O. 8024, 7 F.R. 329; E.O. 8149, 7 F.R. 527; E.O. 8125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 61.

**PART 1010—SUSPENSION ORDERS**

**[Suspension Order S-733]**

**COLLINS CONCRETE AND STEEL PIPE CO.**

Collins Concrete and Steel Pipe Company, an Oregon corporation, of Portland, Oregon, is engaged in the business of manufacturing steel septic tanks, range boilers, electric hot water heaters, and in the dip galvanizing of sheet metal products. Some phases of its activities are handled by or through an affiliated corporation, Concrete Pipe Company, an Oregon corporation, having the same officers as respondent. Between January 1, 1943 and March 15, 1944, Collins Concrete and Steel Pipe Company manufactured 479 steel septic tanks in violation of Schedule 12 to Limitation Order L-42, and fabricated 373 black iron or galvanized iron range boilers in nominal capacities and dimensions other than those permitted by Limitation Order L-199, and in violation of that order. It also failed to maintain accurate and complete records of its inventories of production materials and

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#### NOTICE

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

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the details of its transactions in such materials, as required by Priorities Regulation No. 1. The responsible officers of the corporation were familiar with the provisions of Schedule 12 to Limitation Order L-42 and Limitation Order L-199, and their actions constituted willful violations thereof. These violations have diverted critical materials to uses not authorized by the War Production Board and have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

§ 1010.733 *Suspension Order No. S-733.* (a) Collins Concrete and Steel Pipe Company shall not for two months from the effective date of this order apply or extend any preference ratings or use any CMP allotment symbols, regardless of the delivery date named in any purchase order to which such ratings

may be applied or extended or on which CMP allotment symbols are used.

(b) Collins Concrete and Steel Pipe Company shall not for two months from the effective date of this order put into process or continue processing any metal in the manufacture of metallic septic tanks, unless otherwise specifically authorized in writing by the War Production Board.

(c) Nothing contained in this order shall be deemed to relieve Collins Concrete and Steel Pipe Company, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and prohibitions contained herein shall apply to Collins Concrete and Steel Pipe Company, its successors and assigns or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(e) This order shall take effect on March 20, 1945.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-4486; Filed, Mar. 20, 1945; 4:26 p. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-738]

REPUBLIC INDUSTRIES, INC.

Republic Industries, Inc., located at 740 East 51st Street, Chicago, Illinois, is engaged in the business of manufacturing and selling fluorescent lighting fixtures. During the period from December 1, 1943 to April 18, 1944, it manufactured and assembled approximately 6,918 fluorescent lighting fixtures on orders which were not preference rated orders in violation of Limitation Order L-78. During the same period it processed ferrous metal in the manufacture and assembly of approximately 1,563 fluorescent lighting fixtures, each of which fixtures contained four or more hot cathode tubes arranged in parallel, in violation of Limitation Order L-78. In addition, it failed to keep and preserve accurate and complete records of its inventories of materials and of the details of transactions in those materials, in violation of Priorities Regulation No. 1. The responsible officers of Republic Industries, Inc., were familiar with the provisions of Limitation Order L-78 and Priorities Regulation No. 1, and their actions constituted willful violations of these orders.

These violations have diverted critical materials to uses not authorized by the War Production Board and have impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

§ 1010.738 *Suspension Order No. S-738.* (a) Republic Industries, Inc., shall not for a period of three months from the effective date of this order apply or extend any preference ratings, regardless

of the delivery date named in any purchase order to which such ratings may be applied or extended, nor shall it obtain any material under the provisions of paragraph (d) (4) (iii) of CMP Regulation No. 4.

(b) Unless otherwise specifically authorized in writing by the War Production Board, Republic Industries, Inc. shall reduce its allotments of controlled materials for the second quarter of 1945 by 20% under the amount which has or may be granted to it for such quarter. In addition, Republic Industries, Inc. shall return to the War Production Board that portion of any allotment received by it which this paragraph requires it to reduce and shall cancel or reduce outstanding allotments and authorized controlled material orders in accordance with provisions of paragraph (i) of CMP Regulation No. 1.

(c) The provisions of paragraph (a) shall not apply to the use of ratings by Republic Industries, Inc., to obtain deliveries of materials required to fill contracts or orders with the Army, Navy, Maritime Commission or any other governmental department or agency of the United States which bear a preference rating of AA-1 or higher.

(d) Nothing contained in this order shall be deemed to relieve Republic Industries, Inc., from any restriction, provision or prohibition contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(e) The restrictions and prohibitions contained herein shall apply to Republic Industries, Inc., its successors and assigns or persons acting in its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(f) This order shall take effect on the 20th day of March 1945.

Issued this 13th day of March 1945.

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

[F. R. Doc. 45-4483; Filed, Mar. 20, 1945;  
4:25 p. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-738, Stay of Execution]

##### REPUBLIC INDUSTRIES, INC.

Republic Industries, Inc., located at 740 East 51st Street, Chicago, Illinois, has appealed from the provisions of Suspension Order No. S-738, issued March 13, 1945 and effective March 20, 1945 and has requested a stay on the ground that irreparable harm may be done his business if the suspension order were not stayed. The Chief Compliance Commissioner has directed that the provisions of the suspension order be stayed, subject to reinstatement, pending final determination of the appeal or until further order by the Chief Compliance Commissioner or his Deputy. In view of the foregoing, it is hereby ordered, that:

The provisions of *Suspension Order No. S-738*, issued March 13, 1945 and effective

March 20, 1945, are hereby stayed, subject to reinstatement, pending final determination of the appeal or until further order by the Chief Compliance Commissioner or his Deputy.

Issued this 20th day of March 1945.

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

[F. R. Doc. 45-4484; Filed, Mar. 20, 1945;  
4:26 p. m.]

#### PART 3208—SCHEDULED PRODUCTS

[General Scheduling Order M-293, Direction 1 to Table G]

##### IDENTIFICATION OF ELECTRIC MOTORS AND CONTROLS, AND EQUIPMENT CONTAINING THEM

The following direction is issued pursuant to Table 6 under General Scheduling Order M-293:

(a) *Purpose.* This direction applies to the identification of new items of electric motors and controls, or equipment containing them, when needed for the prosecution of the war. This will be accomplished by the claimant agency or other ultimate user initiating the identification and giving it to the supplier; if the supplier can make the shipment without having to obtain any of such items from his suppliers, the identification goes no further. If he must obtain some electric motors or controls or equipment containing them, in order to make the shipment, he must then extend the identification to his supplier (but only as to the items specifically needed to enable him to ship the items identified by his customer). The details of this procedure are specified in the remainder of this direction. The identification itself does not affect any of the priority rules in Priorities Regulation 1 or 18 or any other applicable WPB order or regulation.

(b) *Items subject to this direction.* (1) This direction applies to certain purchases of fractional and integral horsepower motors and generators (except specifically designed airborne types), electric motor control equipment, small air circuit breakers, aircraft switches and circuit breakers, and panel boards rated 600 volts or less for lighting and power distribution of the wall mounted type for shipboard use, as covered by subdivisions 1 (except airborne type motors and generators) to 5, inclusive, of Table 6. Items of these kinds are referred to below as "electric motors or controls."

(2) This direction also applies to certain purchases of items of other equipment containing electric motors or controls.

(c) *Items needed for the prosecution of the war should be identified by ultimate user.* (1) Any person (including the Army, Navy, Maritime Commission, and their prime contractors) who has placed or hereafter places a rated order covering electric motors or controls, or equipment containing electric motors or controls, should furnish his suppliers of such items with information sufficient to identify the purpose for which the items are required, if needed for either of the following purposes:

(i) For incorporation into products to be used directly by any military agency of the United States or any such agency of any other country under the "Lend-Lease Act" (including maintenance and repair parts for such products); or

(ii) For use as plant facilities (including new and enlarged plant facilities necessary for increased production, or essential repair of existing plant facilities) for making products to be used directly by any military agency, or component materials or parts for

such products. (The words "plant facilities" as used here, do not include electric power, gas, water, telegraph, telephone and similar service facilities not owned by the plant owner or operator). The ultimate purchaser should give this information whether he uses a preference rating assigned on Form WPB-542 or under WPB Directives 23 or 31, or on Forms WPB-617 or WPB-541 or other preference rating certificate, or a blanket MRO rating.

(2) The War Production Board may find it necessary to postpone shipments of any unidentified items in favor of those which are identified, as well as to make adjustments in shipments of identified items.

(d) *When identification must be extended by suppliers of electric motors or controls, or by suppliers of equipment containing electric motors or controls.*—(1) *By supplier of motors or controls.* Any person (other than the producer of the electric motors or controls) who accepts or has accepted a rated order covering shipments of any electric motors or controls, that have been identified by his customer as being required for either of the purposes referred to in paragraphs (c) (1) (i) or (ii) above, must extend the identification to his supplier of such items if he must obtain them from the supplier in order to ship the items identified by his customer, by the required delivery date.

(2) *By suppliers of equipment containing electric motors or controls.* Any person (including manufacturers and distributors of any equipment containing electric motors or controls) who accepts or has accepted a rated order covering shipments of any equipment containing electric motors or controls, that have been identified by his customer as being required for either of the purposes referred to in paragraphs (c) (1) (i) or (ii) above, must extend the identification to his supplier of the electric motors or controls, or the equipment containing them, if he must obtain any of such items in order to ship the equipment identified by his customer, by the required delivery date.

(3) *When not to be extended.* Any supplier referred to in paragraphs (d) (1) or (d) (2) above shall not extend any identification, however, under either of the following conditions:

(i) It shall not be extended when he expects to be able to ship the identified items by the required delivery dates, in accordance with applicable WPB regulations and orders, and without having to get the required motors or controls (or equipment containing them) before he can make the shipment. Items being purchased as production material or to round out a line or for inventory (for general production or distribution), and not needed specifically for making an identified shipment, may not be identified (by extension of the identification) as being required for the identified purpose. If any unfilled purchase order covers a number of such items, and only a part of them are needed specifically to make an identified shipment, the identification may be extended only to that part of them which are needed solely for that purpose.

(ii) It shall not be extended if he knows or has reasonable cause to believe the identification to be false or inaccurate.

(4) *When extension is required later.* If a supplier has not extended the identification (under the conditions stated in paragraph (d) (3) (i) above), he must extend it as promptly as practicable whenever he later finds that he will be unable to make the shipment identified by his customer unless he obtains the required electric motors or controls or equipment containing them (or some of such items) from his supplier. In such a case he shall extend the identification only as to the items so required.

(e) *Information necessary for identification.* (1) The following identification should

be given by an ultimate user and must be extended by a supplier; (1) the specific items which are being identified (if all of them under his purchase order are not), (ii) the application or use to be made of the items, (iii) the program or name of the project (both, if available) in which the items are to be used (including the class and hull number, if available, of the vessel, when for use aboard ship), and (iv) the Government contract number (if any) identifying the prime contract placed by the claimant agency for the purchase of the programmed requirement item or project. If the Government contract number covers several items, show the item numbers as shown on the order placed by the Government agency or office. (In the case of government-furnished equipment, the government contract and item numbers identify the prime contract placed by the Government agency or office of the equipment in question, and not for the program or project). Examples of identification: "For lathes, U. S. Navy Rocket Program, Naval Ordnance Plant, Louisville, Ky., contract No. -----" or "For ventilating fans, for VC-2-S-AP5 vessels, contract No. MC-----, Hull Nos. -----."

(2) In the case of orders previously placed without the above identification, the following will also be necessary: (i) the name under which his purchase order was placed, (ii) his order number, (iii) any further description necessary to show the size or type of the items.

(3) In the identification extended by a supplier, the facts referred to in (1) (i), (2) (i), (ii) and (iii) above must relate to his own purchase order, and not his customer's.

(f) *When and how given.*—(1) *By ultimate users.* The identification must be given in writing, signed by the purchaser or a responsible official duly authorized to sign for him. It should be furnished with each order for items hereafter placed by any ultimate user; and as quickly as practicable under each order already placed.

(2) *Extension by suppliers.* When a supplier is required by this direction to extend an identification, he must do this in writing, signed by him or a responsible official duly authorized to sign for him. He must extend it as promptly as practicable and in any event within 30 days after he has accepted the order, received the identification and found that he needs to obtain items to make the shipment.

(3) In any case where the identification has been given, under the procedure in paragraph (f) of Order M-293 or otherwise, it need not be given again.

(4) If it is impossible to furnish complete and definite specifications along with the purchase order or identification, this should not delay the giving of the identification.

(g) *Purpose and effect of identification.* (1) The identification is needed so that WPB can take appropriate priority action under Order M-293, to assure delivery of identified items on the dates required; and also so that the supplier may have more definite information as to the required delivery or performance dates, for his use in accordance with § 944.8 of Priorities Regulation 1. However, no person may reject a rated order merely because no identification is given by the purchaser.

(2) While the WPB may find it necessary to postpone shipment of any unidentified items, this direction does not in any way affect the priority or the delivery date to which a purchase order is entitled, nor does it permit any person to request earlier delivery dates or greater quantities than are truly necessary, no matter how important any delivery may be; some other important delivery may be delayed if this is done. No one may assume that a purchase order will be uprated or given any special priorities assistance after it is placed, merely because it is identified under this direction. Urgent orders should, of course, be placed and

complete and definite specifications should be furnished as far in advance of the required delivery date as practicable.

(3) If any supplier identifies to his supplier any items as being needed for making a specific identified shipment, and after receiving them finds that he is required to use them for filling some other order because of the rules in Priorities Regulation 1, Priorities Regulation 18, or Order M-293, the identification itself does not relieve him from following those rules; and where identified items have been diverted to some other order in this way, the identification must again be extended for any additional quantity actually needed to make the uncompleted identified shipment.

(h) *True identification required.* No person shall furnish any false identification. An intermediate supplier receiving such identification may rely upon it, and must pass it on to his supplier when required to do so by this direction, unless he knows or has reason to believe it to be false or inaccurate.

(i) *Other cases.* It is recognized that many persons who purchase electric motors or controls or equipment containing them, for general distribution or to round out a line or as production material for other equipment which they make, may have what they feel to be an important need for such items, particularly if many of their deliveries are currently being made for uses which may be considered essential to the prosecution of the war. This direction does not prohibit any person from informing his supplier as to why he needs or expects to need any items, as long as he does not furnish his supplier any inaccurate or false identification. The giving of such information does not affect in any way the priority or delivery dates required by Priorities Regulation 1 or other applicable WPB orders or regulations.

(j) *Violations.* Any person who wilfully violates any provisions of this direction, or who in connection with this direction 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.

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

Issued this 21st day of March 1945.

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

[F. R. Doc. 45-4502; Filed, Mar. 21, 1945;  
11:18 a. m.]

#### PART 3270—CONTAINERS

[Preference Rating Order P-140, Direction 3]

RATINGS FOR CONTAINERS FOR MILK POWDER

The following direction is issued pursuant to Preference Rating Order P-140:

Order P-140 assigns a rating of AA-2X for wooden shipping containers for the shipment of foods. However, any person who has received an order from War Food Administration for milk powder bearing an endorsement that it is for Lend-Lease purposes, or who is required by a War Food Administration Order to set aside any part of his milk powder production for purchase by the War Food Administration, may use a rating of AA-2 to get the slack barrels that he will need to fill or comply with such orders. However, the AA-2 rating may only be used

on orders calling for delivery of the slack barrels on or before August 1, 1945. The certification accompanying the order for the barrels shall refer to "Direction 3" instead of "Paragraph-----"

Issued this 21st day of March 1945.

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

[F. R. Doc. 45-4503; Filed, Mar. 21, 1945;  
11:18 a. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Preference Order M-388,  
Direction 1]

FILING DATE FOR FORM WPB-4200

The following direction is issued pursuant to General Preference Order M-388:

Preference ratings assigned under Orders M-388, M-388A, M-388B, and M-388C may not be used by any manufacturer who files his Form WPB-4200 after April 10, 1945. Exceptions may be granted on appeals showing exceptional and unreasonable hardship preventing earlier filing of this form.

Issued this 20th day of March 1945.

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

[F. R. Doc. 45-4482; Filed, Mar. 20, 1945;  
4:25 p. m.]

#### Chapter XI—Office of Price Administration

##### PART 1389—APPAREL

[MPR 578, Amdt. 2]

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

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 578 is amended in the following respects:

1. Section 6 (a) is amended by deleting the word "a" appearing between the words "is marked with" and "label or ticket" and substituting therefor the words "an imprint."

2. The first sentence of section 6 (c) is amended to read as follows: "The required marking must be placed on each garment by stitching, stamping, printing, adhesive, pins or staples, or by some other method which securely affixes the marking on the garment."

3. Section 8 (b) is amended by deleting the phrase designated number (5) and renumbering the phrases numbered (6), (7), (8), (9) and (10) to read (5), (6), (7) (8) and (9), respectively.

4. Section 9 is amended by inserting between the second and third sentences the following sentence: "The list must show for each lot number, brand name or style number the fabric name and construction, in the detail indicated in the appendices, of the fabric or fabrics from

<sup>1</sup> 10 F.R. 2388, 2766.

which that lot number, brand name or style number was made."

This amendment shall become effective March 20, 1945.

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

Issued this 20th day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-4469; Filed, Mar. 20, 1945; 4:20 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Rev. RO 11, Amdt. 51]

FUEL OIL

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

Revised Ration Order 11 is amended in the following respects:

1. Section 1394.5737 (c) (9) is redesignated § 1394.5737 (e).

2. Section 1394.5737 (d) is added as follows:

(d) (1) If a dealer referred to in paragraph (a) submitted, by permission of the District Director (pursuant to paragraph (c) (3)), a consolidated statement for all his dealer establishments served by a single bank account in compliance with the requirements of paragraph (c) (4) and (5) he may, with respect to the report due by April 25, 1945, submit to the District Director of the same District a consolidated statement on OPA Form R-1198 Revised (giving all the information required by the form) for all his registered dealer establishments (regardless of their storage capacity) which are served by that ration bank account. He must indicate on the form that it is a consolidated statement. The consolidated statement must be supported by a separate report on OPA Form R-1198 Revised for each establishment included in the consolidated statement, except that the information required by Items 3, 4, 5 and 6 need not be furnished on the supporting reports. The consolidated statement must be prepared as of 12:01 a. m. April 1, 1945. The dealer must also comply with the requirements of paragraph (c) (5)

(2) The inclusion of any establishment in a consolidated statement pursuant to paragraph (d) (1) of this section shall be deemed to be a compliance as to any statement (and the surrender of excess evidences and explanation of the excess with that statement) required to be submitted for that establishment prior to October 25, 1945 by an order of a District Director pursuant to paragraph (b) of this section.

This amendment shall become effective on March 20, 1945.

NOTE: All reporting and record-keeping requirements of this amendment to Revised

Ration Order 11 have been approved by the Bureau of the Budget in accordance with the provisions of the Federal Reports Act of 1942.

Issued this 20th day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-4467; Filed, Mar. 20, 1945; 4:20 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C, Amdt. 170]

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:

Section 1394.7851 (b) (2) (v) is added to read as follows: °

(v) To transport a person from his home or fixed place of work to enable him regularly to cultivate a garden, if an area of at least fifteen hundred (1500) square feet is devoted to the production of vegetables, and his labor is necessary for such cultivation. The application shall state the location of the garden and the distance between the garden and the applicant's home or fixed place of work, whichever will be the applicant's normal point of departure, and no ration shall be issued if this distance is more than fifteen miles. Any ration issued under this subdivision shall be subject to the following limitations:

(a) The applicant must show that a bona fide ride-sharing arrangement has been made pursuant to which at least four persons (including the operator) will be regularly carried in the vehicle for the purpose for which the application is made, or that no such ride-sharing arrangement could reasonably be made but that the vehicle carries as many persons as could reasonably be expected in the light of the circumstances in which it is used. The applicant shall give proof of any ride-sharing arrangement by obtaining the signatures and addresses of the ride-sharers on the reverse side of the application.

(b) No ration may be issued which will provide mileage in excess of three hundred miles for use during the six-month period immediately following the date of the application.

(c) When more than one passenger automobile is used in the ride-sharing arrangement, all applications for such a ration by members of such an arrangement must be presented to the Board at the same time and the total ration issued for all vehicles in the group may not exceed three hundred miles.

This amendment shall become effective March 26, 1945.

(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)

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in ac-

cordance with the Federal Reports Act of 1942.

Issued this 21st day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-4521; Filed, Mar. 21, 1945; 11:47 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1, Amdt. 1 to Supp. 10]

CERTAIN APPLE PRODUCTS (1944 AND LATER CROPS)

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

Supplement 10 to Food Products Regulation No. 1 is amended in the following respects:

The last section in Supplement 10 is renumbered section 12 and paragraph (c) of the section as renumbered is amended to read as follows:

(c) Notification of new maximum price (section 3.5 of FPR 1). The establishment for the first time of maximum prices under this supplement does not require notification.

This amendment shall become effective March 26, 1945.

Issued this 21st day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-4520; Filed, Mar. 21, 1945; 11:47 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MFR 53, Amdt. 42]

FATS AND OILS

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

Maximum Price Regulation No. 53 is amended in the following respects:

1. Section 4.1 (a) is amended to read as follows:

(a) Crude peanut oil f. o. b. mill in tank cars:

	<i>Cents per pound</i>
California.....	13.59
Chicago, Illinois.....	13.59
Arizona and Virginia.....	13.25
Tennessee.....	13.125
Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, New Mexico, North Carolina and South Carolina.....	13.09
Texas and Oklahoma.....	12.875

(1) These crude peanut oil maximum prices shall be adjusted on a 5 percent settlement basis as provided in Rule 142 of the 1942-1943 Rules of the National Cottonseed Products Association, Inc.

(2) The usual or normal location differentials shall continue to apply.

2. Section 9.4 (a) is amended to read as follows:

19 F.R. 14551.

19 F.R. 2357.

(a) *Maximum prices of imported peanut oil.* The maximum prices of imported peanut oil shall be the following prices:

(a) Crude peanut oil f. o. b. mill in tank cars:

	Cents per pound
New York, New York	13.50
Newark, New Jersey	13.50
Edgewater, New Jersey	13.50
Philadelphia, Pennsylvania	13.46
Baltimore, Maryland	13.375
California	13.50
Chicago, Illinois	13.50
Arizona and Virginia	13.25
Tennessee	13.125

Cents per pound  
Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, New Mexico, North Carolina, South Carolina..... 13.00  
Texas and Oklahoma..... 12.875

(1) These crude imported peanut oil maximum prices shall be adjusted on a 5 percent settlement basis as provided in Rule 142 of the 1942-1943 Rules of the National Cottonseed Products Association, Inc.

(2) The usual or normal location differentials for domestic crude peanut oil shall apply to other points.

3. The table in section 9.5 is amended to read as follows:

PART 1420—BREWERY, DISTILLERY AND WINERY PRODUCTS

[MPR 445, Amdt. 24]

DISTILLED SPIRITS AND WINES

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 445 is amended in the following respect:

Section 7.3 (b) is amended by adding at the end thereof, the following: "Specifically, it shall be deemed an evasion of this regulation for a person to sell packaged wine to the bottler thereof at prices in excess of the maximum prices applicable to the sale of an equal quantity of bulk wine. However, until and including August 1, 1945, sales and deliveries of packaged wine to the bottler thereof pursuant to agreement entered into prior to March 21, 1945 may be made at prices not in excess of the maximum prices applicable to sales of the packaged wine."

This amendment shall become effective March 23, 1945.

Issued this 21st day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator

[F. R. Doc. 45-4518; Filed, Mar. 21, 1945; 11:46 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 94]

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

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

In section 15, paragraph (c) of Appendix I is amended in the following respects:

1. In Table 6 Footnote 10 is amended to read as follows:

<sup>10</sup> During the period March 21 to April 20, 1945, inclusive, for white grapefruit produced in Florida (except those marked "Indian River") the Column 5 price shall be for item 2, \$3.32; for item 4, 4.2 cents per pound; for item 6, 3.3 cents per pound; for item 8, 2.8 cents per pound.

2. In Table 7 Footnote 10 is amended to read as follows:

<sup>10</sup> During the period March 21 to April 20, 1945, inclusive, white grapefruit produced in Florida and marked "Indian River" the Col-

<sup>19</sup> F. R. 4687, 7708, 9505, 11538, 13996, 14494, 14817; 10 F. R. 48.

<sup>23</sup> F. R. 16409, 16294, 16519, 16423, 17372; 9 F. R. 790, 902, 1581, 2008, 2023, 2091, 2493, 4030, 4086, 4088, 4434, 4786, 4787, 4877, 5920, 5929, 6104, 6108, 6420, 6711, 7259, 7269, 7434, 7425, 7580, 7583, 7759, 7774, 7834, 8148, 9069, 9090, 9289, 9356, 9509, 9512, 9549, 9785, 9896, 9897, 10192, 10499, 10877, 10777, 10878, 11350, 11534, 11546, 12038, 12208, 12340, 12341, 12263, 12412, 12537, 12643, 12968, 12973, 13067, 13139, 13205, 13761, 13934, 13995, 14062, 14437, 14791, 15107; 10 F. R. 49, 256, 460, 923, 1540, 1403, 1458, 1910, 2024, 2026, 2145, 2160.

[Cents per pound]

	Semi-refined oil	Bleachable prime summer yellow oil	Refined and un-odorized oil	Refined deodorized and un-bleached oil	Cooking or deodorized white bleached summer oil	Salad or winterized oil	Hydrogenated or margarine oil	High titre hydrogenated oil
Albany, N. Y.	14.21	14.36	14.50	14.59	14.75	15.15	15.45	15.50
Atlanta, Ga.	13.83	13.98	14.12	14.21	14.37	14.77	15.07	15.12
Baltimore, Md.	14.12	14.27	14.41	14.50	14.66	15.06	15.36	15.41
Birmingham, Ala.	13.91	14.06	14.20	14.29	14.45	14.85	15.15	15.20
Boston, Mass.	14.20	14.35	14.49	14.58	14.74	15.14	15.44	15.49
Buffalo, N. Y.	14.24	14.39	14.53	14.62	14.78	15.18	15.48	15.53
Charlotte, N. C.	13.95	14.10	14.24	14.33	14.49	14.89	15.19	15.24
Chattanooga, Tenn.	14.00	14.15	14.29	14.38	14.54	14.94	15.24	15.29
Chicago, Ill.	14.09	14.24	14.38	14.47	14.63	15.03	15.33	15.38
Cincinnati, Ohio	14.09	14.24	14.38	14.47	14.63	15.03	15.33	15.38
Columbus, Ohio	14.14	14.29	14.43	14.52	14.68	15.08	15.38	15.43
Cudahy, Wis.	14.11	14.26	14.40	14.49	14.65	15.05	15.35	15.40
Dallas, Tex.	13.68	13.83	13.97	14.06	14.22	14.62	14.92	14.97
Denison, Tex.	13.72	13.87	14.01	14.10	14.26	14.66	14.96	15.01
Denver, Colo.	14.14	14.29	14.43	14.52	14.68	15.08	15.38	15.43
Detroit, Mich.	14.18	14.33	14.47	14.56	14.72	15.12	15.42	15.47
Dothan, Ala.	13.93	14.08	14.22	14.31	14.47	14.87	15.17	15.22
El Paso, Tex.	14.01	14.16	14.30	14.39	14.55	14.95	15.25	15.30
Enterprise, Ala.	13.95	14.10	14.24	14.33	14.49	14.89	15.19	15.24
Fort Worth, Tex.	13.70	13.85	13.99	14.08	14.24	14.64	14.94	14.99
Houston, Tex.	13.74	13.89	14.03	14.12	14.28	14.68	14.98	15.03
Indianapolis, Ind.	14.05	14.21	14.35	14.44	14.60	15.00	15.30	15.35
Jacksonville, Fla.	13.93	14.08	14.22	14.31	14.47	14.87	15.17	15.22
Kansas City, Mo.	13.95	14.10	14.24	14.33	14.49	14.89	15.19	15.24
Los Angeles, Calif.	14.36	14.51	14.65	14.74	14.90	15.30	15.60	15.65
Louisville, Ky.	14.05	14.20	14.34	14.43	14.59	14.99	15.29	15.34
Macon, Ga.	13.83	13.98	14.12	14.21	14.37	14.77	15.07	15.12
Memphis, Tenn.	13.85	14.00	14.14	14.23	14.39	14.79	15.09	15.14
New Orleans, La.	13.92	14.07	14.21	14.30	14.46	14.86	15.16	15.21
New York, N. Y.	14.16	14.31	14.45	14.54	14.70	15.10	15.40	15.45
Oklahoma City, Okla.	13.83	13.98	14.12	14.21	14.37	14.77	15.07	15.12
Opelousas, La.	13.86	14.01	14.15	14.24	14.40	14.80	15.10	15.15
Philadelphia, Pa.	14.14	14.29	14.43	14.52	14.68	15.08	15.38	15.43
St. Louis, Mo.	14.00	14.15	14.29	14.38	14.54	14.94	15.24	15.29
San Antonio, Tex.	13.74	13.89	14.03	14.12	14.28	14.68	14.98	15.03
San Francisco, Calif.	14.36	14.51	14.65	14.74	14.90	15.30	15.60	15.65
Savannah, Ga.	13.91	14.06	14.20	14.29	14.45	14.85	15.15	15.20
Seattle, Wash.	14.38	14.51	14.65	14.74	14.90	15.30	15.60	15.65
Sherman, Tex.	13.70	13.85	13.99	14.08	14.24	14.64	14.94	14.99
Terre Haute, Ind.	14.04	14.19	14.33	14.42	14.58	14.98	15.28	15.33
Wichita, Kans.	13.80	14.05	14.19	14.28	14.44	14.84	15.14	15.19

This amendment shall become effective March 26, 1945.

Issued this 21st day of March 1945.

CHESTER BOWLES,  
Administrator

[F. R. Doc. 45-4516; Filed, Mar. 21, 1945; 11:46 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [RMFR 194, Amdt. 2]

SALES OF IMPORTED COMMODITIES IN ALASKA

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 4 (b) is amended to read as follows:

<sup>10</sup> F. R. 2176, 2479.

(b) You are not required to file new price lists under this regulation if you have complied with Maximum Price Regulation 194 and have filed proper price lists in accordance with § 1418.56 (c) of that regulation. However, if you redetermine the maximum price of a cost-of-living commodity by using the percentage markup formula, and the resulting price is higher than the ceiling price reported in any price list filed by you under Maximum Price Regulation 194, you must file a new price list for such commodity in accordance with section 13 of this regulation.

This amendment shall become effective March 26, 1945.

Issued this 21st day of March 1945.

CHESTER BOWLES,  
Administrator

[F. R. Doc. 45-4517; Filed, Mar. 21, 1945; 11:46 a. m.]

umn 5 price shall be for item 2, \$3.82; for item 4, 4.8 cents per pound; for item 6, 3.9 cents per pound; for item 8, 3.5 cents per pound.

3. In Table 8 Footnote 9 is amended to read as follows:

During the period March 21 to April 20, 1945, inclusive, for pink grapefruit produced in Florida, the Column 5 price shall be for item 2, \$3.72; for item 4, 4.7 cents per pound; for item 6, 3.8 cents per pound; for item 8, 3.3 cents per pound.

4. In Table 10 Footnote 9 is amended by changing the phrase "ending March 20, 1945" to read, "through April 20, 1945."

This amendment shall become effective March 21, 1945.

Issued this 20th day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

Approved: March 19, 1945.

ASHLEY SELLERS,  
Assistant War Food  
Administrator.

[F. R. Doc. 45-4468; Filed, Mar. 20, 1945;  
4:20 p. m.]

PART 1445—LIVESTOCK

[MPR 469, Amdt. 12]

LIVE HOGS

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

Maximum Price Regulation No. 469 is amended in the following respects:

1. Paragraph (a) (1) of section 4 is amended by changing the words preceding the list of service charges to read as follows:

(a) (1) The ceiling price for any lot of live hogs sold by a dealer shall be the applicable ceiling price determined as required by the provisions of section 3: *Provided*, That a dealer may collect only from a buyer who is a slaughterer (in addition to the applicable ceiling price) a service charge not to exceed:

2. The ceiling price listed in Schedule II of section 13, Appendix A, for Henderson, Kentucky is amended to read "14.55."

3. To the list of interior markets and ceiling prices set forth in Schedule II of section 13, Appendix A, the following are added:

Alton, Illinois	14.50
Fulton, Ky. (including South Fulton, Tenn.)	14.40
Thomasville, Ga.	14.35

This amendment shall become effective March 26, 1945.

Issued this 21st day of March 1945.

CHESTER BOWLES,  
Administrator.

Approved: March 13, 1945.

GROVER B. HILL,  
First Assistant War Food  
Administrator.

[F. R. Doc. 45-4519; Filed, Mar. 21, 1945;  
11:46 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[5th Rev. S. O. 259]

PART 95—CAR SERVICE

PERMIT REQUIRED FOR SHIPMENT OF IRISH POTATOES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of March, A. D., 1945.

It appearing, that Irish potatoes grown and harvested in certain States or sections thereof, described in Appendix A hereto, are urgently needed to supply the Armed Services.

It further appearing, that to provide and insure an adequate supply of such potatoes, for the Armed Services, Marvin Jones, War Food Administrator, has issued December 8, 1944, Title 7—Agriculture, Chapter XI—War Food Administration, War Food Order No. 120, Part § 1405—Fruits and Vegetables, 1405.48 effective at 12:01 a. m., e. w. t., December 11, 1944, (9 F.R. 14475) as amended (10 F.R. 103, 1693, 1823) which provides that "no person shall ship Irish potatoes from any area included in the territorial scope of this order . . . (described in Appendix A hereto) until he has applied to the Director for and he has received from the Director a permit to ship the particular lot . . ."

It further appearing, that the War Food Administrator has written to the Director of the Office of Defense Transportation at various times, advising of the urgent needs of the Armed Services and that extension of this order to cover the territories mentioned herein, will conserve car miles and car days;

It further appearing, that the Director of the Office of Defense Transportation has requested this Commission to take such action as it deems appropriate and necessary.

It further appearing, that railroad freight cars, both box and refrigerator, are urgently needed; that the diversion of numerous carloads of potatoes into short haul channels as required herein will save car days and contribute substantially to the short car supply; the Commission is of opinion that an emergency exists requiring immediate action in the section of the country described in Appendix A hereto: it is ordered, that:

(a) *Definition*. As used in this order the term "Irish potatoes" means any and all varieties of the edible tuber of the species *Solanum tuberosum*.

(b) *Permit required for transportation by common carrier by railroad of Irish potatoes*. No common carrier by railroad subject to the Interstate Commerce Act shall transport or move a railroad freight car or cars loaded with Irish potatoes, from any section described in Appendix A hereof, unless or until such carrier has knowledge prior to the transportation or movement of such car or cars that a permit authorizing the shipment of such Irish potatoes has been issued by the War Food Administrator pursuant to

the provisions of War Food Order No. 120 or supplements thereto or successive issues thereof.

(c) *Exemptions*. The requirements of paragraph (b) of this order shall not apply to any transportation or movement of Irish potatoes for the shipment of which no permit is required by the provisions of War Food Order No. 120, supplements thereto or successive issues thereof, or by reason of any exemption made or relief granted under that order.

(d) *Application*. (1) The provisions of this order shall apply to intrastate as well as interstate commerce.

(2) The provisions of this order shall apply only to cars loaded with Irish potatoes shipped on or after the effective date hereof.

(e) *Effective date*. This order shall become effective at 12:01 a. m., e. w. t., March 21, 1945.

(f) *Expiration date*. This order shall expire at 12:01 a. m., e. w. t., May 1, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 40 U. S. C. 1 (10)-(17))

It is further ordered, that this order and direction shall vacate and supersede Fourth Revised Service Order No. 259 (10 F.R. 2316) on the effective date hereof; that copies of this order and direction shall be served upon the State railroad regulatory bodies of each State named in Appendix A hereof, or as same may be amended, and upon the Association of American Railroads, Car Service Division, as agents of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

APPENDIX A

Section No. 1. The county of Malheur in the State of Oregon and the State of Idaho except the county of Idaho and all counties north thereof in the State of Idaho.

Section No. 2. The counties of Crook, Deschutes, and Elamath in the State of Oregon and the counties of Modoc and Siskiyou in the State of California.

Section No. 3. The county of Aroostook in the State of Maine.

Section No. 4. Eliminated (was State of Colorado).

Section No. 5. The counties of Becker, Clay, Kittson, Mahanomen, Marshall, Norman, Ottertail, Pennington, Polk, Red Lake and Wilkin in the State of Minnesota.

Section No. 6. The counties of Cass, Cavalier, Grand Forks, Nelson, Pembina, Ramsey, Richland, Steele, Trafton, and Walsh in the State of North Dakota.

Section No. 7. The counties of Ottawa, Kent, Ionia, Clinton, Saginaw Bay, and all counties north thereof in the State of Michigan exclusive of that portion of Michigan known as the upper peninsula of Michigan.

[F. R. Doc. 45-4504; Filed, Mar. 21, 1945;  
11:22 a. m.]

[S. O. 292-A]

## PART 95—CAR SERVICE

FLORIDA CITRUS FRUIT IN REFRIGERATOR CARS  
RESTRICTED

Vacates Service Order No. 292 (10 F.R. 2837)

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of March, A. D. 1945.

Upon further consideration of Service Order No. 292 of March 13, 1945, as amended (10 F.R. 2837) and good cause appearing therefor *It is ordered*, That:

(a) Service Order No. 292 (10 F.R. 2837) of March 13, 1945, restricting partial unloading of citrus fruit originating in Florida be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911, 49 U.S.C. 1 (10)-(17), 15 (2))

*It is further ordered*, That this order shall become effective at 12:01 p. m., March 20, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W P BARTEL,  
Secretary.

[F. R. Doc. 45-4506; Filed, Mar. 21, 1945;  
11:22 a. m.]

### Notices

#### DEPARTMENT OF THE INTERIOR.

##### Bureau of Mines.

##### LELAND WILLIAM FRITCHARD

#### ORDER REVOKING LICENSES, DIRECTING SURRENDER OF LICENSES AND REQUIRING RECORDS TO BE FURNISHED

In the matter of licensee Leland William Fritchard. Proceedings for revocation of license.

To: Leland William Fritchard, Ivanhoe, Tulare County, California.

Based upon the records in this matter, including your answer; I make the following findings of fact:

1. On February 16, 1945, a specification of charges against you setting forth violations of the Federal Explosives Act (55 Stat. 863), as amended, and the regulations issued thereunder of which you were accused was mailed to you giving you notice to mail an answer within 15 days from February 16, 1945, answering the charges against you and requesting an oral hearing if you wished.

2. Your answer dated February 26, 1945, was received on March 3, 1945, and has been considered. No other communication has been received from you. You have not requested an oral hearing.

3. You have stored detonators otherwise than in a magazine complying with the standards set forth in the regulations and you thereby violated sections 24 and 27 of the regulations.

Now, therefore, by virtue of the authority vested in me, by the Federal Explosives Act and the regulations thereunder, I hereby order:

1. That all licenses issued to you under the Federal Explosives Act be and they are hereby revoked as of midnight, March 31, 1945.

2. That you will be allowed until midnight, March 31, 1945, to sell or otherwise dispose of, to properly licensed persons, or destroy, all explosives and ingredients of explosives owned or possessed by you or consigned to you or which are in your custody.

3. That after having sold or otherwise disposed of, or destroyed, all of the explosives and ingredients of explosives as required by paragraph 2 of this order, you shall, prior to midnight, March 31, 1945, deliver or mail to R. B. Maurer, Engineer in Charge, Bureau of Mines, Department of the Interior, 422 Acheson Building, Berkeley 4, California, a sworn statement of your transactions in and destructions of explosives and ingredients of explosives beginning with the date of this order and ending with the final sale or other disposition or destruction of explosives and ingredients of explosives as required above. The statement shall set forth the amount of each kind of explosives and ingredients of explosives which you had on hand at each location on the opening of business on the date of this order, the amount of each kind acquired by you that day and each day thereafter, the dates on which acquired, the names and addresses of the persons from whom acquired, the amount of each kind sold or otherwise disposed of by you, the dates on which sold or otherwise disposed of, the names and addresses and the numbers and dates of the Federal explosives licenses of the persons to whom sold or otherwise disposed of, the amount of each kind destroyed by you, the dates on which destroyed and the places where destroyed.

4. That prior to midnight, March 31, 1945, you shall surrender all licenses issued to you under the Federal Explosives Act and all copies thereof by mailing or delivering them to R. B. Maurer, Engineer in Charge, Bureau of Mines, Department of the Interior, 422 Acheson Building, Berkeley 4, California.

Failure to comply with any of the provisions of this order will constitute a violation of the Federal Explosives Act punishable by a fine of not more than \$5,000 or by imprisonment for not more than one year or by both such fine and imprisonment.

This order shall be published in the FEDERAL REGISTER.

Dated at Washington, D. C., this 13th day of March 1945.

R. R. SAYERS,  
Director

[F. R. Doc. 45-4465; Filed, Mar. 20, 1945;  
3:16 p. m.]

#### Solid Fuels Administration for War.

[SFAW Suspension Order 1]

JOHN MASSIMO & SONS

#### PROHIBITION OF CERTAIN TRANSACTIONS

John Massimo & Sons of Waterbury, Connecticut is engaged in the business of buying and reselling anthracite as a retail dealer. During the period from April 1, 1944 to October 1, 1944, John Massimo & Sons received from a wholesaler 861 tons of domestic sizes of anthracite and 49 tons of buckwheat anthracite in excess of the tonnages of such sizes received from the wholesaler during a specified base period. During the same period this retail dealer delivered anthracite to consumers whose Consumer Declarations filed with it had been altered and whose statements of annual requirements were inflated. During the same period this retail dealer delivered anthracite to consumers in amounts exceeding 50 percent of the annual requirements of such consumers. The commission of these acts by John Massimo & Sons constituted violations of Solid Fuels Administration for War Regulation No. 17, as amended, and Solid Fuels Administration for War Revised Regulation No. 18 and clearly demonstrates that it is impeding the wartime program for the equitable distribution of scarce anthracite.

In view of the foregoing; *It is hereby ordered*.

(1) John Massimo & Sons, Waterbury, Connecticut, its successors or assigns, shall not acquire, sell, transfer, ship, deliver, or otherwise distribute those sizes of anthracite the distribution of which by retail dealers is regulated by the Solid Fuels Administration for War.

(2) No producer or wholesaler of the sizes of anthracite referred to in (1) above shall sell, transfer, ship, deliver, or otherwise distribute any such anthracite to John Massimo & Sons, its successors or assigns.

(3) Nothing in this order shall be deemed to prohibit John Massimo & Sons, its successors or assigns, from selling the sizes of anthracite referred to in (1) above in transit to or for its account, or in its possession or control, on and after the effective date of this order, to other retail dealers doing business in Waterbury, Connecticut, *Provided*, That it sells such anthracite pursuant to written consent and instruction of the Regional Representative of the Solid Fuels Administration for War in Boston, Massachusetts.

(4) This order shall become effective five days after the date of the service thereof, unless otherwise hereafter ordered.

(5) This order shall be in effect until March 15, 1945.

Issued this 19th day of March 1945.

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

[F. R. Doc. 45-4514; Filed, Mar. 21, 1945;  
11:36 a. m.]

## FEDERAL TRADE COMMISSION.

[Docket No. 5295]

WILLIAM R. HILL &amp; Co.

## NOTICE OF HEARING

**Complaint.** The Federal Trade Commission, having reason to believe that the party respondent named in the caption hereof and hereinafter more particularly designated and described, since June 19, 1936, has violated and is now violating the provisions of subsection (c) of section 2 of the Clayton Act, U.S.C. Title 15, section 13 as amended by the Robinson-Patman Act, approved June 19, 1936, hereby issues its complaint, stating its charges with respect thereto as follows:

**PARAGRAPH 1.** Respondent William R. Hill is an individual doing business as William R. Hill & Co., with his principal office and place of business located at 114 Virginia Street, Richmond, Virginia, and is also vice president and a large stockholder in Chas. E. Brauer Co., Inc., a wholesale grocery and confectionery firm, located at 19 South 14th Street, Richmond, Virginia. The respondent since June 19, 1936, has been, and is now, engaged in business as a broker of food products, and also as a direct buyer of food products. The respondent as a direct buyer of food products has engaged in the business of buying and selling canned fish products, canned fruits and vegetables, and other commodities (all of which are hereinafter designated as food products) for his own account for resale. The respondent operates warehouses in Richmond, Virginia, in which he stores, and from which he thereafter sells, substantial quantities of such food products.

**PAR. 2.** In the course and conduct of his said business since June 19, 1936, respondent has bought in his own name and for his own account for resale food products from various packers, processors, canners and other sellers, who are located in states other than the state in which respondent is located, and as a result of respondent's purchases and his instructions, such food products are shipped and transported by the respective sellers thereof across state lines to the respondent.

**PAR. 3.** The respondent operates his business by the use of two separate and distinct methods, namely, (1) as "brokers" of food products, and (2) as "direct buyers" of food products.

**First.** Respondent's business as "brokers" of food products may be described as follows: Respondent in such capacity acts as sales agent which negotiates the sale of food products for and on account of seller-principals, and respondent's only compensation is a commission or brokerage fee paid by such seller-principals.

The respondent solicits and obtains orders for such food products at the respective seller-principals' prices and on such seller-principals' terms of sale. The respondent as a food broker transmits purchase orders to his several seller-principals who thereafter invoice and ship such food products to the customer.

The respondent as brokers of food products has no financial interest in the food products he sells. His only financial interest is the commission or brokerage fee he receives and accepts from the seller-principal for making the sale. Such commissions or brokerage fees are customarily based on a percentage of the invoice sales price of the food products sold.

The respondent in this capacity is a broker and not a trader for profit. The respondent does not take title to, or have any financial interest in, the food products sold and neither makes a profit nor suffers any loss on the transaction. This phase of respondent's business is not challenged by the complaint.

**Second.** Respondent's business as a "direct buyer" of food products may be described as follows: The respondent transmits his own purchase orders for food products directly to the various interstate sellers from whom he buys. Such sellers invoice and ship such food products directly to respondent. The respondent receives and accepts, directly or indirectly, from the respective sellers from whom he buys commissions or brokerage fees. Such commissions or brokerage fees are customarily, but not always, paid to the respondent by various sellers, by permitting the respondent to deduct from the invoice price of the food products purchased, an amount which is equal to, or approximately equal to, the commissions or brokerage fees such sellers pay their brokers.

The respondent in connection with such purchases is a direct buyer and as such is a trader for profit, purchasing and reselling such food products in his own name and for his own account and at his own price and on his own terms, taking title to such food products and assuming all the risk incident to ownership.

The respondent before purchasing shops the market, purchasing where he is able to secure the most favorable prices and terms, including the payment of commissions or brokerage fees.

The respondent pays the price of the food products purchased from such sellers as a condition precedent to the delivery of such food products by the carrier to him. If such food products are lost or damaged in transit, the respondent files claim with the carrier and collects damages from the carrier in his own name and for his own account.

The respondent enters into formal contracts with his sellers or with some of his sellers whereby respondent contracts to buy, and the sellers contract to sell, definite quantities of certain food products at a stated price. Many of such contracts require the seller to deliver to the respondent such food products over an extended period of time at a stated price.

The respondent upon receipt of such food products from his various sellers warehouses such products in his own warehouses and insures the food products at his own expense and in his own name and for his own account against contingent loss or damage. Subsequently

respondent pledges warehouse receipts and insurance contracts covering the products he has warehoused and insured as security for loans from banks.

The respondent since June 19, 1936, in his annual tax returns sets out the value of the food products he has purchased for a stated year, and the amount of profit he has received on the sale of such products or the losses he has sustained on such sales. On the basis of respondent's declaration, respondent's taxes are assessed and paid.

When respondent sells such food products, he invoices the products to his customers in his own name and for his own account and at prices and on terms he determines. The respondent assumes full and complete credit risk on such transactions, reaping a profit or sustaining a loss thereon, as the case may be.

**PAR. 4.** The receipt and acceptance, since June 19, 1936, by respondent William R. Hill, an individual doing business as William R. Hill & Co., of commissions, brokerage or other compensation, or discounts in lieu thereof, as set forth under method two in paragraph 3 hereof, and such acts and practices as hereinabove set forth are in violation of the provisions of subsection (c) of section 2 of the Clayton Act as amended.

Wherefore, the premises considered, the Federal Trade Commission on this 16th day of March, A. D. 1945, issues its complaint against said respondent.

**Notice.** Notice is hereby given you, William R. Hill, an individual doing business as William R. Hill & Co., respondent herein, that the 20th day of April A. D. 1945, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

Failure of the respondent to file answer within the time above provided and failure to

appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 16th day of March, A. D. 1945.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-4515; Filed, Mar. 21, 1945;  
11:48 a. m.]

#### INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 936]

#### RECONSIGNMENT OF POTATOES AT LAREDO, TEX.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Laredo, Texas, March 19, 1945, by Michael Swanson Brady of car ART 21261, potatoes, now on the Missouri Pacific to San Antonio, Texas (Mo. Pac.).

The waybill 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 19th day of March 1945.

V. C. CLINGER,  
Director  
Bureau of Service.

[F. R. Doc. 45-4507; Filed, Mar. 21, 1945;  
11:22 a. m.]

[S. O. 282, Special Permit 182]

#### REICING OF CABBAGE, SPINACH AND CARROTS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Chicago, Illinois, March 17, 1945, with not to exceed the amount of retop ice shown below, cars:

ART 18800, cabbage, 4,000 pounds of retop ice, on the Alton RR.

MDT 146281, spinach, 4,000 pounds of retop ice, on the Wabash RR.

PFE 93190, spinach, 2,000 pounds of retop ice, on the Wabash RR.

FGE 21267, carrots, 4,000 pounds of retop ice, on the Wabash RR, as ordered by Gridley Maxon Company.

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 17th day of March 1945.

V. C. CLINGER,  
Director  
Bureau of Service.

[F. R. Doc. 45-4508; Filed, Mar. 21, 1945;  
11:22 a. m.]

[S. O. 282, Special Permit 183]

#### REICING OF CELERY AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Chicago, Illinois, March 17, 1945, with not to exceed 4,000 pounds of retop ice, car WFE 67439, celery, on the Wabash Railroad, as ordered by J. Fine Company.

The waybill 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 17th day of March 1945.

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

[F. R. Doc. 45-4509; Filed, Mar. 21, 1945;  
11:23 a. m.]

[S. O. 282, Special Permit 184]

#### REICING OF CARROTS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Chicago, Illinois, March 17, 1945, with not to exceed 2,000 pounds of retop ice, car URT 9180, carrots, on the Wabash Railroad, as ordered by August Battaglia.

The waybill 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 17th day of March 1945.

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

[F. R. Doc. 45-4510; Filed, Mar. 21, 1945;  
11:23 a. m.]

[S. O. 282, Special Permit 185]

#### REICING OF CABBAGE AT NEW YORK, N. Y.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at New York, N. Y., March 17, 1945, with not to exceed 4,000 pounds of retop ice, car FGEX 15873, cabbage, on the New York Central Railroad, at 23rd Street, as ordered by Klein & Veneroso.

The waybill 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 17th day of March 1945.

V. C. CLINGER,  
Director  
Bureau of Service.

[F. R. Doc. 45-4511; Filed, Mar. 21, 1945;  
11:23 a. m.]

[S. O. 282, Special Permit 186]

REICING OF SPINACH AT NEW YORK, N. Y.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the reicing, one time only, at New York, N. Y., March 17, 1945, with not to exceed 4,000 pounds of retop ice, car SFRD 26142, spinach, on the Baltimore & Ohio Railroad, at 26th Street, as ordered by Plc-O-Pac.

The waybill 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 17th day of March 1945.

V. C. CLINGER,  
Director  
Bureau of Service.

[F. R. Doc. 45-4512; Filed, Mar. 21, 1945;  
11:23 a. m.]

[S. O. 288, Special Permit 2]

REFRIGERATION OF EGGS AT ALBERT LEA, MINN.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 288 of February 27, 1945 (10 F.R. 2408) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 288 insofar as it applies to the furnishing or supplying of a refrigerator car for loading with shell eggs packed in used fiberboard egg cases, shipped by Land O'Lakes Creameries, Inc., from Albert Lea, Minnesota, March 19 or 20, 1945, consigned to Land O'Lakes Creameries, Inc., Brooklyn, N. Y., (via M&StL-NKP-LV-LI Railroad) provided the used fibreboard egg cases in which the eggs are packed comply with requirements of Consolidated Freight Classification No. 16.

The car order, bill of lading, other shipping papers and the waybill 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 17th day of March 1945.

V. C. CLINGER,  
Director  
Bureau of Service.

[F. R. Doc. 45-4513; Filed, Mar. 21, 1945;  
11:23 a. m.]

[S. O. 291-A]

RESTRICTION OF INBOUND FREIGHT CARS AT ETNA, PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of March, A. D., 1945.

Upon further consideration of Service Order No. 291 (10 F.R. 2818) of March 12, 1945, and good cause appearing therefor; *It is ordered, That:*

(a) Service Order No. 291 (10 F.R. 2818) of March 12, 1945, restricting placing of empty and loaded cars for Spang Chalfont, Inc. at Etna, Pa., be, and it is hereby, vacated and set aside. (40 Stat. 101, Sec. 402, 418, 41 Stat. 476, Sec. 4, 54 Stat. 901, 911, 49 U.S.C. 1 (10)-(17), 15 (2))

*It is further ordered, That* this order shall become effective at 12:01 a. m., March 21, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-4505; Filed, Mar. 21, 1945;  
11:22 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 4576]

FELTON & GUILLEAUME CARLSWERKE A. G.

In re: Part interest of Felton & Guilleaume Carlswerke A. G. in Patent No. 1,954,960.

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

1. That Felton & Guilleaume Carlswerke A. G. is a corporation organized under the laws of and having its principal place of business in Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Felton & Guilleaume Carlswerke A. G.,

3. That the property described as follows: The undivided one third (33 1/3%) interest, which stands of record in the United States Patent Office in the name of Felton & Guilleaume Carlswerke A. G., in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventors and Title

1,934,909; 4-17-34; Ernst Studd, Archie R. Kemp, Frank S. Malm; Method of Joining Thermoplastic Insulation.

Including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

is property of a national of a foreign country (Germany);

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

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

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

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

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

Executed at Washington, D. C., on January 29, 1945.

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

[F. R. Doc. 45-4487; Filed, Mar. 21, 1945;  
10:31 a. m.]

[Vesting Order 4539]

WILHELM CAUER

In re: Patent No. 2,048,426 owned by Wilhelm Cauer.

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

1. That Wilhelm Cauér is a resident of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Wilhelm Cauér;

3. That the property described as follows: All right, title and interest (including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof) in and to the following United States Letters Patent:

*Patent No., Date of Issue, Inventor and Title*  
2,048,426; 7/21/36; Wilhelm Cauér, Unsymmetrical electric, wave filter,

is property of a national of a foreign country (Germany);

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

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

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

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

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

Executed at Washington, D. C., on February 6, 1945.

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

[F. R. Doc. 45-4488; Filed, Mar. 21, 1945;  
10:31 a. m.]

[Vesting Order 4591]

LEONHARD HORN

In re: Interest of Leonhard Horn in a license agreement executed by R. Hoe & Co., Inc., under Patent No. 1,724,590.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding;

1. That Leonhard Horn is a resident of Germany and is a national of a foreign country (Germany);

2. That the property described in paragraph 3 hereof is property of Leonhard Horn;

3. That the property described as follows: All interests and rights (including all accrued royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Leonhard Horn by virtue of an agreement executed under date of December 3, 1931 (including all modifications thereof and supplements thereto, if any) by R. Hoe & Co., Inc., which agreement relates, among other things, to United States Letters Patent No. 1,724,590,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

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

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

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

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

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

Executed at Washington, D. C. on February 6, 1945.

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

[F. R. Doc. 45-4489; Filed, Mar. 21, 1945;  
10:31 a. m.]

[Vesting Order 4592]

STERN-VERSCHLUSSE KOMMANDIT-GESELLSCHAFT AND OWENS-ILLINOIS GLASS CO.

In re: Interest of Stern-Verschlusse Kommandit-Gesellschaft in an agree-

ment with Owens-Illinois Glass Company.

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

1. That Stern-Verschlusse Kommandit-Gesellschaft is a business organization organized under the laws of Germany, having its principal office in Berlin, Germany, and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Stern-Verschlusse Kommandit-Gesellschaft;

3. That the property described as follows: All interests and rights (including all accrued royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Stern-Verschlusse Kommandit-Gesellschaft by virtue of an agreement dated August 31, 1939 (including all modifications thereof and supplements thereto, if any) by and between Stern-Verschlusse Kommandit-Gesellschaft and Owens-Illinois Glass Company, which agreement relates, among other things, to United States Letters Patent No. 1,841,980,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

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

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

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

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

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

Executed at Washington, D. C., on February 6, 1945.

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

[F. R. Doc. 45-4490; Filed, Mar. 21, 1945;  
10:31 a. m.]

[Vesting Order 4593]

STETTNER CHAMOTTE FABRIK ACTIEN-GESELLSCHAFT VORMALS DIDIER AND U. G. I. CONTRACTING CO.

In re: Interests of Stettner Chamotte Fabrik Actien-Gesellschaft Vormals Didier in an agreement made with U. G. I. Contracting Company, dated October 1, 1926.

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

1. That Stettner Chamotte Fabrik Actien-Gesellschaft Vormals Didier is a corporation organized under the laws of and having its principal place of business in Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Stettner Chamotte Fabrik Actien-Gesellschaft Vormals Didier;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Stettner Chamotte Fabrik Actien-Gesellschaft Vormals Didier by virtue of an agreement dated October 1, 1926 (including all modifications thereof and supplements thereto, including, but not by way of limitation, letters by the parties to said agreement dated January 10 and February 2, 1933) by and between Stettner Chamotte Fabrik Actien-Gesellschaft Vormals Didier and U. G. I. Contracting Company, which agreement relates among other things, to United States Letters Patent No. 1,911,393.

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

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

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

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

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

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

Executed at Washington, D. C., on February 6, 1945.

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

[F. R. Doc. 45-4491; Filed, Mar. 21, 1945; 10:31 a. m.]

[Vesting Order 4612]

JOSEPH BODA AND OTTO KAROLY

In re: Interest of Joseph Boda in an agreement with Otto Karoly.

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

1. That Joseph Boda is a resident of Hungary and is a national of a foreign country (Hungary);

2. That the property described in subparagraph 3 hereof is property of Joseph Boda;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreements hereinafter described, together with the right to sue therefor) created in Joseph Boda by virtue of every agreement between Joseph Boda and Otto Karoly, relating to United States Letters Patent Nos. 1,929,012 and 2,192,890;

is property payable or held with respect to patents or rights relating thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Hungary);

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

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

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

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

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on February 15 1945.

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

[F. R. Doc. 45-4492; Filed, Mar. 21, 1945; 10:31 a. m.]

[Vesting Order 4738]

CARL BIENERT

In re: Estate of Carl Bienert, also known as Karl Bienert, deceased; File D-28-2813; E. T. sec. 11576.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Franz Rolf, Marie Jueptner, Karl Rolf, Ludwig Rolf, Anna Pfeiffer, Hedwig Jiranek, Berta Mattusch, also known as Berta M. Much, Josef Kolatschek and Karl Kolatschek, and each of them, in and to the Estate of Carl Bienert, also known as Karl Bienert, deceased,

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

Nationals and Last Known Address

Franz Rolf, Czechoslovakia.

Marie Jueptner, Czechoslovakia.

Karl Rolf, Germany.

Ludwig Rolf, Germany.

Anna Pfeiffer, Germany.

Hedwig Jiranek, Germany.

Berta Mattusch, also known as Berta M. Much, Germany.

Josef Kolatschek, Czechoslovakia.

Karl Kolatschek, Czechoslovakia.

That such property is in the process of administration by the County Treasurer of the County of Nassau, Mineola, Long Island, New York, as Depositary, acting under the judicial supervision of the Surrogate's Court, Nassau County, State of New York;

Determining that Franz Rolf, Marie Jueptner, Josef Kolatschek and Karl Kolatschek, citizens or subjects of a designated enemy country, Germany and within an enemy occupied area, Czechoslovakia, are nationals of a designated enemy country, Germany;

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

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such prop-

erty or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

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

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

Executed at Washington, D. C., on March 13, 1945.

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

[F. R. Doc. 45-4493; Filed, Mar. 21, 1945;  
10:31 a. m.]

[Vesting Order 4739]

ALFRED DEWALD

In re: Estate of Alfred DeWald, deceased; File No. D-28-9122; E. T. sec. 11751.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Minna Hildebrand-DeWald, Johanna Hildebrand-DeWald, Rosa Klarner Amort and Marianna Amort, and each of them, in and to the Estate of Alfred DeWald, deceased and the Trusts created under the Will of Alfred DeWald, deceased,

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

*Nationals and Last Known Address*

Minna Hildebrand-DeWald, Germany.  
Johanna Hildebrand-DeWald, Germany.  
Rosa Klarner Amort, Germany (Austria).  
Marianna Amort, Germany (Austria).

That such property is in the process of administration by Robert P. Walk, as Executor and Trustee, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

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

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

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

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

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

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

Executed at Washington, D. C., on March 13, 1945.

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

[F. R. Doc. 45-4494; Filed, Mar. 21, 1945;  
10:32 a. m.]

[Vesting Order 4740]

LOUISE K. ENGELMOHR

In re: Estate of Louise K. Engelmoehr, a/k/a Louise Engelmoehr, deceased; File D-28-8544; E. T. sec. 10130.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Heinrich Becker, Adolph Becker, Marie Becker, Louise Becker, August Engelmoehr, Elisa Engelmoehr, Otto Engelmoehr, Ferdinand Engelmoehr, Gustave Engelmoehr, Augusta Engelmoehr, and the widow of Gustave Becker, name unknown, and each of them, in and to the Estate of Louise K. Engelmoehr, a/k/a Louise Engelmoehr, deceased,

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

*Nationals and Last Known Address*

Heinrich Becker, Germany.  
Adolph Becker, Germany.  
Marie Becker, Germany.  
Louise Becker, Germany.  
August Engelmoehr, Germany.  
Elisa Engelmoehr, Germany.  
Otto Engelmoehr, Germany.  
Ferdinand Engelmoehr, Germany.  
Gustave Engelmoehr, Germany.  
Augusta Engelmoehr, Germany.  
Widow of Gustave Becker, name unknown, Germany.

That such property is in the process of administration by Lillian Fromm Seegar, as Executrix, acting under the judicial supervision of the Orphans' Court of Montgomery County, Norristown, Pennsylvania;

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

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

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

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

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

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

Executed at Washington, D. C., on March 13, 1945.

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

[F. R. Doc. 45-4495; Filed, Mar. 21, 1945;  
10:32 a. m.]

[Vesting Order 4741]

ANNA FOX

In re: Estate of Anna Fox, deceased; File No. D-28-7739; E. T. sec. 8380.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Theresa Groh, Elsa Schneider, also known as Elsa Schneider, and Eberhardt Schneider, and each of them, in and to the estate of Anna Fox, deceased.

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

*Nationals and Last Known Address*

Theresa Groh, Germany.  
Elsa Schneider, also known as Elsa Schneider, Germany.  
Eberhardt Schneider, Germany.

That such property is in the process of administration by Mrs. Margaret Finkeldie, as Executrix of the Estate of Anna Fox, acting under the judicial supervision of the Hudson County Orphan's Court, Jersey City, New Jersey;

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

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

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

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

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

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

Executed at Washington, D. C., on March 13, 1945.

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

[F. R. Doc. 45-4496; Filed, Mar. 21, 1945; 10:32 a. m.]

[Vesting Order 4742]

MAGDALENA HEINZ

In re: Estate of Magdalena Heinz, also known as Lena Heinz, Madelaine Heinz, Lina Heinz, Magdalena Heine, Marie Eppinger, Antonette Schalk and Sophie Hupfel, deceased; File No. D-28-3475; E. T. sec. 5476.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Antoine Krum, also known as Anna Anton Krum, Eliz. G. Schumacker, also known as

Elisabeth Gorge Schumacker, also known as Elisabeth Georg Schumacher, Angellika E. Wassong, also known as Angellika Ernst Wassong, and Joseph Wangler, and each of them, in and to the Estate of Magdalena Heinz, also known as Lena Heinz, Madelaine Heinz, Lina Heinz, Magdalena Heine, Marie Eppinger, Antonette Schalk and Sophie Hupfel, deceased,

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

*Nationals and Last Known Address*

Anna Antoine Krum, also known as Anna Anton Krum, Germany.

Eliz. G. Schumacker, also known as Elisabeth Gorge Schumacker, also known as Elisabeth Georg Schumacher, Germany.

Angellika E. Wassong, also known as Angellika Ernst Wassong, Germany.  
Joseph Wangler, Germany.

That such property is in the process of administration by the Public Administrator of Queens County, New York, as Administrator, acting under the judicial supervision of the Surrogate's Court, Queens County, State of New York;

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

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

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

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.  
The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 13, 1945.

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

[F. R. Doc. 45-4497; Filed, Mar. 21, 1945; 10:33 a. m.]

[Vesting Order 4743]

MARGARET HESS

In re: Estate of Margaret Hess, deceased; File D-28-7953; E. T. sec. 8842.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marie Hagelstein and Valaska Hagelstein, and each of them, in and to the estate of Margaret Hess, deceased,

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

*Nationals and Last Known Address*

Marie Hagelstein, Germany.  
Valaska Hagelstein, Germany.

That such property is in the process of administration by Louis V. Brosmer, 2563 Summit Street, Columbus, Ohio, as Executor of the estate of Margaret Hess, deceased, acting under the judicial supervision of the Probate Court of Franklin County, Ohio;

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

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

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

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

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

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

Executed at Washington, D. C., on March 13, 1945.

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

[F. R. Doc. 45-4493; Filed, Mar. 21, 1945; 10:33 a. m.]

[Vesting Order 4744]

MARtha HOFMANN

In re: Estate of Martha Hofmann, deceased; File D-28-9026; E. T. sec. 11511.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Heinz G. Hofmann in and to the Estate of Martha Hofmann, deceased,

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

*National and Last Known Address*

-Heinz G. Hofmann, Germany.

That such property is in the process of administration by James F. Egan, Public Administrator of New York County, as Administrator of the Estate of Martha Hofmann, deceased, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

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

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

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

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

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

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

Executed at Washington, D. C., on March 13, 1945.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-4499; Filed, Mar. 21, 1945; 10:33 a. m.]

[Vesting Order 4745]

LOUIS NAGY

In re: Estate of Louis Nagy, deceased; File D-34-657; E. T. sec. 7755.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Blanka Nagy and Elizabeth Nagy, and each of them, in and to the estate of Louis Nagy, deceased,

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

*Nationals and Last Known Address*

Blanka Nagy, Hungary.

Elizabeth Nagy, Hungary.

That such property is in process of administration by Lester F. Murphy, First National Bank Building, East Chicago, Indiana, as Administrator of the estate of Louis Nagy, Deceased, acting under the judicial supervision of the Lake Superior Court, Room 2, East Chicago, Lake County, Indiana;

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

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

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

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

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

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

Executed at Washington, D. C., on March 13, 1945.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-4500; Filed, Mar. 21, 1945; 10:33 a. m.]

[Vesting Order 4746]

DIEDRICH RADICKER

In re: Estate of Diedrich Radicker, also known as Dick Radicker, deceased; File D-28-8740; E. T. sec. 10616.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Albert Radicker, Freida Radicker and Erna Radicker, and each of them, in and to the Estate of Diedrich Radicker, also known as Dick Radicker, deceased,

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

*Nationals and Last Known Address*

Albert Radicker, Germany.

Freida Radicker, Germany.

Erna Radicker, Germany.

That such property is in the process of administration by Eugene Mertz, as Administrator with the Will Annexed, acting under the judicial supervision of the County Court of Butte County, South Dakota, and District Court of the Sixteenth Judicial District of the State of Montana for the County of Carter;

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

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

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

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

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

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

Executed at Washington, D. C., on  
March 13, 1945.

[SEAL] JAMES E. MARKHALL,  
*Alien Property Custodian.*

[F. R. Doc. 45-4501; Filed, Mar. 21, 1945;  
10:33 a. m.]

OFFICE OF DEFENSE TRANSPORTA-  
TION.

[Supp. Order ODT 3, Rev. 584]

NEW YORK AND NEW JERSEY

COORDINATED OPERATIONS OF CERTAIN  
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> 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 re-

quire any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

APPENDIX 1

Rollo Trucking Corporation, Inc., Keyport,  
N. J.  
New Jersey Forwarding Co., Newark, N. J.  
[F. R. Doc. 45-4462; Filed, Mar. 20, 1945;  
2:01 p. m.]

[Supp. Order ODT 3, Rev. 535]

MEMPHIS, TENN., AND NEW ORLEANS, LA.

COORDINATED OPERATIONS OF CERTAIN  
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of

<sup>1</sup> Filed as part of the original document.

such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

#### APPENDIX 1

Gordons Transports, Inc., Memphis, Tenn.  
Cook Truck Lines, Inc., Memphis, Tenn.  
David C. Hall, doing business as D. C. Hall  
Motor Transportation, Fort Worth, Tex.

[F. R. Doc. 45-4453; Filed, Mar. 20, 1945;  
2:01 p. m.]

[Supp. Order ODT 3, Rev. 586]

#### ALABAMA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes

of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

<sup>1</sup> Filed as part of the original document.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

#### APPENDIX 1

John Ward, doing business as Ward Truck Line, Greenville, Ala.

W. H. Whitman, doing business as Whitman Truck Line, Greenville, Ala.

[F. R. Doc. 45-4454; Filed, Mar. 20, 1945;  
2:01 p. m.]

[Supp. Order ODT 3, Rev. 587]

#### NORTH CAROLINA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of

the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made with-

out prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

#### APPENDIX 1

J. H. Dickson, doing business as Dickson Transfer Co., Inc., Salisbury, N. C.

R. L. Shaw, doing business as Shaw Transfer Co., Salisbury, N. C.

C. H. Hargrove, doing business as Safety Transfer, Salisbury, N. C.

Adam Cowan, doing business as Leo Street Transfer, Salisbury, N. C.

M. L. VonCanon, doing business as VonCanon Transfer Co., Salisbury, N. C.

[F. R. Doc. 45-4455; Filed, Mar. 20, 1945; 1:59 p. m.]

[Supp. Order ODT 3, Rev. 583]

#### CHICAGO, ILL., AND MILWAUKEE, WIS. COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the

prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

<sup>1</sup> Filed as part of the original document.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

#### APPENDIX 1

Federal Manager of the properties of J. W. Healzer, doing business as Healzer Cartage Co., Minneapolis, Minn.  
Roosevelt Cartage Co., Chicago, Ill.

[F. R. Doc. 45-4456; Filed, Mar. 20, 1945; 2:01 p. m.]

[Supp. Order ODT 3, Rev. 589]

FOUGHKEEPSIE AND MILLERTON, N.-Y.

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the

carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until

otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,  
Office of Defense Transportation.

#### APPENDIX 1

Paul May, Millerton, N. Y.  
Clarence O. Wyatt, doing business as Albany-Beacon Express, Foughkeepsie, N. Y.  
Joe Vasto, doing business as Vasto's Express Lines, Ravena, N. Y.  
Nedes' Express Inc., Kingston, N. Y.  
Dorn's Transportation, Inc., Rensselaer, N. Y.  
Richard T. Link, doing business as Link's Express, Copake, N. Y.  
Finnegan's Express & Storage, Inc., Newburg, N. Y.

[F. R. Doc. 45-4457; Filed, Mar. 20, 1945; 2:00 p. m.]

[Supp. Order ODT 3, Rev. 590]

#### ILLINOIS, IOWA, AND NEBRASKA COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> 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.

<sup>1</sup> Filed as part of the original document.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director

Office of Defense Transportation.

#### APPENDIX 1

The Rock Island Motor Transit Co., Des Moines, Iowa.  
Watson Bros. Transportation Co., Inc., Omaha, Nebr.

[F. R. Doc. 45-4453; Filed, Mar. 20, 1945; 2:02 p. m.]

[Supp. Order ODT 3, Rev. 591]

DALLAS AND FORT WORTH, TEX.

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *it is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs

or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the

<sup>1</sup> Filed as part of the original document.

caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director

Office of Defense Transportation.

APPENDIX 1

Keystone Freight Lines, Inc., Tulsa, Okla.  
Trinity Motor Freight Lines, Inc., Dallas, Tex.

[F. R. Doc. 45-4459; Filed, Mar. 20, 1945; 2:02 p. m.]

[Supp. Order ODT 3, Rev. 592]

ALABAMA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> 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

<sup>1</sup> Filed as part of the original document.

notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington, 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly pro-

claimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

APPENDIX 1

H. O. Taylor, doing business as H. O. Taylor Truck Lines, Georgiana, Ala.  
Earl B. Huggins, doing business as Huggins Truck Lines, McKenzie, Ala.

[F. R. Doc. 45-4460; Filed, Mar. 20, 1945; 2:02 p. m.]

[Supp. Order ODT 3, Rev. 593]

LOUISVILLE, Ky., AND CINCINNATI, OHIO

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that

would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director  
Office of Defense Transportation.

## APPENDIX 1

Riss & Co., Inc., Kansas City, Mo.  
Meeks Motor Freight, Louisville, Ky.

[F. R. Doc. 45-4461; Filed, Mar. 20, 1945;  
2:00 p. m.]

[Supp. Order ODT 3, Rev. 594]

WICHITA, KANS., AND KANSAS CITY, MO.

## COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require

any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director  
Office of Defense Transportation.

## APPENDIX 1

Leo Weaver, doing business as Kansas City-Wichita Motor Freight, Wichita, Kans.  
C. E. Whitworth, Wichita, Kans.

[F. R. Doc. 45-4462; Filed, Mar. 20, 1945;  
1:59 p. m.]

<sup>1</sup> Filed as part of the original document.

[Supp. Order ODT 6A-94]

NEW YORK

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794) a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the 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 persons named in Appendix 1 hereof 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 shall file forthwith 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 schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, 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, schedules, 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, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. 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 available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective March 26, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 21st day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

APPENDIX 1

Lester S. Martin and Lawrence R. Martin, copartners, doing business as Martin's Truck, Plattsburg, N. Y.

Maurice J. Guay, West Chazy, N. Y.

[F. R. Doc. 45-4463; Filed, Mar. 20, 1945; 2:02 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 136, Amdt. 1 to Order 350]

STEWART-WARNER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1390.25a of Maximum Price Regulation No. 136 and section 6.4 of Second Revised Supplementary Regulation No. 14, *It is ordered, That Order No. 350 under Maximum Price Regulation No. 136 is amended in the following respects.*

1. Paragraph (a) is amended by adding at the end of the list of refrigerator replacement units the following:

Scaled unit part No.	Refrigerator model No.	Maximum price to distributor	Maximum price to retailers	Maximum price to ultimate consumers
120911	A-420, D-420, 401.....	\$41	\$52	\$57
120912	620, 640, 640, 601, 611, 801, 821, 821.	40	55	60
120913	670, 670.....	40	55	60
120914	660, 860, 661, 671, 681, 691, 861, 871, 881, 891, 901.	37	46	61
120941	P-420.....	44	52	57
121165	A-420, D-420.....	44	52	57
121166	620, 640, 640.....	46	55	60
121167	670, 670.....	40	55	60
121168	A-420, D-420.....	44	52	57
121169	620, 640, 640.....	46	55	60
121170	670, 670.....	46	55	60
121171	A-420, D-420, 401.....	44	52	57
121172	620, 640, 640, 601, 611, 821, 801, 821.	40	55	60
121173	670, 670.....	46	55	60
121174	660, 860, 661, 671, 681, 691, 861, 871, 881, 891.	37	46	61
121175	G-420.....	44	52	57
600300	602, 612, 802.....	46	55	60
600400	662, 862, 672, 872, 602.....	37	46	61

2. Paragraph (b) is amended by adding at the end of the list of refrigerator replacement units the following:

Scaled unit part No.	Refrigerator model No.	Maximum price to retailers
120911	A-420, D-420, 401.....	\$52.00
120912	620, 640, 640, 601, 611, 801, 821, 821.	55.00
120913	670, 670.....	55.00
120914	660, 860, 661, 671, 681, 691, 861, 871, 881, 891, 901.	46.00
120941	P-420.....	52.00
121165	A-420, D-420.....	52.00
121166	620, 640, 640.....	55.00
121167	670, 670.....	55.00
121168	A-420, D-420.....	52.00
121169	620, 640, 640.....	55.00
121170	670, 670.....	55.00
121171	A-420, D-420, 401.....	52.00
121172	620, 640, 640, 601, 611, 821, 801, 821.	55.00
121173	670, 670.....	55.00
121174	660, 860, 661, 671, 681, 691, 861, 871, 881, 891.	46.00
121175	G-420.....	52.00
600300	602, 612, 802.....	55.00
600400	662, 862, 672, 872, 602.....	46.00

3. Paragraph (c) is amended by adding at the end of the list of refrigerator replacement units the following:

<sup>1</sup> Filed as part of the original document.

Sealed unit part No.	Refrigerator model No.	Maximum price to ultimate consumers
120911	A-420, D-420, 401.	\$57.03
120912	620, 540, 640, 601, 611, 591, 621, 621.	69.03
120913	570, 670.	69.03
120914	660, 850, 691, 671, 681, 691, 861, 871, 881, 891, 931.	51.03
120941	P-420.	57.03
121165	A-420, D-420.	57.03
121166	620, 540, 640.	69.03
121167	570, 670.	69.03
121168	A-420, D-420.	57.03
121169	620, 540, 640.	69.03
121170	570, 670.	69.03
121171	A-420, D-420, 401.	57.03
121172	620, 540, 640, 601, 611, 621, 601, 621.	69.03
121173	570, 670.	69.03
121174	660, 850, 691, 671, 681, 691, 861, 871, 881, 891.	51.03
121175	G-420.	57.03
600300	602, 612, 802.	69.03
600400	662, 862, 672, 872, 502.	51.03

This amendment shall become effective on the 20th day of March 1945.

Issued this 19th day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator

[F. R. Doc. 45-4350; Filed, Mar. 19, 1945; 11:58 a. m.]

[MPR 188, Order 22 Under Order 1052]

DON P SMITH CHAIR CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph (h) of Order No. 1052 under § 1499.159b of Maximum Price Regulation No. 188; it is ordered:

(a) *Manufacturer's maximum prices.* Don P Smith Chair Company, Inc., London, Tennessee, may add the following additional adjustment charges to its maximum prices for all sales and deliveries to the following classes of purchasers of the Models No. 1 and No. 2 wooden chairs which it manufactures, resulting in the following adjusted maximum prices:

Class of purchaser	Maximum price per 100 units	Adjustment permitted by paragraph (d) of order No. 1052	Additional adjustment permitted by this order	Total adjusted maximum price per 100 units
For sales to mail order houses.....	\$94	\$4.70	\$17.60	\$116.30
For sales to jobbers....	95	4.80	17.00	118.40
For sales to pool car buyers.....	102	5.10	17.00	124.70

The adjustment charges listed above may be made and collected only if each is separately stated on each invoice. The adjusted maximum prices are subject to the manufacturer's customary terms, discounts, allowances, and other price differentials in effect during March 1942.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of the articles covered by this order may add to their maximum prices as established under the applicable regulation, no more

than the dollar-and-cents amount of the additional adjustment charge permitted for the manufacturer by this order, and for which they have become obligated; *Provided, however,* That when the applicable regulation requires the maximum price to be computed on the basis of cost, the amount used as the cost may not include any adjustment charge authorized for the manufacturer. On all sales, other than sales to the ultimate consumer, this additional adjustment charge may be made and collected only if it is separately stated on each invoice. The adjusted maximum prices are subject to the seller's customary terms, discounts, and allowances on sales of the same or similar articles.

(c) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, on and after the effective date of this order, for the sale of any articles covered by this order at a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser, in writing, of the method established by paragraph (b) of this order for determining the adjusted maximum price for resales of the articles. This notice may be given in any convenient form.

(d) *Profit and loss statement.* After the effective date of this order, Don P Smith Chair Company, Inc., shall submit to the Office of Price Administration, Washington, D. C., a detailed quarterly profit and loss statement within thirty days after the close of each quarter.

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

(f) This order shall become effective on the 21st day of March 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-4440; Filed, Mar. 20, 1945; 11:45 a. m.]

[MPR 260, Amdt. 1 to Order 75]

DESIDERIO ARNAZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102a of Maximum Price Regulation No. 260; *It is ordered, That:*

The maximum prices for the "Quintero Perlas" cigar set forth in paragraph (a) of Order No. 75 under Maximum Price Regulation 260 are amended to read as follows:

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Quintero.....	Perlas.....	50	Per M \$109	Cents 20

This amendment shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-4442; Filed, Mar. 20, 1945; 11:45 a. m.]

[MPR 260, Amdt. 1 to Order 434]

FABER, COX & GREGG, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102a of Maximum Price Regulation No. 260; *It is ordered, That:*

The maximum prices for the "Romeo y Julieta Lords of England (25)" and "Romeo y Julieta Lords of England (50)" cigars set forth in paragraph (a) of Order No. 434 under Maximum Price Regulation 260 are amended to read as follows:

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Romeo y Julieta.	Lords of Eng- land.	25	Per M \$352	Cents 50
		50	357	50

<sup>1</sup> (Still top taxes) E. M. S.

This amendment shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-4443; Filed, Mar. 20, 1945; 11:46 a. m.]

[MPR 260, Amdt. 1 to Order 545]

VICTORY CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260; *It is ordered, That:*

The maximum prices for the "El Romano Panetelas" and the "El Romano Coronitas" set forth in paragraph (a) of Order No. 545 under Maximum Price Regulation 260 are amended to read as follows:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
El Romano.....	Panetelas.....	50	Per M \$105	Cents 14
	Coronitas.....	50	133	18

This amendment shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-4444; Filed, Mar. 20, 1945; 11:46 a. m.]

[MPR 260, Order 675]

WEBSTER EISENLOHR, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Webster Eisenlohr, Inc., 187 Madison Avenue, New York 16, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Clenco-nette		10	Per M \$24	Cents 10 for 30

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator

[F. R. Doc. 45-4445; Filed, Mar. 20, 1945; 11:47 a. m.]

[MPR 260, Order 676]

DESIDERIO ARNAZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, *It is ordered*, That:

(a) Desiderio Arnaz, The Home of Havana Cigars, 338 East Flegler St., Miami 2, Fla. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Quintero	Petit Cetros	25	Per M \$176.00	Cents \$0.22
	Conchas	25	150.00	.20
	Commandos	25	176.00	.22
	Brevas Especiales	25	161.50	.20
	Petit	25	114.00	.15

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and front-

mark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator

[F. R. Doc. 45-4446; Filed, Mar. 20, 1945; 11:47 a. m.]

[MPR 260, Order 677]

PUREZA CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Pureza Cigar Factory, 2502 1/2 Taliaferro, Tampa 3, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Pureza	Plna Chica	50	Per M \$40	Cents 5
	Plna	50	40	5
	Perfecto Especiales	50	50	7
	Londres	50	44	2 for 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class

to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator

[F. R. Doc. 45-4447; Filed, Mar. 20, 1945; 11:48 a. m.]

[MPR 260, Order 678]

YORKANA CIGAR CO.

**AUTHORIZATION OF MAXIMUM PRICES**

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Yorkana Cigar Company, R. D. #3, York, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Lyra.....	Perfecto Extra.	50	Per M \$72	Cents 9

(b) The manufacturer and wholesalers shall grant, with respect to their

sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-4448; Filed, Mar. 20, 1945; 11:48 a. m.]

[MPR 260, Order 679]

ELCHO CIGAR CO.

**AUTHORIZATION OF MAXIMUM PRICES**

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Elcho Cigar Company, 376 Atlantic Avenue, Boston, Mass. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size of frontmark	Packing	Maximum list price	Maximum retail price
Leukurg Square	Perfecto Corona	50	Per M \$152	Cents 23
La Carmela.....	Leones.....	50	75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective March 21, 1945.

Issued this 20th day of March 1945.

CHESTER BOWLES,  
Administrator

[F. R. Doc. 45-4449; Filed, Mar. 20, 1945;  
11:48 a. m.]

[Max. Import Price Reg., Order 77]

REYNOLDS INTERNATIONAL CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which any person may sell, and maximum prices at which any person, other than the importer, may buy certain sterling silver barrettes imported from Mexico by Reynolds International Company, 732 South Federal Street, Chicago, Illinois, hereafter called the "importer". The barrettes are approximately 2 1/4 inches long and 1/2 inch wide, and are stamped "Sterling-Mexico-B"

(b) *Maximum prices on sales by any person except a retailer.* No person, other than a retailer, may sell or deliver and no person may buy or receive from such seller the barrettes described in paragraph (a) at a price higher than 90¢ each, delivered, terms 2% 10 days.

(c) *Maximum retail prices.* No retailer may sell or deliver, and no person may buy or receive, such barrettes from a retailer at a price higher than \$1.50 each.

(d) *Importer or other seller to notify retailers.* The importer or other seller shall furnish a copy of this order to each retailer to whom such barrettes are sold and shall include on the invoice the following statement:

The enclosed Order No. 77 issued by the Office of Price Administration under the Maximum Import Price Regulation, establishes your maximum selling price for this barrette at \$1.50 each.

(e) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective on March 22, 1945.

Issued this 21st day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator

[F. R. Doc. 45-4527; Filed, Mar. 21, 1945;  
11:50 a. m.]

[MPR 188, Order 79, Under 2d Rev. Order A-3]

KERR DENTAL MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

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

(a) *Manufacturer's maximum prices.* Kerr Dental Manufacturing Co., 6081-6095 Twelfth Street, Detroit, Michigan, may sell its E-Z Flo Vibrator of its manufacture to the United States Government and to purchasers for resale to the dental profession at prices no higher than its maximum prices for such sales in effect immediately prior to the effective date of this order, plus an adjustment charge in the amount of \$8.22 each. This adjustment charge may be made and collected only when separately stated on each invoice. The adjusted prices are subject to the manufacturer's customary terms, discounts, allowances and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Maximum prices to purchasers for resale.* Purchasers for resale of the vibrator for which the manufacturer's maximum prices have been adjusted as provided in paragraph (a) may add to their properly established maximum prices in effect immediately prior to the effective date of this order the dollars and cents amount of the adjustment they are required to pay to their suppliers. Such adjusted prices are subject to the seller's customary terms, discounts, allowances and other price differentials in effect on sales of the same or similar articles to each class of purchaser.

(c) *Notification.* Every person who makes a sale or delivery at an adjusted price permitted by this order shall furnish the purchaser with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

Order No. 79 under Second Revised Order A-3 under Maximum Price Regulation No. 188 permits all sellers of the articles covered by this invoice to increase their maximum prices

in effect prior to March 22, 1945 by the dollars and cents amount of the separately stated adjustment charges appearing on this invoice.

(d) All requests for adjustments of maximum prices not specifically permitted by this order are denied.

This order shall become effective on the 22d day of March 1945.

Issued this 21st day of March 1945.

CHESTER BOWLES,  
Administrator

[F. R. Doc. 45-4526; Filed, Mar. 21, 1945;  
11:50 a. m.]

WAR FOOD ADMINISTRATION.

Farm Security Administration.

ROSS COUNTY, OHIO

DESIGNATION OF LOCALITIES FOR LOANS

In accordance with the rules and regulations promulgated by the Secretary of Agriculture on July 1, 1941, as extended by the War Food Administrator's delegation of authority issued August 2, 1944, loans made in the county mentioned herein, under Title I of the Bankhead-Jones Farm Tenant Act, may be made within the localities herein described and designated. The value of the average farm unit of thirty acres and more in each of these localities has been determined in accordance with the provisions of the said rules and regulations. A description of the localities and the determination of value for each follow:

REGION III

OHIO

Ross County

Locality I, consisting of the townships of Buckskin, Colerain, Concord, Deerfield, Green, and Union, \$11,623.

Locality II, consisting of the townships of Franklin, Jefferson, Liberty, Scioto, Springfield, and Twin, \$7,526.

Locality III, consisting of the townships of Paint, and Paxton, \$4,460.

Locality IV, consisting of the township of Huntington, \$1,885.

Locality V, consisting of the township of Harrison, \$2,796.

The purchase price limit previously established for the county above-mentioned is hereby cancelled.

Approved: March 15, 1945.

FRANK HANCOCK,  
Administrator

[F. R. Doc. 45-4464; Filed, Mar. 20, 1945;  
3:07 p. m.]