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(39 Stat. 645; 10 U.S.C. 1361) [Rescinded by Priorities and Traffic, Air Transport Command, 15 October 1945]

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

[F. R. Doc. 45-19642; Filed, Oct. 23, 1945; 4:08 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5248]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

FRIGID CHEMICAL CORP. ET AL.

§ 3.6 (a): Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Plant and equipment: § 3.6 (n) Advertising falsely or misleadingly—Nature—Product: § 3.6 (t) Advertising falsely or misleadingly—Qualities or properties of product or service: § 3.6 (y) Advertising falsely or misleadingly—Safety: § 3.71 (c5) Neglecting, unfairly or deceptively, to make material disclosure—Qualities or properties. In connection with the offering for sale, sale, and distribution in commerce, of the anti-freeze preparation designated "Kant Freez," "Frigid," or "Frigid Anti-Freez," or any anti-freeze solution of substantially similar composition or having substantially similar properties, (1) representing that any office or warehouse is owned, maintained, or operated in any city or locality where no such office or warehouse is owned, maintained, or operated; or otherwise representing in any

manner that the size, nature, or extent of the facilities owned, occupied, or operated is different from or greater than is the fact; (2) representing that their said anti-freeze product is safe for use in the cooling systems of internal combustion engines; that it will not cause leaks; or that it will not rust, corrode, clog, or otherwise damage the cooling systems or other parts of such engines; or (3) representing that their said product is an anti-freeze preparation for use in the cooling systems of internal combustion engines without affirmatively disclosing in a clear and conspicuous manner in immediate conjunction with such representation the fact that said preparation will rust and corrode the cooling system of such an engine, may clog the passages in such cooling system, and otherwise damage such engine; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Frigid Chemical Corporation et al., Docket 5248, October 2, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 2d day of October, A. D. 1945.

In the Matter of Frigid Chemical Corporation, a corporation, and Howard Y. Hodge, Individually and as an Officer of Frigid Chemical Corporation, a Corporation

This proceeding having been heard by the Federal Trade Commission on the complaint of the Commission, the answer of respondents, testimony and other evidence taken before an examiner of the Commission theretofore duly designated by it, report of the trial examiner, and brief in support of the complaint (respondent not having filed brief and oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondent, Frigid Chemical Corporation, a corporation, its officers, and respondent, Howard Y. Hodge, individually and as an officer of the corporate respondent, jointly or severally, their respective representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of the anti-freeze preparation designated "Kant Freez," "Frigid," or "Frigid Anti-Freeze," or any anti-freeze solution of substantially similar composition or having substantially similar properties, do forthwith cease and desist from:

1. Representing that any office or warehouse is owned, maintained, or operated in any city or locality where no such office or warehouse is owned, maintained, or operated; or otherwise representing in any manner that the size, nature, or extent of the facilities owned, occupied, or operated is different from or greater than is the fact.

2. Representing that their said anti-freeze product is safe for use in the cooling systems of internal combustion engines; that it will not cause leaks; or

that it will not rust, corrode, clog, or otherwise damage the cooling systems or other parts of such engines.

3. Representing that their said product is an anti-freeze preparation for use in the cooling systems of internal combustion engines without affirmatively disclosing in a clear and conspicuous manner in immediate conjunction with such representation the fact that said preparation will rust and corrode the cooling system of such an engine, may clog the passages in such cooling system, and otherwise damage such engine.

It is further ordered, That respondents shall, within sixty (60) days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-19643; Filed, Oct. 24, 1945; 11:27 a. m.]

[Docket No. 5222]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

A. DAVIS & SONS, INC. ET AL.

§ 3.6 (c) Advertising falsely or misleadingly—Composition of goods: § 3.66 (a7) Misbranding or mislabeling—Composition: § 3.66 (a7) Misbranding or Mislabeling—Composition—Wool Products Labeling Act: § 3.71 (a) Neglecting, unfairly or deceptively, to make material disclosure—Composition: § 3.71 (a) Neglecting, unfairly or deceptively, to make material disclosure—Composition—Wool Products Labeling Act: § 3.93 (a) Using misleading name—Goods—Composition. I. In connection with the offering for sale, sale, and distribution of women's coats, suits, and other articles of wearing apparel in commerce, (1) using the terms "De Luxe Camel Fluff" or "Imperial Camel Coat," or any other terms of similar import and meaning, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of the hair of the camel; (2) using the term "Keanpaca," or any other term of similar import and meaning, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of the hair of the alpaca; or (3) representing in any manner, or by any means, that respondents' products are composed of fibers or materials other than those of which such products are actually composed; and, II. In connection with the introduction or manufacture for introduction into commerce, or the sale, transportation, or distribution in commerce as defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939, misbranding women's suits and coats or other articles of wearing apparel or other "wool products" as such products are defined in and subject to the Wool Products Labeling Act of 1939, which products contain, purport to contain, or in any

way are represented as containing "wool," "reprocessed wool," or "reused wool" as those terms are defined in the said act, by failing to affix securely or place on such products a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner: (a) the percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five per centum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five per centum or more, and (5) the aggregate of all other fibers; (b) the maximum percentage of the total weight of such wool product of any nonfibrous loading, filling, or adulterating matter; and (c) the name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939; prohibited, subject to the provisions, however, as respects the prohibition of the aforesaid terms, "De Luxe Camel Fluff" or "Imperial Camel Coat", etc. that in the case of a product composed in part of camel hair and in part of other fibers or materials, terms concerned may be used as descriptive of the camel hair content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully designating such other constituent fibers or materials; and as respects the prohibition of the term "Kenpaca", etc. that in the case of a product composed in part of the hair of the alpaca and in part of other fibers or materials, term concerned may be used as descriptive of the alpaca hair content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully designating such other constituent fibers or materials; and subject to the further qualification that the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; and that nothing contained in the order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b; 54 Stat. 1128; 15 U.S.C., sec. 68) [Cease and desist order, A. Davis & Sons, Inc. et al., Docket 5322, Sept. 25, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of September, A. D. 1945.

*In the Matter of A. Davis & Sons, Inc., a corporation, and Milton E. Davis and Charles S. Davis, Individually and as Officers of the Aforesaid Corporation*

This proceeding having been heard by the Federal Trade Commission upon the

complaint of the Commission, the answer of the respondents, and a stipulation as to the facts entered into by the respondents herein and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon the respondents herein findings as to the facts and its conclusion based thereon, and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that said respondents have violated the provisions of the Federal Trade Commission Act and the Wool Products Labeling Act of 1939:

*It is ordered*, That the respondent A. Davis & Sons, Inc., a corporation, its officers, representatives, agents, and employees, and respondents Milton E. Davis and Charles S. Davis, individually and as officers of respondent A. Davis & Sons, Inc., their representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of women's coats, suits, and other articles of wearing apparel in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Using the terms "De Luxe Camel Fluff" or "Imperial Camel Coat," or any other terms of similar import and meaning, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of the hair of the camel: *Provided, however*, That in the case of a product composed in part of camel hair and in part of other fibers or materials, such terms may be used as descriptive of the camel hair content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully designating such other constituent fibers or materials.

(2) Using the term "Kenpaca," or any other term of similar import and meaning, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of the hair of the alpaca: *Provided, however*, That in the case of a product composed in part of the hair of the alpaca and in part of other fibers or materials, such term may be used as descriptive of the alpaca hair content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully designating such other constituent fibers or materials.

(3) Representing in any manner, or by any means, that respondents' products are composed of fibers or materials other than those of which such products are actually composed.

*It is further ordered*, That respondent A. Davis & Sons, Inc., a corporation, its officers, representatives, agents, and employees, and respondents Milton E. Davis and Charles S. Davis, individually and as officers of respondent A. Davis & Sons, Inc., their representatives, agents, and

employees, directly or through any corporate or other device, in connection with the introduction or manufacture for introduction into commerce, or the sale, transportation, or distribution in commerce, as "commerce" is defined in the aforesaid acts, do forthwith cease and desist from misbranding women's suits and coats or other articles of wearing apparel or other "wool products" as such products are defined in and subject to the Wool Products Labeling Act of 1939, which products contain, purport to contain, or in any way are represented as containing "wool," "reprocessed wool," or "reused wool" as those terms are defined in said act, by failing to affix securely or place on such products a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner:

(a) The percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five per centum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five per centum or more, and (5) the aggregate of all other fibers.

(b) The maximum percentage of the total weight of such wool product of any nonfibrous loading, filling, or adulterating matter.

(c) The name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939.

*Provided*, That the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; *And provided, further*, That nothing contained in this order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder.

*It is further ordered*, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-19664; Filed, Oct. 24, 1945;  
11:27 a. m.]

[Docket No. 5114]

PART 3—DIGEST OF CEASE AND DESIST  
ORDERS

PROFESSOR VALENTINE GREENEWALD

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product*: § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or*

service: § 3.96 (a) *Using misleading name—Goods—Nature:* § 3.96 (a) *Using misleading name—Goods—Qualities or properties.* I. In connection with the offering for sale, sale or distribution of respondent's medicinal preparation formerly known as "Nature Nervine" and now as "Herbaline," or any other preparation or preparations of substantially similar composition or possessing substantially similar properties, whether sold under the same name or any other name or names, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, purchase in commerce, etc., of said preparation, which advertisements represent directly or by inference: (a) that respondent's preparation constitutes a competent or effective treatment for, or has any significant therapeutic value in the treatment of, nervousness, nervous afflictions, nervous dyspepsia, neurasthenia, nervous debility, exhaustion, body weakness, anemia, melancholia, depression, insomnia, palpitation of the heart, stomach troubles, lack of energy, bad dreams, weakness of mind, painful nerves, such mental conditions as dread and fear, or has any beneficial effect upon the nerve centers; or (b) that the said preparation forms blood, strengthens the nerves, builds the brain, invigorates the body or promotes health generally; and, II, in connection with the offering for sale, sale, and distribution of respondent's product, in commerce, using the trade name "Nature Nervine" or any other name of similar import; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Professor Valentine Greenewald, Docket 5114, October 1, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of October, A. D. 1945.

*In the Matter of Valentine Greenewald, an Individual Trading as Professor Valentine Greenewald*

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer respondent admits all of the material allegations of fact set forth in said complaint and states that he waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

*It is ordered,* That respondent, Valentine Greenewald, individually, trading as Professor Valentine Greenewald, or under any other name, his representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of his medicinal preparation formerly known as "Nature Nervine" and now as "Herbaline", or any other preparation or preparations of substantially similar composition or possessing substantially similar properties, whether sold under the same name or any other

name or names, do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated any advertisement, by means of the United States mails, or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which represents directly or by inference:

a. That respondent's preparation constitutes a competent or effective treatment for, or has any significant therapeutic value in the treatment of, nervousness, nervous afflictions, nervous dyspepsia, neurasthenia, nervous debility, exhaustion, body weakness, anemia, melancholia, depression, insomnia, palpitation of the heart, stomach troubles, lack of energy, bad dreams, weakness of mind, painful nerves, such mental conditions as dread and fear, or has any beneficial effect upon the nerve centers.

b. That the said preparation forms blood, strengthens the nerves, builds the brain, invigorates the body or promotes health generally.

2. Disseminating any advertisement by any means for the purpose of inducing or which is likely to induce directly or indirectly the purchase of said preparation in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement contains any representation prohibited by paragraph 1 hereof.

*It is further ordered,* That the respondent, his representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of his product, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from using the trade name "Nature Nervine" or any other name of similar import.

*It is further ordered,* That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-18635; Filed, Oct. 24, 1945;  
11:23 a. m.]

## TITLE 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs

[T. D. 51332]

#### PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

##### WAIVER OF COASTWISE LAWS TO PERMIT CANADIAN VESSELS TO TRANSPORT PASSENGERS BETWEEN PORTS IN ALASKA

OCTOBER 22, 1945.

Waiving compliance with the provisions of section 8 of the act of June 19, 1886, as amended.

Upon the written recommendation of the Administrator of the War Shipping

Administration and pursuant to the authority vested in me by the provisions of section 501 of the Second War Powers Act, 1942 (59 U.S.C. App. Sup. 635), as extended by the act of December 20, 1944 (59 U.S.C. App. Sup. 645), I hereby waive compliance with the provisions of section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289), to the extent necessary to permit the transportation of passengers on Canadian vessels between points in Alaska during the period between November 1, 1945, and December 31, 1945. I deem that such action is necessary in the conduct of the war.

If the transportation of any passenger on a Canadian vessel is not completed on or before midnight on December 31, 1945, the provisions of this order will not relieve the vessel concerned from the penalty prescribed by section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289).

[SEAL] HERBERT E. GASTON,  
Acting Secretary of the Treasury.

[F. R. Doc. 45-18635; Filed, Oct. 24, 1945;  
10:53 a. m.]

[T. D. 51333]

## PART 2—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE

### INVOICE REQUIREMENTS

Section 8.15, Customs Regulations of 1943, as amended by T. Ds. 51036, 51105, and 51222, relating to the invoice requirements, further amended.

Section 8.15 (a), Customs Regulations of 1943 (19 CFR, Cum. Supp., 8.15 (a)), as amended by T. Ds. 51105 and 51222, is hereby further amended by inserting the words "and fruits" after the word "Vegetables" in item 22.

Section 8.15 (b), Customs Regulations of 1943 (19 CFR, Cum. Supp., 8.15 (b)), as amended by T. Ds. 51036 and 51222, is hereby further amended by inserting, after the word "vegetables" and before the comma in item 5, the following: "and fruits in their natural state".

(Sec. 484, 46 Stat. 722; sec. 12, 52 Stat. 1033; secs. 493, 624, 46 Stat. 723, 733; 19 U.S.C. 1424, 1438, 1624)

[SEAL] W. R. JOHNSON,  
Commissioner of Customs.

Approved: October 22, 1945.

HERBERT E. GASTON,  
Acting Secretary of the Treasury.

[F. R. Doc. 45-18636; Filed, Oct. 24, 1945;  
10:53 a. m.]

## TITLE 22—FOREIGN RELATIONS

### Chapter I—Department of State

#### Subchapter D—The Foreign Service

[Foreign Service Reg. S-4]

#### PART 101—FOREIGN SERVICE PERSONNEL

##### MISCELLANEOUS AMENDMENTS

Pursuant to the authority vested in me by R.S. 161 (5 U.S.C. 22); by Executive Order 9452 of June 26, 1944 (3 CFR, 1944

Supp., 66), as amended by Executive Order 9514 of January 18, 1945 (10 F.R. 771); and by Executive Order 9521 of February 13, 1945 (10 F.R. 1991), sections 1, 2, 3, 4, 5, 6 and 8 of this regulation are prescribed to constitute sections 1, 2, 3, 7, 8, 19 and 30 of Chapter I of the Foreign Service Regulations, in place of the present language of said sections (22 CFR, Cum. Supp., 101.1, 101.2, 101.3, 101.7, 101.8, 101.19 and 101.30), and section 7 of this regulation is prescribed in addition to, but not in place of, the existing provisions of said Regulations, as section 28a of Chapter I of said regulations.

§ 101.1 *Officers and employees of the Foreign Service*—(a) *Officers of the Foreign Service*. The term "Officers of the Foreign Service" shall denote:

(1) Ambassadors and ministers—diplomatic representatives appointed to serve at the pleasure of the President.

(2) Foreign Service officers—permanent officers in the Foreign Service below the grade of minister who are subject to promotion on merit and who may be appointed to either diplomatic or consular positions.

(3) Vice consuls—officers or employees, other than Foreign Service officers, commissioned by the Secretary of State to perform consular duties.

(4) Consular agents—consular officers subordinate to principal consular officers exercising the powers vested in them and performing the duties prescribed for them by regulation of the President at posts or places different from those at which such principal consular officers are located.

(5) Administrative officers—officers charged with the performance of administrative duties and whose appointment as such is authorized by law.

(6) Nonpermanent officers—(i) Persons holding positions in the Department of State or in any other department or agency of the United States assigned for special duty as officers of the Foreign Service for nonconsecutive periods of not more than four years; and (ii) professional or technical officers appointed to serve for a period of not to exceed the duration of an emergency declared by the President or not more than six months thereafter.

(b) *Employees of the Foreign Service*. The term "employees of the Foreign Service" shall denote clerks, other than vice consuls, all administrative personnel whether classified as officers or not, and miscellaneous employees in Foreign Service establishments.

§ 101.2 *Governing bodies in the Foreign Service*—(a) *Board of Foreign Service Personnel*. The Board of Foreign Service Personnel for the Foreign Service shall, in addition to performing those duties imposed upon it by statute, act in an advisory capacity to the Secretary of State in matters pertaining to the assignments and changes in status of officers of the Foreign Service.

(b) *Division of Foreign Service Personnel*. The Division of Foreign Service Personnel, in the Department of State, shall, in addition to performing those duties imposed upon it by law, coordi-

nate and maintain the personnel reports and records of officers and employees of the Foreign Service.

§ 101.3 *Appointments of officers and employees in the Foreign Service*—(a) *Ambassadors and ministers*. Ambassadors and ministers are appointed by the President, by and with the advice and consent of the Senate. (Const., art. II, sec. 2.)

(b) *Foreign Service officers*. Appointments to the position of Foreign Service officer are made by the President of the United States, by and with the advice and consent of the Senate, either after examination or after five years of continuous service in an executive or quasi-executive position in the Department of State, by transfer therefrom. No candidate shall be eligible for examination for Foreign Service officer who is not an American citizen and who shall not have been such at least 15 years. (22 U.S.C. 5.)

(1) *Examinations for the Foreign Service*. Examinations for the Foreign Service shall be given in accordance with rules and regulations prescribed by a Board of Examiners, composed of three Assistant Secretaries of State designated by the Secretary of State, the Director of the Office of the Foreign Service, Department of State, an officer of the Department of Commerce designated by the Secretary of Commerce and acceptable to the Secretary of State, an officer of the Department of Agriculture designated by the Secretary of Agriculture and acceptable to the Secretary of State, the Chief of the Division of Foreign Service Personnel, Department of State, and the Chief Examiner of the Civil Service Commission. Any member of the Board of Examiners may, when he deems it necessary, designate another officer of his department acceptable to the Secretary of State to serve for him on the Board.

(2) *Appointments after 5 years of service in the Department of State*. Appointments after 5 years of continuous service in the Department of State, as above stated, may be made to positions in any class in the Foreign Service on the basis of recommendations submitted by the Board of Foreign Service Personnel.

(c) *Vice consuls*. Vice consuls who are not Foreign Service officers shall be commissioned by the Secretary of State.

(d) *Consular agents*. Consular agents shall be commissioned by the Secretary of State upon the receipt of nominations from the officer in charge of the particular district.

(e) *Employees*. Clerks and other employees of the Foreign Service shall be appointed by the Secretary of State, or by subordinates of the Secretary of State authorized by him, under such regulations as he may prescribe, to make such appointments. (E.O. 9537, Apr. 11, 1945.)

§ 101.7 *Bonds of officers and employees of the Foreign Service*. Every secretary, consul general, consul, vice-consul or Foreign Service officer, every consular agent, every ambassador or minister who will render accounts or certify vouchers for payment, every authorized certifying officer, every officer who disburses while in the employ of the De-

partment of State regardless of how or by whom he is authorized or delegated authority to disburse, and every other officer or employee of the Foreign Service who is instructed to do so by the Department or the officer in charge before he enters upon the duties of his office, shall give to the United States a bond executed on Form No. 352, Foreign Service, in a penal sum of \$5,000 or such larger amount as the Department shall indicate in individual cases. (See Form 356, Treasury Department.)

All bonding companies holding certificates of authority from the Secretary of the Treasury under the acts of Congress of August 13, 1894 and March 23, 1910 (6 U.S.C. 6-13 inclusive) are hereby approved as acceptable sureties on these bonds. If any surety other than one of those approved herein is desired by an officer or employee, the approval by the Secretary of State of such surety shall be obtained before executing the bond.

The Department will examine periodically (at least once every two years) the bond of each officer or employee to ascertain the sufficiency of the surety thereon, at which time it will be determined whether the surety and penalty are sufficient. If the penalty or surety is not sufficient the officer will be notified to file a new bond with sufficient surety and in the penalty then prescribed. Upon relinquishing duties requiring a bond with a penalty in excess of the minimum the officer or employee may request the Department to review his bond and refund the penalty, and if the penalty is refunded in another amount the officer or employee shall file a new bond. (6 U.S.C. 2.)

§ 101.8 *Assignment of officers and employees of the Foreign Service*—(a) *Ambassadors and ministers*. Ambassadors and ministers are appointed to serve at particular posts.

(b) *Foreign Service officers*. A Foreign Service officer may be assigned by the Secretary of State to duty at either a diplomatic or a consular post or both, at the discretion of the President, or, without loss of class or salary, for duty in the Department of State or in any other agency of the Government in the discretion of the Secretary of State, such assignment to be for a period of not more than three years unless the public interest demands further service when such assignment may be extended for a period not to exceed one year, upon the completion of which four-year assignment and reassignment to the field he may not again be assigned for duty in the Department of State or in any other department or agency of the Government until the expiration of at least three years of field duty.

(c) *Vice consuls and employees*. Vice consuls and employees in the Foreign Service shall be assigned by the Secretary of State, in his discretion, to serve at designated posts.

§ 101.19 *Prohibitions against officers and employees engaging in business*. Officers and employees of the Foreign Service, except consular agents, are forbidden to transact, engage in, or have any interest in any business to, from, or

within the country or countries to which they are accredited or assigned, either in their own names or in the names or through the agency of any other persons, and are forbidden to practice as a lawyer for compensation in such country or countries or to be interested in the fees or compensation of any lawyer so practicing.

Officers of the Foreign Service, except consular agents, are also forbidden to make any investments of money within the limits of the foreign country or countries to which the officers are accredited or assigned. This prohibition shall apply to the owning of real estate, bonds, shares, stocks, and mortgages, but does not extend to the purchase of a house and land for personal use. (Feb. 5, 1915, 38 Stat. 807, 22 U.S.C. 38; May 3, 1945, 59 Stat. 102.)

\* \* \* \* \*

§ 101.28a *Voluntary separation from service.* An officer or American employee of the Foreign Service who desires to resign voluntarily from the Foreign Service should submit his resignation in writing. The communication should be addressed to the Secretary of State and should be forwarded to the Department through the principal officer at the post.

An alien employee should submit his resignation in writing to the officer in charge of the post, who will forward it to the Department.

\* \* \* \* \*

§ 101.30 *Retirement of American vice consuls, clerks, and other employees including alien employees of the Foreign Service.* All vice consuls, clerks, and other officers and employees in the Foreign Service who are not eligible for benefits under the Foreign Service Retirement and Disability System are subject to the requirements of the Civil Service Retirement Act of May 29, 1930, 46 Stat. 468, as amended, with the following exceptions prescribed by Executive Order 9154 of May 1, 1942:

Employees whose expected service will be for brief periods but not to exceed one year;

Employees paid by the hour, day, month or year when actually employed, whose employment is periodic, part-time, or recurrent and for whom regular tour of duty is not contemplated;

Employees and consultants paid on a contract or fee basis;

Employees paid on a piece-work basis, except when serving under regular or permanent appointment;

Cooperative employees not wholly under the control of the Federal Government and not otherwise subject to the Civil Service Retirement Act;

Officers and employees without compensation or with nominal compensation of \$12.00 or less per annum;

Intermittent alien employees engaged on work outside the continental limits of the United States; and

Employees serving under temporary appointments pending final determination of their eligibility for permanent or indefinite appointment.

In accordance with Executive Order 9521 of February 13, 1945 (10 F.R. 1991),

it is found that the subject matter of that part of Executive Order 8396 of April 18, 1940 (3 CFR, Cum. Supp., 648), establishing Chapter I, sections 1, 2, 3, 7, 8, 19 and 30 of the Foreign Service Regulations of the United States (22 CFR, Cum. Supp., 101.1, 101.2, 101.3, 101.7, 101.8, 101.19 and 101.30; and the subject matter of that part of Executive Order 9450 of June 20, 1944 (3 CFR, 1944 Supp., 66) amending Chapter I, section 3 of the Foreign Service Regulations of the United States (22 CFR, Cum. Supp., 101.3) are covered by the present regulation, which is designed and intended to supersede the above-mentioned parts of Executive Order 8396 of April 18, 1940, and of Executive Order 9450 of June 20, 1944. In consequence whereof, said part of Executive Order 8396 and said part of Executive Order 9450 have no further force and effect.

This regulation shall become effective immediately upon filing with the Division of the Federal Register.

Issued: October 23, 1945.

For the Secretary of State.

[SEAL] DONALD RUSSELL,  
Assistant Secretary.

[F. R. Dec. 45-18636; Filed, Oct. 24, 1945;  
11:58 a. m.]

## TITLE 30—MINERAL RESOURCES

### Chapter VI—Solid Fuels Administration for War

[SFAW Reg. 1, Amdt. 3]

#### PART 602—GENERAL ORDERS AND DIRECTIVES

##### DISTRIBUTION OF SOLID FUELS

Pursuant to powers conferred by Executive Order No. 9332 and WPB Directive No. 33, as amended, SFAW Regulation No. 1 (8 F.R. 5832) is hereby amended as follows:

Section 602.1 (b) is amended to read as follows:

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

(2) The term "solid fuels" includes all forms of anthracite, bituminous, sub-bituminous, lignitic coals (including packaged and processed fuels, such as briquettes) and coke.

(3) "Coke" means coke that is produced from bituminous coal and also coke that is produced from petroleum.

This amendment shall become effective at 12:01 a. m., November 1, 1945.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; WPB Directive No. 33, as amended, 9 F.R. 64; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176 and 58 Stat. 827)

Issued this 22d day of October 1945.

HAROLD L. ICEES,  
Solid Fuels Administrator for War.

[F. R. Dec. 45-19651; Filed, Oct. 24, 1945;  
10:37 a. m.]

[SFAW Order 27]

#### PART 602—GENERAL ORDERS AND DIRECTIVES

##### DISTRIBUTION OF COKE; RELINQUISHMENT OF CONTROLS

It appears appropriate to relinquish certain SFAW controls on the distribution of coke within the United States. Accordingly, SFAW Revised Regulation No. 22, SFAW Regulation No. 23, as amended, SFAW Order No. 16 and SFAW Order No. 17 are each hereby revoked.

This order does not affect civil or criminal liabilities resulting from violations of any of the aforesaid regulations or orders.

This order shall become effective at 12:01 a. m., November 1, 1945.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; WPB Directive No. 33, as amended, 9 F.R. 64; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176 and 58 Stat. 827)

Issued this 22d day of October 1945.

HAROLD L. ICEES,  
Solid Fuels Administrator for War.

[F. R. Dec. 45-19649; Filed, Oct. 24, 1945;  
10:37 a. m.]

[SFAW Order 23]

#### PART 602—GENERAL ORDERS AND DIRECTIVES

##### DISTRIBUTION OF ANTHRACITE; RELINQUISHMENT OF CONTROLS

It appears appropriate to relinquish controls concerning the distribution of anthracite. Accordingly, pursuant to Executive Order No. 9332 (8 F.R. 5355), SFAW Revised Regulation No. 9, as amended, SFAW Regulation No. 5, as amended, and SFAW Regulation No. 23, as amended, are each hereby revoked. Each direction heretofore issued by SFAW bearing the prefix ADC, AO, or ASD, which remains unfulfilled in whole or in part on the effective date of this order, is hereby cancelled.

This order does not affect civil or criminal liabilities resulting from violations of any of the aforesaid regulations nor shall it be deemed to limit or modify in any way the power and duty of the Solid Fuels Administrator for War to issue pursuant to SFAW Regulation No. 1, as amended, any directions that may be necessary to effect the equitable distribution of anthracite.

This order shall become effective at 12:01 a. m., November 1, 1945.

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

Issued this 22d day of October 1945.

HAROLD L. ICEES,  
Solid Fuels Administrator for War.

[F. R. Dec. 45-19652; Filed, Oct. 24, 1945;  
10:37 a. m.]

[SFAW Order 29]

**PART 602—GENERAL ORDERS AND DIRECTIVES**  
**PRODUCTION, SHIPMENT AND DISTRIBUTION OF**  
**PENNSYLVANIA ANTHRACITE**

In order to effectuate the purposes of Executive Order No. 9332 (8 F.R. 5355), it is necessary that the Solid Fuels Administrator for War obtain data concerning the production, shipment and distribution of Pennsylvania anthracite. Accordingly, *It is ordered:*

602.875 Definitions.  
 602.876 Information and reports to be filed.  
 602.877 Violations.

**AUTHORITY:** §§ 602.875 to 602.877, inclusive, issued under E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; section 2 (a) 54 Stat. 676, 55 Stat. 236, 56 Stat. 176, 58 Stat. 827.

§ 602.875 *Definitions.* (a) "Anthracite" means that coal which is generally referred to as Pennsylvania anthracite produced or prepared in the following ten counties in Pennsylvania: Carbon, Columbia, Dauphin, Lackawanna, Lebanon, Luzerne, Northumberland, Schuylkill, Susquehanna and Wayne; and for the purposes of this order is limited to the following sizes: broken, egg, stove, chestnut, pea, and any intermediate size between broken and pea, No. 1 buckwheat, No. 2 buckwheat (rice) and any size or mixture containing any of the foregoing sizes.

(b) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons.

(c) "Producer" means any person to the extent that he is engaged in the business of mining or preparing anthracite.

(d) "Wholesaler" means any person, except a lake dock operator, to the extent that he receives or purchases anthracite for distribution by any method of transportation to over-the-road truckers, retail dealers, lake and tide-water dock operators, or other wholesalers.

§ 602.876 *Information and reports to be filed.* Each producer and each wholesaler shall maintain appropriate records and shall file with the Solid Fuels Administration for War, Washington 25, D. C., on or before the tenth day of November 1945 and the tenth day of each month thereafter, to and including April 10, 1946, a report in writing on a form prescribed by SFAW, indicating (1) the actual tonnage of anthracite produced, prepared or purchased, and the actual tonnage shipped during the preceding full calendar month, and (2) the actual tonnage of anthracite produced, prepared or purchased and the actual tonnage shipped, shown cumulatively from April 1, 1945 to the end of that same calendar month.

§ 602.877 *Violations.* Any person who willfully violates any provision of this order or who by any act or omission falsifies records kept or information furnished in connection with this order may be subject to prosecution under section 35 (A) of the Criminal Code (18 U.S.C. sec. 80) or section 2 (a) (5) of the Second War Powers Act (56 Stat. 179).

**NOTE:** All reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

This order shall take effect at 12:01 a. m. November 1, 1945.

Issued this 22d day of October 1945.

HAROLD L. ICKES,  
*Solid Fuels Administrator for War.*

[F. R. Doc. 45-19653; Filed, Oct. 24, 1945;  
 10:38 a. m.]

[SFAW Order 30]

**PART 602—GENERAL ORDERS AND DIRECTIVES**

**NATIONAL AND REGIONAL DISTRIBUTION COMMITTEES**

It is appropriate and necessary for the Solid Fuels Administration for War to continue to receive recommendations and advice from the National Anthracite Distribution Committee and the various Regional Anthracite Distribution Committees which were established by SFAW Regulation No. 28, as amended. SFAW Regulation No. 28 has been revoked by SFAW Order No. 28.

Accordingly, in order to effectuate the purposes of Executive Order No. 9332 and by virtue of the authority conferred by that order, it is hereby ordered:

Sec.  
 602.890 National Anthracite Distribution Committee.  
 602.891 Regional Anthracite Distribution Committees.

**AUTHORITY:** §§ 602.890 and 602.891 issued under E.O. 9332 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176 and 58 Stat. 827.

§ 602.890 *National Anthracite Distribution Committee.* The National Anthracite Distribution Committee shall continue to advise and make recommendations to SFAW with reference to general policy and administration in the issuance of regulations, orders and directions that may be necessary to effect an equitable distribution of anthracite in accordance with the purposes of Executive Order No. 9332. The committee shall consist of: 5 representatives of the producers, at least one of whom shall be from each of the 3 anthracite producing regions (Wyoming, Lehigh and Schuylkill), 2 representatives of the wholesalers, and 3 representatives of retail dealers and such other members of the solid fuels industry as the Solid Fuels Administrator for War may appoint from time to time. The appointment of persons now serving as members of said committee shall continue, in effect.

§ 602.891 *Regional Anthracite Distribution Committees.* The Regional Anthracite Distribution Committee created for each of the regions set forth herein shall continue to advise with and make recommendations to SFAW with reference to the issuance of regulations, orders or directions concerning the distribution of anthracite within their respective regions in accordance with the purpose of Executive Order No. 9332. Each such

committee shall continue to consist of two producers, one wholesaler and two retailer dealers appointed by the Solid Fuels Administrator for War. Recommendations of the Regional Anthracite Distribution Committee with respect to matters of general policy of such other matters as may be specified by SFAW may be referred by SFAW to the National Anthracite Distribution Committee for its consideration and recommendation to SFAW. The appointment of persons now serving as members of each of said committees shall continue in effect.

Regional Anthracite Distribution Committees have been established for each of the following regions:

Region No. 1—New York City and Westchester, Nassau and Suffolk Counties.

Region No. 2—New York, excluding that portion of the State described as being included in Region No. 1.

Region No. 3—New Jersey.

Region No. 4—Pennsylvania.

Region No. 5—Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.

Region No. 6—Delaware, Maryland, Virginia, and the District of Columbia.

This order shall become effective at 12:01 a. m. November 1, 1945.

Issued this 22nd day of October 1945.

HAROLD L. ICKES,  
*Solid Fuels Administrator for War.*

[F. R. Doc. 45-19650; Filed, Oct. 24, 1945;  
 10:37 a. m.]

**TITLE 32—NATIONAL DEFENSE**

**Chapter IX—War Production Board**

**AUTHORITY:** Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

**PART 904—PROCUREMENT**

[Directive 3, Revocation]

**RENEGOTIATION OF OPEN-END WAR  
 PROCUREMENT CONTRACTS**

Section 904.2 *Directive 3* is hereby revoked.

Issued this 22d day of October 1945.

J. D. SMALL,  
*Acting Chairman.*

[F. R. Doc. 45-19497; Filed, Oct. 23, 1945;  
 11:39 a. m.]

**PART 903—DELEGATIONS OF AUTHORITY**

[Directive 11, Revocation]

**DISPOSITION OF LIVESTOCK**

*Correction*

Federal Register Document 45-19472, appearing on page 13104 of the issue for Tuesday, October 23, 1945, should read as follows:

Section 903.19 *Directive 11* is hereby revoked.

Issued this 19th day of October 1945.

J. A. KRUG,  
Chairman.

Approved: October 12, 1945.

J. B. HUTTON,  
Under Secretary of Agriculture.

**PART 903—DELEGATIONS OF AUTHORITY**  
[Directive 12, Revocation]

SPRAY DRIED MILK  
Correction

Federal Register Document 45-19471, appearing on page 13104 of the issue for Tuesday, October 23, 1945, should read as follows:

Section 903.21 *Directive 12* is hereby revoked.

Issued this 19th day of October 1945.

J. A. KRUG,  
Chairman.

Approved: October 12, 1945.

J. B. HUTTON,  
Under Secretary of Agriculture.

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

[Priorities Reg. 32, Direction 5]

SCRAP DEALERS' INVENTORIES OF LEAD AND TIN SCRAP

The following direction is issued pursuant to PR 32:

(a) *Purpose.* In view of the continued shortage of secondary tin and lead, this direction restricts deliveries of scrap containing tin or lead to scrap dealers based upon their inventory and previous sales. It also tells how a person who wants to go into the business of being a scrap dealer may get War Production Board permission for an initial inventory to start operations. In addition, there is a restriction on brokers' or dealers' receipts of prepared used tin cans.

(b) *Restriction on receipts of scrap.* Except as provided in paragraph (g), no person may accept any delivery of scrap (as defined below) unless:

(1) After accepting the delivery his inventory would be one short ton or less (whether or not he is a scrap dealer), or

(2) (i) He is a scrap dealer; and (ii) his inventory of scrap (excluding the amount to be accepted) on the date of such acceptance of delivery is equal to or less than the amount of scrap by weight which he has delivered to others during the preceding 60 days; and (iii) he shall have filed such reports as may from time to time be required by the War Production Board.

(c) *Persons not established as scrap dealers.* Any person who is not but wishes to become a regular scrap dealer and therefore has no inventory of scrap must apply by letter to the War Production Board for permission to get an initial inventory in excess of one ton. This letter should state how much scrap he needs to start operating as a scrap dealer, the classes of persons he intends to buy from and sell to, and any other information to help the War Production Board decide whether he intends to become a regular scrap dealer.

(d) *Prepared used tin cans.* Except as provided in paragraph (g) no broker or dealer may accept delivery of any prepared used tin cans if his inventory of prepared used tin

cans is or will by virtue of the acceptance become more than 60,000 pounds.

(e) *Tinplate scrap and used tin cans under M-325.* In addition to the restrictions contained in this direction, Order M-325 imposes additional restrictions on delivery and acceptance of tinplate scrap and used tin cans.

(f) *Reports.* All scrap dealers having an inventory of tin and lead scrap of 20 short tons or more shall file with the Bureau of Mines, as agent for the War Production Board, Ref: PR-32, on or before the 10th day of each month, on form Bureau of Mines 6-1112M, reports showing tin and lead scrap inventory, purchases, sales and such other information as may be required.

(g) *Exceptions.* This direction does not prohibit the acceptance of scrap or prepared used tin cans in transit on October 24, 1945. This direction also does not apply to smelters, manufacturers, refiners or other users. Their inventories are controlled by other War Production Board orders and regulations such as M-38, M-43 and Priorities Regulation 32.

(h) *Definitions.* As used in this direction:

(1) "Scrap" means all materials or objects which are the waste or byproduct of industrial fabrication or which have been discarded on account of obsolescence, failure or other reasons, and which contain lead or tin, or alloys or lead products containing lead or tin, in a form making such scrap suitable for industrial use including smelting. However, the word "scrap" as used in this direction does not include used tin cans or used tinplate crowns, screw caps or similar closures for containers.

(2) "Scrap dealer" means any person regularly engaged in the business of buying and selling scrap, which includes the functions of baling, sorting, pressing, shearing or otherwise preparing scrap for resale to users.

(3) "User" means any person, other than a scrap dealer, who consumes scrap in his operations, including melters and smelters.

(4) "Used tin can" means any used container made in whole or in part of tinplate which is not to be reused for packing a product.

(5) "Prepared used tin can" means a used tin can which has been thoroughly cleaned so as to remove all organic matter (including paper labels), the ends removed or sufficiently loosened to be folded within the container, and the sides flattened.

(i) *Communications.* All communications concerning this direction, including any appeals, shall, unless otherwise directed, be addressed to the War Production Board, Tin, Lead and Zinc Division, Washington 25, D. C. Ref.: PR-32, Direction 5.

(j) *Applicability of Priorities Regulation 32.* All provisions of Priorities Regulation 32 apply to the materials covered by this direction except to the extent this direction gives different rules.

Issued this 24th day of October 1945.

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

[F. R. Doc. 45-19657; Filed, Oct. 24, 1945; 10:59 a. m.]

**PART 906—MACHINE TOOL TRANSFERS**

[Directive 13, Revocation]

Correction

Federal Register Document 45-18472, appearing on page 12550 of the issue for Friday, October 5, 1945, should read as follows:

Section 906.1 *Directive 13* is hereby revoked.

Issued this 4th day of October 1945.

J. A. KRUG,  
Chairman.

War and Navy Departments.

Approved: September 22, 1945.

ROBERT PATTERSON,  
Under Secretary of War.  
H. STROVE HENSEL,  
Assistant Secretary of the Navy.

Reconstruction Finance Corporation.

Approved by:

F. J. O'HARA, Jr.,  
Executive Director,  
Office of Defense Plants.

**PART 1010—SUSPENSION ORDERS**

[Revocations, List 5]

REVOCATION OF DESIGNATED SUSPENSION ORDER

In view of the revocation of Conservation Order L-41, the Chief Compliance Commissioner has directed that the suspension orders hereinafter listed be revoked forthwith.

It is therefore hereby ordered, That the following suspension orders be revoked, effective October 22, 1945: *Provided, however,* That this revocation does not affect any liabilities incurred for violations of the suspension order prior to revocation:

- |          |  |
|----------|--|
| See.     |  |
| 1010.625 | S-625—Elizabeth Allen.                             |
| 1010.630 | S-630—Alpha Club.                                  |
| 1010.423 | S-423—Ann Lewis Shops.                             |
| 1010.445 | S-445—Louis Baer.                                  |
| 1010.829 | S-829—Jack Baytarian.                              |
| 1010.637 | S-637—Erlingham Floral & Nursery.                  |
| 1010.611 | S-611—Bingham Construction Co.                     |
| 1010.618 | S-618—Mrs. J. C. Blackwell.                        |
| 1010.551 | S-551—William Brody.                               |
| 1010.763 | S-763—J. Baker Bryan.                              |
| 1010.645 | S-645—Casey's Market & Cold Storage.               |
| 1010.706 | S-706—Joseph R. Blanchette.                        |
| 1010.772 | S-772—Clark's Cold Storage Lockers.                |
| 1010.833 | S-833—John J. Clatfelter.                          |
| 1010.483 | S-483—Johnson Cokerly.                             |
| 1010.593 | S-593—Frank Colley, Sr.                            |
| 1010.743 | S-743—Lennie L. Daniel.                            |
| 1010.280 | S-280—James Godwin Davis.                          |
| 1010.674 | S-674—J. L. Dawson.                                |
| 1010.461 | S-461—Thomas De Meco.                              |
| 1010.356 | S-356—George Derbys.                               |
| 1010.832 | S-832—Peter DeSimon.                               |
| 1010.539 | S-539—Dorris Jewelry Company.                      |
| 1010.355 | S-355—East New York Savings Bank.                  |
| 1010.546 | S-546—Joe and Clara Elliott.                       |
| 1010.157 | S-157—Estates, Inc. & J. P. Wadkins Corp.          |
| 1010.394 | S-394—Fashion Shop.                                |
| 1010.897 | S-897—Lester T. Fay.                               |
| 1010.776 | S-776—Eunice French.                               |
| 1010.850 | S-850—Henry H. French, Sr.                         |
| 1010.235 | S-235—Glen Amusement Corp.                         |
| 1010.162 | S-162—Glidden Company.                             |
| 1010.297 | S-297—Israel Greenberg.                            |
| 1010.469 | S-469—Dr. Leroy Greenlaw.                          |
| 1010.669 | S-669—W. A. Griner.                                |
| 1010.213 | S-213—Julius Haas.                                 |
| 1010.390 | S-390—A. W. Hebebrand.                             |
| 1010.634 | S-634—Allan H. W. & Lou C. Higgins.                |
| 1010.475 | S-475—Stanford L. Higgins.                         |
| 1010.679 | S-679—J. B. Hobbs.                                 |
| 1010.87  | S-87—Herbert C. Huber.                             |
| 1010.305 | S-305—Jay Jaffee.                                  |
| 1010.439 | S-439—Sidney W. James, Trustee for Evans-James Co. |

Sec.	
1010.419	S-419—L. B. Jenkins & W. H. Jones.
1010.616	S-616—Doris Leuchman Jospey.
1010.568	S-568—Mary & Reuben Kaplan.
1010.736	S-736—Lakeview General Hospital.
1010.857	S-857—Joseph La Rocca.
1010.640	S-640—Roy L. Larson.
1010.879	S-879—Lemanaro Realty Co. et al.
1010.259	S-259—Lerner Shops of Calif., Inc.
1010.709	S-709—Harold Liger.
1010.324	S-324—Mike Lussa.
1010.430	S-430—Hyman & Frieda Mandell.
1010.353	S-353—Manning & Wink, Inc., et al.
1010.406	S-406—William S. Marcilliat.
1010.582	S-582—Josephine B. Martin.
1010.318	S-318—The May Co.
1010.678	S-678—William McKelvey.
1010.510	S-510—Joseph F. Meldon.
1010.429	S-429—Ralph H. Miller, Inc.
1010.489	S-489—J. Graham Miller.
1010.359	S-359—J. R. Miner.
1010.251	S-251—M. Mintz & J. Hurwitz Realty Co.
1010.694	S-694—Stephen & Paul Murcek.
1010.426	S-426—Charles C. Nardone.
1010.185	S-185—Richard J. & Henry Nasser.
1010.326	S-326—National Shawmut Bank.
1010.130	S-130—Neon Maintenance Corp.
1010.702	S-702—W. J. Nickerson.
1010.751	S-751—Don E. Norris.
1010.202	S-202—Pago-Pago & Malarkey & Co.
1010.470	S-470—Harry Papadopoulos.
1010.697	S-697—Pappy's, Inc.
1010.517	S-517—L. Paris Estate.
1010.254	S-254—Philadelphia Warwick Co.
1010.589	S-589—Thomas Poole.
1010.580	S-580—John Poston.
1010.484	S-484—Elis G. DeLia.
1010.793	S-793—Jacob Reiter.
1010.792	S-792—Stanley Roy.
1010.524	S-524—Jose Maria Sallinas.
1010.863	S-863—St. Anne Freezing & Processing Company.
1010.129	S-129—C. W. Saunders.
1010.801	S-801—Sea Food Grotto.
1010.414	S-414—Horace B. Seldomridge.
1010.332	S-332—Chester M. Sheffer & Son.
1010.632	S-632—Dr. Abraham Silver.
1010.601	S-601—Simo Realty Co., Inc. & The Ritzl.
1010.174	S-174—Gilbert S. Sinclair.
1010.533	S-533—Heyward S. Singley.
1010.783	S-783—Slentz Feed & Seed Co.
1010.761	S-761—Julius H. Smith.
1010.780	S-780—Howard P. Stickler.
1010.435	S-435—Stork Club, Inc.
1010.277	S-277—Robt. G. Symington.
1010.898	S-898—John Thomas, Harold Amundson.
1010.635	S-635—Tusko Tavern, Inc.
1010.286	S-286—Ukrainian National Association Temple.
1010.413	S-413—Charles Van Dyck.
1010.767	S-767—Van Ooteghem & Nuffer.
1010.822	S-822—Verna's Tavern, Mullin Construction Co., & W. G. Brust.
1010.520	S-520—William R. Voss.
1010.840	S-840—Wallace Wholesale Co.
1010.716	S-716—Westfield Mfg. Co.
1010.827	S-827—Colon Vaden Whitley.
1010.503	S-503—Nile E. Yearwood.
1010.838	S-838—Frank Young.
1010.670	S-670—Robert Zorger.
1010.905	S-905—Ralph P. Corson & Lucien Paradis.
1010.214	S-214—Cove, Inc.
1010.216	S-216—Alvin Fixture Co.
1010.710	S-710—Willis W. Collins.

Issued this 22d day of October 1945.

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

[F. R. Doc. 45-19578; Filed, Oct. 22, 1945;  
4:45 p. m.]

## Chapter XI—Office of Price Administration

### PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598]

#### POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

In the judgment of the Price Administrator the maximum prices established by this Maximum Price Regulation No. 598 are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended; The Stabilization Act of 1942, as amended, and Executive Orders No. 9250, No. 9328, and No. 9599. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

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2. Persons and transactions covered.
3. Definitions.

#### ARTICLE II—MANUFACTURERS' CEILING PRICES

4. Models which had ceiling prices on March 30, 1942.
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10. Ceiling prices for sales to new classes of purchasers.
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19. Terms of sale.
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21. Modification of provisions of this regulation.
22. Compliance with the regulation.
23. Geographical applicability.
24. Appendix A: Ceiling prices for dealers' sales of refrigerators.

AUTHORITY: § 1380.252 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155.

#### ARTICLE I—SCOPE OF THIS REGULATION

SECTION 1. *Articles covered.* This regulation covers sales of new household mechanical refrigerators manufactured on or after July 1, 1945.

SEC. 2. *Persons and transactions covered.* This regulation covers all sales and deliveries by any person of household mechanical refrigerators manufactured on or after July 1, 1945.

SEC. 3. *Definitions.* As used in this regulation:

(a) "Refrigerator" means any new household mechanical refrigerator of the type commonly used in the home which operates either by compression or by absorption and which has a food storage capacity of 16 cubic feet or less.

(b) "Manufacturer" means any person operating a plant or factory which manufactures or assembles refrigerators, or a person who regularly sells private brand refrigerators to distributors, or a person who sells to purchasers for resale private brand refrigerators, patterns or dies for which he owns or controls.

(c) "Distributor" means any person who is not a "manufacturer" and who in the course of trade or business buys completed refrigerators for resale to persons other than ultimate consumers.

(d) "Dealer" means a person who buys completed refrigerators and resells them to ultimate consumers.

(e) "Ultimate consumer" means a person who purchases a refrigerator for his own use.

(f) "Person" includes an individual, corporation, or any other organized group; their legal successors or representatives.

(g) "Class of purchaser" means any purchaser or group of purchasers to whom the seller had an established practice during the period October 1-15, 1941 of selling the same type of article at prices different from those charged other purchasers, or groups of purchasers. A class of purchaser may be a single purchaser or a kind of purchaser (for example, an exclusive distributor, mail order establishments, department stores, etc.) or purchasers located in a particular area (for example, a distributor in the New England States, etc.) or purchasers who buy in particular quantities (for example, dealers who buy in quantities of 5 or more) or purchasers who buy under particular conditions of sale (for example, 2% cash discount for payment within 10 days, net 30 days, long term credit, sales on a delivered basis, etc.).

Any purchaser, kind of purchaser or purchaser on certain terms or conditions of sale which the industry has generally recognized as constituting a separate class of purchaser, and for sales to which the seller does not have a ceiling price established by or under this regulation is a new class of purchaser for that seller. A manufacturer's ceiling prices for sales to a new class of purchaser must be established under Section 10 of this regulation.

#### ARTICLE II—MANUFACTURERS' CEILING PRICES

SEC. 4. *Models which had ceiling prices on March 30, 1942.*—(a) *Determination of ceiling prices.* Unless an order issued under this regulation provides otherwise, a manufacturer's ceiling price for each model refrigerator is the price in effect for each class of purchaser on March 30, 1942. If, on that date, on any particular model, the manufacturer had a price in effect for sales to one or more classes of purchasers, but not for sales to others, then the ceiling price to the class of purchaser for whom the manufacturer had no price for that model shall be the price calculated by applying to his cell-

ing price to any class of purchaser for that model, the differential between the two classes which the manufacturer had in effect October 1-15, 1941.

(b) *Reports of ceiling prices determined under this section.* Every manufacturer for whom a ceiling price is fixed by this section must send to the Office of Price Administration, Washington 25, D. C., on or before November 10, 1945, a written report which states the model designation of each model so priced, the ceiling prices fixed for sales of this model, and the class of purchaser to whom each ceiling price applies.

**Sec. 5. Repricing by special order.** Refrigerators are a reconversion product for which adjustments in ceiling prices are found by the Administrator to be warranted in accordance with the reconversion pricing policy embodied in Amendment 67 to Maximum Price Regulation 188 and approved for industries not subject to Maximum Price Regulation 188 by Directive 78 issued by the Office of Economic Stabilization. Accordingly, orders may be issued under this section, adjusting ceiling prices established by section 4, to reflect legal increases (over 1941 factory costs) in the manufacturer's material prices and basic wage rate schedules of factory workers since October 1, 1941, together with a profit factor as determined by this Office equal to his own average net profit margin (before income taxes) for the period 1936-1939, or one-half the average industry profit margin for that period, whichever is higher. In determining the amount of any adjustment here authorized, the Office of Price Administration will act on the basis of the cost information called for on OPA Form 663-2445, calculated in accordance with the accompanying instructions.

Adjustments may be made under this section for manufacturers eligible to apply for an adjustment under Supplementary Order No. 119. Applications filed after November 10, 1945 will not be considered under this section but will be processed and adjustments granted in accordance with the terms of Supplementary Order No. 119.

**SEC. 6. New or changed models involving minor changes.** (a) A manufacturer's ceiling prices for any model of refrigerator he produces which does not differ by more than a "minor change" from another model for which he has established ceiling prices are the ceiling prices of the model already priced. Any change which reduces the quality, efficiency, convenience, or safety of operation of the refrigerator being changed is not a "minor change".

(b) For the purpose of this regulation only the following changes are minor changes:

(1) Cabinet frame and panels, not including the door:

(i) Changes in the gauge of sheet metal or modifications in the design of castings provided that the total net change does not amount to more than three pounds.

(ii) Changes in breaker strip or moulding materials except that the substitution of black strips or moulding for lighter colored materials is not a minor change.

(iii) Changes in insulation materials.

(iv) Changes in finish except that substitution of synthetic enamel for porcelain enamel and reduction of the number of coats are not minor changes.

(2) Cabinet equipment and accessories:

(i) Changes in the location, material, or finish of evaporators except that the omission or addition of an evaporator door and any change that reduces or increases the cubic capacity of the cabinet more than 10% are not minor changes.

(ii) Changes in shelf finish.

(iii) Changes in shelf arrangement which do not reduce or increase the total shelf area by more than 10%. Interchanging sliding and non-sliding shelves is not a minor change.

(iv) Changes in material for ice trays, except that any change which alters the tray capacity is not a minor change.

(v) Changes in design or location of defrost trays, meat keepers, hydrators and bins except that any change that alters the capacity of any of these items by more than 10% is not a minor change.

(3) Cabinet door and fittings:

(i) Changes in material, design, or location of nameplates.

(ii) Changes in material or location of hardware except that changes in the cost of the hardware exceeding 25 cents are not minor changes.

(iii) Changes in gasket design or material.

(4) Electric wiring and switches:

(i) Changes in electric wiring, light and switches except that the elimination of any light or switch is not a minor change.

(5) Machine parts and controls:

(i) Changes in the location of the motor compressor, burner, tubing, restrictor, condenser, control or relay.

(ii) Changes in the kind of refrigerator used.

(c) A manufacturer who makes a minor change in any model of refrigerator shall keep available for the inspection of the Office of Price Administration for so long as the Emergency Price Control Act, as amended, remains in effect, a record of every such minor change, showing the model designation of the model being changed and a description of the minor changes being made.

**SEC. 7. New or changed models involving a change, not a minor change—(a) Pricing formula.** A manufacturer who cannot find his ceiling price for a new or changed model under section 4 or 6 or under any order issued under this regulation, but who has a ceiling price established for a comparable model, shall determine his ceiling price for the new or changed model according to the following formula:

(1) He shall find the model of refrigerator for which he has a ceiling price which is comparable to the model being priced. The "comparable" model is the one which is most like the refrigerator being priced in design, construction, and operation, which is closest to it in unit direct cost, and which is distributed through similar trade channels. If a refrigerator on which minor changes

have been made is subsequently used as the comparable model in pricing a new or changed model, the cost of the comparable model shall be computed on the basis of the cost to make the refrigerator without the minor changes.

(2) He shall find the current unit direct cost of the comparable model. Current unit direct cost means the cost of direct materials and direct labor computed on the basis of (i) his normal production volume and his normal material prices paid not to exceed ceiling prices; (ii) wage rates in effect at the time the report is prepared; (iv) labor efficiency and material waste allowances determined at the time of or just prior to the preparation of the report. For the purpose of this section, direct material and direct labor do not include any items of factory expense or burden, pattern and tool and die costs, production engineering, warehousing and shipping expense, royalties, and items of selling, general and administrative expense. If he is not producing the comparable model, he must, nevertheless, compute the current direct cost on the basis described above.

(3) He shall find the direct cost of the model being priced on the same basis as described in subparagraph (2) in a manner consistent with the computation of the current unit direct cost of the comparable model.

(4) He shall find his mark-up factor by dividing the ceiling price of the comparable model by its unit direct cost. He must use his ceiling price to the class of purchaser (distributors, dealers, mail order houses, etc.) who buys from him in the greatest volume.

(5) He shall multiply the unit direct cost of the model being priced by that mark-up factor. The result in his ceiling price to the class of purchaser used in subparagraph (4). His ceiling prices to any other class of purchaser for the model being priced must be calculated on the basis of the percentage differential which he had in effect during the period October 1-15, 1941 for sales to that class of purchaser.

(b) *Reporting and waiting provisions.*

(1) If a manufacturer uses this section to find his ceiling price, he may not without special authorization sell, offer to sell, or deliver the refrigerator until his ceiling price has been approved by the Office of Price Administration. To receive that approval a manufacturer must comply with the reporting and waiting provisions which are stated below.

(2) The manufacturer must report the price which he has arrived at under this section on OPA Form 6087-2620 provided for that purpose giving all the information called for by that form, or if he cannot do so, an explanation of the reasons he cannot. These forms may be obtained by him from the Office of Price Administration, Washington, D. C., and his report must be filed there. With the form he must include an illustration and specifications of both the new and comparable models. If he receives a written acknowledgment and approval of his report, he may proceed at once to sell the refrigerator at the reported price. Fifteen days after mailing the report (or all

additional information which may have been requested), in the absence of a contrary direction from the Office of Price Administration, he may treat his reported price as his ceiling price.

The manufacturer may not, however, unless he is specifically authorized to do so, deliver any article priced under this section until he has ascertained the retail ceiling prices for the article and has complied with the tagging requirements of section 17.

**SEC. 8. Downward adjustment of certain prices established or reported.** Prices established or reported under sections 6 or 7 are subject to reduction at any time by written order of the Office of Price Administration if (1) the price appears to be out of line with prices established for similar models taking into account the manufacturer's relationships with other manufacturers during the base period, or (2) the price is too high in comparison with the manufacturing or selling conditions actually experienced, or (3) the price is found to be incorrect under the provisions of the applicable pricing method. Any reduction under this section will not be retroactive.

**SEC. 9. Ceiling prices fixed by special order.** If a manufacturer cannot apply the formula in section 7 because he has no comparable model, then his ceiling price for sales to a particular class of purchaser is the price specifically authorized by the Office of Price Administration for such sale, in line with the level of ceiling prices fixed by this regulation. Applications for the establishment of such prices must be made in writing to the Office of Price Administration, Washington 25, D. C. The manufacturer may not except in the case of sales to the U. S. or Allied Governments (see section 18 below), sell, offer to sell, or deliver a refrigerator for which a ceiling price must be fixed under this section prior to specific authorization by the Office of Price Administration.

Applications under this section shall contain a detailed breakdown of the unit direct costs of the new model (computed in the manner set forth in section 7 (a) (2)), a list of the major specifications of that model, a photograph or other illustration of that model, and the manufacturer's proposed ceiling prices for sales to each class of purchaser.

**SEC. 10. Ceiling prices for sales to new classes of purchasers.** If a manufacturer cannot find his ceiling price for sales to a particular class of purchaser under any of the preceding sections of this regulation, or under any order issued under this regulation, he shall apply for the establishment of ceiling prices or a method of determining his ceiling prices for sales to that class of purchaser. The application shall be made by letter to the Office of Price Administration, Washington, 25, D. C., and shall indicate the classes of purchasers for sales to whom prices are to be fixed.

In addition, the application shall set forth the manufacturer's proposed ceiling prices for those sales. An order will be issued under this section establishing ceiling prices or a method of determining

ceiling prices in line with the level of ceiling prices fixed by this regulation.

**SEC. 11. Establishment of ceiling prices in certain cases.** If a manufacturer is required by this regulation to file a report under section 7 or to apply for the establishment of a ceiling price under Section 9 or 10, and he fails to do so, or he fails to provide any of the information required in these sections, the Office of Price Administration may, on its own motion, issue orders under this section fixing ceiling prices for the manufacturer's sales in line with the level of ceiling prices established by this regulation. Ceiling prices so established will be effective as of the date of the first sale.

**SEC. 12. Reports, catalogs and price lists.** (a) Every manufacturer of articles covered by this regulation must notify the Office of Price Administration whenever he changes the model designation of any refrigerator in his line, and whenever he adds a new model to his line. This report may be made by letter and must give the model designation of both the model changed and the new model. This report must be mailed within three days after the change or addition is made. The reporting requirements of this subsection are in addition to, and do not supersede, the reporting requirements of section 4 of this regulation.

(b) Every manufacturer must file with the Office of Price Administration, Washington 25, D. C., a copy of every catalog and price list for refrigerators issued by him or in effect on or after March 30, 1942. In addition, every manufacturer must file a copy of every notification he issues to the trade after the effective date of this regulation concerning new prices, changes in prices, or changes in terms, discounts or allowances.

Copies of these notifications must be filed within 10 days after they have been issued to the trade.

**ARTICLE III—CEILING PRICES FOR RESALES BY DISTRIBUTORS AND DEALERS**

**SEC. 13. Establishment of resale prices for distributors by order.** Whenever the manufacturer's ceiling prices for a refrigerator have been determined under this regulation, an order may be issued fixing ceiling prices, or a method of determining ceiling prices for sales of the refrigerator by distributors. Distributors' ceiling prices established by an order under this section supersede any ceiling prices established under any other provision of this regulation for those sales.

**SEC. 14. Distributors' ceiling prices.** Unless the distributor's ceiling price for sales of a particular class of refrigerator to a particular class of purchaser has been established by an order issued under section 13, he shall determine his ceiling price under the first applicable rule of the following:

**Rule 1.** If the distributor quoted the identical model (or a model differing from it by minor changes only and priced under section 6) to the same class of purchaser at any time between March 30, 1942 and June 30, 1945, inclusive, he finds his ceiling price for such a sale as follows:

(a) He first ascertains his ceiling price fixed for that sale by Maximum Price Regulation No. 110, less any warehousing allowance included in it under § 1380.110 (b) (2) of that regulation.

(b) He then multiplies that figure by .987.

(c) The result is his ceiling price for that sale under this regulation.

**Rule 2.** If the distributor quoted the identical model (or a model differing from it by minor changes only and priced under section 6) between March 30, 1942 and June 30, 1945, inclusive, but cannot use Rule 1 because he did not quote a price for sales of that model to that particular class of purchaser, then his ceiling price for that sale is his ceiling price to any other class of purchaser as determined under Rule 1 adjusted to reflect his differential in effect during the period October 1-15, 1941 on sales to that particular class of purchaser.

**Rule 3.** If a distributor cannot use Rules 1 or 2, his ceiling price for a sale of a particular model to a particular class of purchaser is the ceiling price established under Rules 1 or 2 for such a sale by his "most closely competitive seller of the same class." A distributor's "most closely competitive seller of the same class" is a distributor who (a) is selling the identical model of refrigerator to the same class of purchaser, and (b) is located nearest to the seller.

**Rule 4.** If a distributor cannot otherwise find his ceiling price for a particular sale, his ceiling price for that sale is the price established by the Office of Price Administration in an order under this section. An application under this rule shall state the name of the manufacturer of the refrigerator being priced, its model designation, the classes of purchasers to whom the applicant proposes to sell the refrigerator, the ceiling prices he proposes for such sales, and a statement of the reasons why he cannot use the other Rules in this section to fix his ceiling prices. Until ceiling prices are fixed for his sales by an order under this section, a distributor whose ceiling prices must be fixed under this rule may not make sales or deliveries of any model covered by his application.

**SEC. 15. Dealers' ceiling prices—(a) Prices set forth in section 24, Appendix A.** A dealer's ceiling price for sales of a particular model of refrigerator is the applicable price set forth in section 24, Appendix A.

(b) **Credit charges.** (1) Dealers who during the period October 1-15, 1941 collected a separately stated additional charge for the extension of credit on sales of refrigerators, may collect a charge for the extension of credit under this regulation, not exceeding such charge during the period October 1-15, 1941 on a similar sale on similar terms to the same class of purchaser. Dealers who did not so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge for the extension of credit on a similar sale on similar terms to the same class of purchaser during the period October 1-15, 1941, by the dealer's closest competitor who made a separately stated charge.

An installment-plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (i) six weeks or more from the date of sale in the case of weekly installments, or (ii) eight weeks or more in the case of other than weekly installments.

(2) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this subsection, shall, for the purposes of this regulation, be considered to be part of the price charged for the refrigerator sold.

(3) No dealer may require as a condition of sale that the consumer must buy on credit.

#### ARTICLE IV—GENERAL PROVISIONS

**Sec. 16. Sales invoices.** Every manufacturer, distributor, and dealer who sells a refrigerator after October 22, 1945, shall furnish every purchaser with an invoice showing the date of sale, the name and address of both the buyer and seller, the model number of each refrigerator he sold, the price charged, the quantity of each model sold, the terms of sale, and the nature and amount of any additional charges. Every seller must keep a copy of every sales invoice available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

**Sec. 17. Tagging.** (a) No person may sell at retail any refrigerator covered by this regulation unless there is attached to the refrigerator a label containing the OPA retail ceiling price for sales of the refrigerator by the seller.

(b) On and after November 7, 1945, no manufacturer may ship any refrigerator covered by this regulation to a distributor or dealer unless there is attached to the inside panel of the refrigerator door a label containing the OPA retail ceiling price of the refrigerator, a description of the area in which that price is applicable, the brand name and model designation of the refrigerator, a statement that the price includes delivery, five-year warranty, federal excise tax and installation to facilities provided by the consumer and a statement that the label may not be removed until after the refrigerator is delivered to the ultimate consumer.

**Sec. 18. Sales to the United States and Allied Governments.** (a) The ceiling price for sales to any agency of the United States Government or to any Allied Government by any seller other than a manufacturer of any refrigerator covered by this regulation shall be the seller's lowest ceiling price for sales of the refrigerator.

(b) A manufacturer may sell and deliver, and tentatively collect a price for, any refrigerator which is sold by him directly to any agency of the United States Government or to any Allied Government prior to the establishment of a ceiling price for sales by the manufacturer to that class of purchaser. The manufacturer must, however, inform the buyer that the ceiling price is still to be established under this regulation, and he must refund any amount collected which is in excess of the ceiling price approved or established by the Office of Price Administration. Within ten days after the manufacturer has entered into a contract for such a sale, he must file a report or an application as provided in sections 7, 9, or 10, whichever is applicable.

**Sec. 19. Terms of sale.** Unless this regulation or an order issued under it provides otherwise each ceiling price established by or under this regulation is subject to each seller's terms, allowances, discounts and price differentials no less favorable than those he had in effect for similar sales during the period October 1-15, 1941.

**Sec. 20. Relation of this regulation to other price regulations.** (a) The provisions of Revised Price Schedule 102 and Maximum Price Regulation No. 110 do not apply to sales and deliveries covered by this regulation except that all records which sellers were required to retain under those regulations must be kept and made available by them for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) The ceiling price at which any article covered by this regulation may be exported by any person shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation.

**Sec. 21. Modification of provisions of this regulation.** The provisions of this regulation as applied to classes of commodities or persons subject thereto may be modified by orders of general applicability issued under this section.

Orders may also be issued under this section, at the request of a manufacturer, altering his zoning practices and prices, and those of his distributors accordingly, when it appears that no increase in the general level of prices for refrigerators will result.

**Sec. 22. Compliance with the regulation—(a) No buying or selling at over ceiling prices.** Regardless of any contract or other obligation no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any refrigerator covered by this regulation at a price higher than the ceiling price fixed by this regulation, or before the manufacturer has properly determined his ceiling price under this regulation.

If, in violation of this provision, a sale, offer to sell, or delivery of a refrigerator covered by this regulation is made before its ceiling price has been properly established in accordance with this regulation, the ceiling price applicable to the sale, offer to sell or delivery, shall be the correct ceiling price for the refrigerator properly determined in accordance with this regulation.

(b) **Enforcement.** Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended.

(c) **Licensing.** The provisions of Licensing Order No. 1 licensing all persons who make sales under price control are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(d) **Certain practices forbidden.** Any practice which has the effect of getting a higher-than-ceiling price without actually raising the dollar and cents price is hereby forbidden.

The following is an illustrative list of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of the new refrigerator, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation above the new refrigerator maximum price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring or trading in any other product or commodity. Where there is an exchange, transfer, or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the product or commodity exchanged, transferred, or traded in which is less than its reasonable value.

Furthermore, the seller is prohibited from providing for the purchase of the new refrigerator by a lessee under a retail contract at an agreed valuation which together with the amount paid for the rental is higher than the applicable maximum price at the time the rental contract is entered into, and from making the terms and conditions of sale more onerous to purchasers than they customarily have been except to the extent allowed by this regulation.

It shall also be a violation for any person to charge, pay or receive a finder's fee or other compensation in connection with the procurement of a new refrigerator where the finder's fee or other compensation plus the purchase price for the new refrigerator exceeds the permitted maximum price, except that this prohibition shall not apply to the case of a bona fide employer-employee relationship between a seller generally engaged in the business of selling new refrigerators and an employee of the type of employee generally considered by the trade to be a new refrigerator salesman.

**Sec. 23. Geographical applicability.** The provisions of this regulation shall be applicable to the 48 States and the District of Columbia.

**Sec. 24. Appendix A: Ceiling prices for dealers' sales of refrigerators.** The ceiling prices for sales by dealers of the refrigerator models listed below are the applicable prices listed in this appendix.

These prices include:

- (1) Delivery.
- (2) The five-year warranty.
- (3) The Federal Excise Tax.
- (4) In the case of an electric refrigerator, installation to electric facilities provided by the consumer, or, in the case of a gas refrigerator, installation to gas facilities provided by the consumer if the installation does not require the dealer to provide more than five feet of pipe or tubing.

They do not include state or local taxes imposed at the point of sale. No charge

may be added for the extension of credit by the dealer to the ceiling prices in this appendix except in accordance with paragraph (b) of section 15 of this regulation.

The zones shown in the table vary from brand to brand.

Zone boundaries, where more than one zone price is listed, are those shown on maps on file with the Office of Price Administration.

This regulation shall become effective on October 22, 1945.

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

Issued this 22d day of October 1945.

CHESTER BOWLES,  
Administrator.

Make	Brand	1946 Model No.	1st zone	2d zone	3d zone	4th zone	5th zone
Admiral Corporation	Admiral	CS-746	\$187.95	\$192.95	\$197.95		
		CS-946	217.95	222.95	227.95		
Borg-Warner Corp.	Norge	M-746	193.95	196.95	193.95	\$200.95	\$202.95
Copeland Refrigeration Corporation	Copeland		Prices and models to be announced.				
The Crosley Corporation	Crosley	SS-746	148.50	150.50	153.50	155.50	
Edison General Electric Appliance Co., Inc.	Hotpoint	EAG-46	133.75				
		EA7-46	151.50				
		EB7-46	188.25				
General Electric Company	General Electric	LB6-46	133.75				
		LB7-46	151.50				
		JB7-46	188.25				
The General Motors Corporation	Frigidaire	S17	146.75	148.25			
		MI7	161.75	163.25			
		MPI7	184.75	186.75			
		D17	178.50	180.75			
		DP17	202.00	204.50			
		DI9	224.75	227.50			
		DP19	247.50	250.50			
		CD17	248.25	251.75			
		CPD17	271.50	275.25			
		CD19	283.25	287.25			
		CPD19	306.50	310.75			
		CPDI13	482.00	489.25			
		AH14	137.00	138.25			
		AH16	140.75	142.00			
Gibson Electric Refrigerator Corporation	Gibson	F666	172.25	175.25	178.25	181.25	184.25
		F686	196.50	199.50	202.50	205.50	208.50
		F786	215.95	218.95	221.95	224.95	227.95
		SF796	235.50	238.50	241.50	244.50	247.50
Montgomery Ward & Company	Montgomery Ward		Prices and models to be announced.				
Nash-Kelvinator Corp.	Kelvinator	CS-7	146.95				
		C-7	171.95				
		OD-7	185.95				
		M-9	253.95				
Nash-Kelvinator Corp.	Leonard	SL-7	146.95				
		L-7	171.95				
		DL-7	185.95				
		LH-9	253.95				
The Philco Corporation	Philco		Prices and models to be announced.				
Sears, Roebuck & Co.	Coldspot (retail store)	45126	125.95	130.95	135.95		
		45236	164.95	169.95	174.95		
		45326	174.95	179.95	183.95		
		45238	183.95	188.95	193.95		
		45428	193.95	198.95	203.95		
		41336	203.95	208.95	213.95		
		41228	183.95	188.95	193.95		
	Coldspot (mall order)	45126	115.95	120.95	125.95		
		45236	154.95	159.95	164.95		
		45326	164.95	169.95	173.95		
		45238	173.95	178.95	183.95		
		45428	183.95	188.95	193.95		
		41336	193.95	198.95	203.95		
		41228	173.95	178.95	183.95		
Servel Corporation	Electrolux	R-400	149.95	153.45	155.95	156.45	
		R-600A	192.95	196.45	198.95	199.45	
		R-600	274.95	278.45	280.95	281.45	
		R-800A	293.95	297.45	299.95	299.45	
		R-800	324.95	328.45	330.95	331.45	
		N-603	234.95	237.95	239.45	239.95	
		N-803	334.95	337.95	340.45	341.95	
Westinghouse Electric & Mfg. Co.	Westinghouse		Prices and models to be announced.				

1 Zone 1 includes 48 states and Washington, D. C.  
 2 Territories served by independent distributors.  
 3 Territories served by factory branches.  
 4 Midwest Zone.  
 5 East-Southeast Zone.  
 6 West-Southwest Zone.

[F. R. Doc. 45-19544; Filed, Oct. 22, 1945; 12:18 p. m.]

PART 1305—ADMINISTRATION

[SO 131, Amdt. 3]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amend-

<sup>1</sup> 10 F.R. 11296, 11890, 12116.

ment has been issued simultaneously herewith and filed with the Division of Federal Register.

Section 4 is amended by adding paragraphs (z) to (dd), inclusive, to read as follows:

(z) Ducks (in the grey). Maximum prices for ducks (in the grey) covered by § 1400.118 (A) (8) of Maximum Price

Regulation No. 118<sup>2</sup> are revised and amended in the following respects (terms remain unchanged):

(1) *Numbered duck (wide, sail, narrow, and harvester)*. In subdivision (i), the percentage off the list is reduced from 31½ to 28¼ for the higher band and to 30¼ for the lower band.

(2) *Single filling ounce duck (flat duck)*. In subdivision (iii) (b), the card price basis of 20½¢ per lb. is increased to 21¼¢ per lb. for the higher band and to 20¼¢ per lb. for the lower band.

(3) *Double filling ounce duck (flat duck)*. In subdivision (iv) (b), the card price basis of 22¢ per lb. is increased to 22¾¢ per lb. for the higher band and to 22¼¢ per lb. for the lower band.

(4) *Army duck (including shoe duck)*. In subdivision (v) (b), the percentage less than the list prices is reduced from 28¼ to 24¼ for the higher band and to 26½ for the lower band.

(5) *Wagon-cover duck (double filling flat duck)*. In subdivision (vi) (b), the card price basis of 20¾¢ is increased to 21½¢ for the higher band and to 21¢ for the lower band.

(6) *Hose and belting duck (other than standard stitched belting duck)*. In subdivision (vii) (b), the base maximum price is increased from 42¼¢ per lb. to 46¢ per lb. for the higher band and to 45¢ per lb. for the lower band.

(7) *Standard stitched belting duck*. In subdivision (vii) (d), the base maximum price is increased from 41¼¢ per lb. to 45¢ per lb. for the higher band and to 44¢ per lb. for the lower band.

(8) *Enameling duck*. In subdivision (viii) (b), the base maximum price is increased from 44¾¢ per lb. to 47¼¢ per lb. for the higher band and to 46¾¢ per lb. for the lower band.

(9) *Laundry roll cover duck (plied, warp and filling)*. In subdivision (ix) (b), the base maximum price is increased from 52½¢ per lb. to 55½¢ per lb. for the higher band and to 54¢ per lb. for the lower band.

(10) *Chaffer fabrics*. In subdivision (x) (b), the base maximum price is increased from 38¢ per lb. to 40¾¢ per lb. for the higher band and to 39¾¢ per lb. for the lower band.

(11) *Oil press duck (naught duck)*. In subdivision (xi) (b), the base maximum price is increased from 44½¢ per lb. to 48½¢ per lb. for the higher band and to 47½¢ per lb. for the lower band.

(12) *Filter twills*. In subdivision (xii) (b), the base maximum price is increased from 45½¢ per lb. to 47¼¢ per lb. for the higher band and to 46¼¢ per lb. for the lower band.

(aa) *Paper-makers dryer felts*. In § 1400.118 (d) (16) of Maximum Price Regulation No. 118,<sup>2</sup> the maximum price for paper-makers dryer felts of double construction (requiring four harnesses) is increased from 62¢ per lb. to 64½¢ per lb. for the higher band and to 63¢ per lb. for the lower band and the maximum price for paper makers dryer felts of single construction (requiring two harnesses) is increased from 56¢ per lb. to 58¼¢ per lb. for the higher band and to 57¢ per lb. for the lower band.

<sup>2</sup> 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14383, 14676; 10 F.R. 705, 807, 1292, 2025, 3875, 8131, 8979, 10310.

(bb) *Certain surgical dressings.* Manufacturers' maximum prices established by §§ 1499.153 through 1499.158, inclusive, of Maximum Price Regulation No. 188,<sup>2</sup> for the surgical dressings designated below are increased by 5¢ per lb. The increase is applicable to the weight of the grey cloth in the following bulk surgical dressings composed of bleached gauze: (1) absorbent gauze (put up in 100 yard bolts or ready cut gauze or dressing rolls), (2) bandage rolls, (3) hospital crinoline, (4) sponges, and (5) abdominal packs.

(cc) *Wide laundry cover cloth.* In § 1400.118 (d) (15) (ii) of Maximum Price Regulation No. 118,<sup>2</sup> the base maximum prices for the laundry cover cloth there described are increased by 3¼¢ per lb. for the higher band and 1¾¢ per lb. for the lower band.

(dd) *Blanket linings.* In § 1400.118 (d) (12) (ii) of Maximum Price Regulation No. 118,<sup>2</sup> the maximum prices for 56" blanket linings are increased 18.6% for the higher band and 15.1% for the lower band.

This amendment shall become effective October 24, 1945.

Issued this 24th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19671; Filed, Oct. 24, 1945; 11:43 a. m.]

PART 1305—ADMINISTRATION  
[SO 131, Amdt. 4]

REVISED MAXIMUM PRICES FOR CERTAIN  
COTTON TEXTILES

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.

Paragraphs (ee) and (ff) are added to section 4 to read as follows:

(ee) *Certain American cotton blankets and robe cloth.* In § 1400.118 (d) (27) (viii) and (ix) of Maximum Price Regulation No. 118,<sup>2</sup> the base maximum prices for Class I and Class IV bed blankets and for Class VI robe cloth are increased 4¼ cents per lb. (of finished weight) for the higher band and 2½ cents per lb. (of finished weight) for the lower band and the base maximum prices for Class V crib blankets made of American cotton are increased 7¾ cents per lb. (of finished weight) for the higher band and 6 cents per lb. (of finished weight) for the lower band.

(ff) *Woven table and laundry felts.* In § 1400.118 (d) (5) of Maximum Price Regulation No. 118,<sup>2</sup> the cents per yard figures for woven table and laundry felts are increased 14.04% for the higher band and 10.74% for the lower band. Quantity discounts and terms remain unchanged.

This amendment shall become effective October 24, 1945.

<sup>1</sup> 10 F. R. 11286, 11890, 12116.

<sup>2</sup> 8 F. R. 12186, 12934; 9 F. R. 401, 10028, 10925, 14211, 14383, 14676; 10 F. R. 705, 857, 1292, 2025, 3875, 8134, 8979, 10310.

<sup>3</sup> F. R. 9103, 9928, 10972.

Issued this 24th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19672; Filed, Oct. 24, 1945; 11:43 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS  
[F. R. 1, Amdt. 3 to Supp. 13]

PACKED FRUITS, BERRIES AND VEGETABLES  
(1945 AND LATER PACKS)

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

1. The second undesignated paragraph in section 4 (b) is amended to read as follows:

For sales to government procurement agencies, the processor figures his maximum price by taking 96% of his maximum price for sales to purchasers other than government procurement agencies, after it has been increased, in the case of subsidized commodities, by the amount of the direct subsidy payable per unit of the finished product.

2. In section 5 (a), the undesignated paragraph immediately preceding subparagraph (1) is amended to read as follows:

The processor who performs the wholesale function with respect to the item being priced (that is, by warehousing and selling it in less-than-carload quantities, from a branch warehouse owned or controlled by him, to retailers or to commercial, industrial or institutional users) shall, in each case, figure his maximum price for sales in this manner under the general pricing methods of this paragraph (a). However, in determining his base price, he shall include only sales made in this manner in the base period. Furthermore, in each case before applying the limitations of the price range, he shall adjust the applicable price range by adding to the top and bottom prices the freight, if any, incurred from factory to branch warehouse and multiplying each of the resulting figures by the markup named in Maximum Price Regulation No. 421<sup>2</sup> for cash-and-carry wholesalers or for service wholesalers, depending on whether delivery is made in the particular sale to the buyer's place of business.

The processor who qualifies as a retailer under Maximum Price Regulation No. 422<sup>3</sup> or 423<sup>4</sup> shall not use the pricing methods of this section, but he shall apply to the Office of Price Administration, Washington, D. C., for authorization of a maximum price under section 10 (c).

3. The last sentence in the first paragraph of section 5 (a) (1) (i) is amended

to read as follows: "However, the following sales contracts shall be excluded, even when made during the base period: Sales to the armed forces of the United States; sales by a processor to his employees, to growers who supplied the raw material, or to other processors of the product unless at least 33½ percent of his 1941 pack of the product was sold to other processors, all regardless of brand; sales of damaged goods or of goods packed for experimental purposes; and sales to retailers or institutional users in quantities of less than 25 cases (basis No. 2 cans for vegetables and basis No. 2½ cans for fruit) unless at least 10% of the processor's 1940 or 1941 pack of the product was sold in such lesser quantities."

4. In section 5 (a) (2) the following paragraph is added immediately following item 8 of the list of the order in which Steps are to be taken:

When pricing substandard grade of any item under subparagraph (2) or (4), the conversion for grade ordinarily made under step 3, above, must be taken immediately following step 4 and before step 5, since no price ranges are provided for substandard grade.

5. In section 5 (a) (4), *First situation*, the text of subdivision (iii) is amended to read as follows:

(iii) Next, the processor shall convert the price so figured for the selected item (for variety, style, sieve size, syrup differential, and grade, in the order named) as may be necessary to arrive at a gross maximum price (except for container size) for the item being priced, by applying the conversion factors named in the applicable appendix, and by applying to the resulting figure the limitations of the applicable price range. The price so figured shall then be converted for container type and size to a gross maximum price for the item being priced by applying the conversion factors named in the applicable appendix.

6. In section 5 (a) (4), *Second situation*, the text of subdivision (iii) is amended to read as follows:

(iii) Next, the processor shall convert the price so figured for the selected item (for variety, style, sieve size, syrup differential, and grade, in the order named) as may be necessary to arrive at a gross maximum price (except for container size) for the item being priced, by applying the conversion factors named in the applicable appendix, and by applying to the resulting figure the limitations of the applicable price range. The price so figured shall then be converted for container type and size to a gross maximum price for the item being priced by applying the conversion factors named in the applicable appendix.

7. In section 6 the note immediately following the first undesignated paragraph and immediately preceding the list of products is deleted.

8. The list of products in the text of section 6 preceding paragraph (a) is amended in the following respects:

a. The following products are added immediately following the heading "Packed Fruits":

<sup>1</sup> 10 F. R. 11118, 11678, 11735.

<sup>2</sup> 10 F. R. 1496, 6637, 6363, 7251, 11362.

<sup>3</sup> 10 F. R. 1505, 2024, 2237, 2914, 6370, 6577, 6235, 6514, 7251, 8016, 8656, 8272, 8263, 8400, 11363.

<sup>4</sup> 10 F. R. 1523, 2625, 2238, 3314, 4570, 6570, 6235, 6514, 8016, 8656, 8272, 8263, 8431, 11363.

Apples. Applesauce (except packed in New York, Virginia, Maryland, West Virginia and Pennsylvania). Apple juice. Sweet cider.

b. The following products are added to the list of packed fruits following the listing "Figs":  
Grapes, Concord juice, Concord grape nectar and Concord grape pulp.

c. The asterisk following the word "Pears" and the note to which it refers are deleted.

d. The following products are added to the list of packed fruits immediately following the listing "Prunes, packed from fresh prunes":  
Prunes, dried, in juice or syrup, prune juice, prune nectar, and prune concentrate.  
Base period: March 1942.

e. The following products are added to the list of packed berries immediately following the listing "Boysenberries, boysenberry juice and boysenberry nectar":  
Cranberries, cranberry sauce, cranberry juice and cranberry nectar.

9. The table in section 6 (a) (3) headed "Fruits and Berries—1945" is amended in the following respects:  
a. The item "Apples" is added immediately preceding the listing "Apples", to read as follows:

Raw material	Area	Price
Apples	California, Idaho, Montana, Oregon and Washington.	Class A 1 varieties (per cwt.) \$4.10
		Class B 2 varieties (per cwt.) \$3.30
All other States	All other States	2.20
		1.25
U. S. No. 1 canner grade 2 1/4-inch and up (and C grade as established under Washington and Oregon State grades).	U. S. No. 2 canner grade 2 1/4-inch and up.	2.00
		1.25
U. S. No. 1 canner grade 2 1/4-inch and up.	U. S. No. 2 canner grade 2 1/4-inch and up.	4.65
		3.00
Apples which grade less than U. S. No. 2 canner grade (ciders).	Apples which grade less than U. S. No. 2 canner grade (ciders).	1.65
		1.05

"Class A Varieties" means the following varieties: New York—Baldwin, R. I. Greening, Northern Spy, Twenty-ounce, Northwestern Greening, Grimes Golden, Stayman, King and Stark. Pennsylvania, Maryland, West Virginia, and Virginia—York Imperial, Stayman, Golden Delicious, and Grimes Golden. Oregon and Washington—Winesap, Spitzenberg, Arkansas Black, Newtown, Rome Beauty, Stayman and Jonathan. California—Cravenston, Bellflower, Newtown, Baldwin, Northwestern Greening, Rhode Island Greening, Arkansas Black, Black Twig, Jonathan, Golden Delicious, Rome Beauty and Spitzenberg. Wyoming, Idaho, and Montana—Baldwin, Grimes Golden, Delicious, Northern Spy, R. I. Greening, Grimes Golden, Stayman, and Stark. Other States—Grimes Golden, Stayman, Rome Beauty, Baldwin, Worcester, Northwestern Greening, Twenty-ounce, and Stark.

"Class B Varieties" means all other varieties of apples used for processing.

However, for the following products the processor's weighted average raw material cost shall in each case be based on a weighted average raw apple price not exceeding the amount named below for the product and area in which the processor's customary receiving point is located:

Raw material	Area	Price
Grapes, Concord.	Maine, Vermont, New Hampshire, Connecticut, Massachusetts, Rhode Island, New York, Pennsylvania, New Jersey, Ohio, Michigan, North Dakota, South Dakota, Iowa, Nebraska, Illinois, Indiana, Wisconsin and Minnesota.	\$4 per ton.
		Prices actually paid.
Packed apple juice Sweet cider.	California, Idaho, Montana, Oregon and Washington.	Per cwt. \$2.20
		\$1.25

b. The item "Grapes, Concord" is added immediately preceding the listing "Grapes, Thompson seedless", to read as follows:

Raw material	Area	Price
Pears—Continued.	Michigan	Per ton \$70.00
		80.00
2-inch size and up.	1 1/4-inch to 2-inch size.	35.00
		40.00
Average.	2 1/4-inch size and up.	45.00
		30.00
Kiefer.	1 1/4-inch to 2-inch size.	29.00
		70.00
Bartlett.	Other States.	70.00
		40.00
Kieffer.	do.	40.00
		40.00

d. The item "Prunes, dried" is added immediately following the listing "Prunes, fresh", to read as follows:

Raw material	Area	Price
Prunes, dried.	All States.	Commodity Credit Corporation's resale price for the area in which the processor's customary receiving point is located, if the processor is located under Supplement 14 to Food Products Regulation No. 1 of the dried prunes listed in the items that supplement the dried prunes used in the item being priced, his 1945 raw material cost shall be based on his 1945 weighted average delivered cost for each grade of dried prunes used in packing the item.

e. The item "Cranberries" is added immediately following the listing "Boysenberries", to read as follows:

Raw material	Area	Price
Cranberries	All States.	\$16.02 per 100-pound barrel.

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

(2) For all other fruit and berry items covered by section 6 that are packed in syrup of which the density does not correspond to the grade of the fruit or berry, the processor shall subtract from his maximum price for the item otherwise determined under the provisions of this section, the difference obtained by subtracting from his actual cost of sugar used in making syrup of a density corresponding to the grade of the fruit or berry, the actual cost of sugar used in making the syrup in which he is packing the item.

11. Section 6 (g) (2) is amended in the following respects:

a. In Part 2, the prices for Tomato catsup appearing opposite the list of States beginning with "Maine" are amended to read as follows:

14-ounce glass	No. 10 cans
Civilian \$1.04	Civilian \$10.00
Government \$1.66	Government \$10.70

b. In Part 3, Tomato Puree, Connecticut is added to the list of States beginning with "Maine", and Maryland is added to the list of States beginning with "Virginia".

12. In section 15, Appendix B, Table 5, Part 2, is amended by adding "No. 300" to the list of cans in the first column under the heading "Cut Spears and Soup Cuts" immediately following the listing "No. 1 picnic", and in the column headed "No. 2" the figure "1.28" is added opposite the listing "No. 300" which is added by this amendment.

13. In section 15, Appendix F, Table 5 is amended to read as follows:

TABLE 5—CONVERSION FACTORS—METAL CONTAINERS

To convert from a can size in this column	ALL AREAS					
	No. 1 Picnic	No. 211 cpl.	No. 300 tall	No. 2 cpl.	No. 3 cpl.	No. 10
No. 1 picnic						
No. 211 cpl.	.63			1.50		
No. 300 tall	.72	.81		1.33		
No. 2 cpl.				1.21		
No. 3 cpl.				.63	1.18	2.17
No. 10				.46		.51

To a can size listed at the head of a column below, multiply by the appropriate conversion factor

This amendment shall become effective October 19, 1945.

Issued this 19th day of October 1945.

JAMES G. ROGERS, JR.,  
Acting Administrator.

Approved: October 11, 1945.

CLINTON F. ANDERSON,  
Secretary of Agriculture.

For the reasons set forth in the statement of considerations and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9323, 9599 and 9620, I find that the issuance of this amendment, insofar as it establishes maximum prices for packed pears based on the raw material prices specified herein, is necessary to aid in the effective prosecution of the war.

J. C. COLLET,  
Stabilization Administrator.

[F. R. Doc. 45-19424; Filed, Oct. 19, 1945;  
1:54 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS  
[MPR 1, Amdt. 5 to Supp. 13]

PACKED FRUITS, BERRIES AND VEGETABLES  
(1945 AND LATER PACKS)

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

1. In section 5 (a) (2) the first undesignated paragraph is amended to read as follows:

As a general rule, in figuring maximum prices under subparagraph (2), (3), or (4), steps are to be taken separately in the following order (in many cases not all of the steps are necessary). Any variation from this order will be explained in the applicable appendix.

2. In section 15, Appendix D is amended in the following respects:

a. Paragraph (d) of the "Explanation" is amended to read as follows:

(d) *Conversions for style of pack, grade and sieve size.* In each case of conversion from one style of pack (whole or cut but not asparagus (horizontal or vertical) or French style), grade, and sieve size (including ungraded), to another style of pack, grade and sieve size (including ungraded), conversion for any two of these factors, conversion only from one sieve size to another sieve size of the same style of pack and grade, or conversion only from one style of pack to another style of pack of the same sieve size and grade, the processor shall figure the conversion (in one step) by taking the difference between the specific dollars-and-cents maximum prices named in Table 4 for the two items and either adding it to or subtracting it from the constructed base price as the situation requires, depending on whether the dollars-and-cents price named in Table 4 for the item being priced is higher or lower than that for an item (of the same sieve size and grade) from or to which the conversion is being made. If the conversion is for grade only,

the conversion shall be figured under Table 8. For example, the Y Company, whose factory is located in Arca 1, sold only No. 3 sieve Fancy whole snap beans in No. 2 cans during the base period, and is now pricing No. 4 sieve Extra Standard cut snap beans in No. 3 cans. To figure the conversion for style of pack, grade, and sieve size the company takes the difference between the dollars-and-cents prices named in Table 4 for the two items (\$1.55 minus \$1.27 equals \$0.29). Because the company is pricing an item with a lower dollars-and-cents price than that named for the item (of same grade and sieve size) from which the conversion is being made the \$0.29 differential is subtracted from its constructed base price in making the conversion for style of pack, grade, and sieve size.

b. Paragraph (e) of the "Explanation" is revoked.

c. Table 7 is revoked.

This amendment shall become effective October 23, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

Approved: October 18, 1945.

J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-19612; Filed, Oct. 23, 1945;  
3:29 p. m.]

PART 1397—CONSTRUCTION OF BUILDINGS  
AND STRUCTURES

[MPR 623, Amdt. 2]

PREFABRICATED NON-DWELLING STRUCTURES

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

In Maximum Price Regulation 533, section 1 (c) (3) is amended to read as follows:

(3) "Distributor" or "jobber" is a person, other than a manufacturer, who makes 25 percent or more of his sales of products covered by this regulation to purchasers for resale.

This amendment shall become effective October 29, 1945.

Issued this 24th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19669; Filed, Oct. 24, 1945;  
11:50 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL  
COMMODITIES

[MPR 426, Amdt. 147]

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

Correction

In the table in footnote 4 appearing in Federal Register Document 45-18359, published at page 12637 of the issue for Tuesday, October 9, 1945, the four entries under the column headed "Juice grapes (per pound)" should read, respectively: .39, .28, .14, None.

PART 1493—COMMODITIES AND SERVICES  
[SR 14E; Amdt. 13]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHERS AND APPAREL

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.

Supplementary Regulation 14E is amended in the following respects:

1. Section 2.12 is added to read as follows:

Sec. 2.12 *Distributors' maximum prices for certain surgical dressings.* Distributors' maximum prices established by the General Maximum Price Regulation for the surgical dressings designated below are increased by 5¢ per lb. The increase is applicable to the weight of the gray cloth in the following bulk surgical dressings composed of bleached gauze: (a) absorbent gauze (put up in 100 yard bolts or ready cut gauze or dressing rolls), (b) bandage rolls, (c) hospital crinoline, (d) sponges, and (e) abdominal packs.

2. Section 2.9 is amended to read as follows:

Sec. 2.9 *Producers' maximum prices for certain cotton rope, twine, yarn and cord.* The maximum price of each producer prevailing on November 23, 1944,<sup>2</sup> for cotton rope and for yarn (excluding dyed yarns), twine and cord (excluding cotton tire cord, tire cord fabric, and cord breaker fabric) not subject to Maximum Price Regulation No. 33,<sup>3</sup> made entirely (except for other material used in the core) of cotton and/or cotton waste, is increased by 2 $\frac{1}{2}$ ¢ per lb. of cotton and/or cotton waste content in the rope, yarn, twine, or cord.

This amendment shall become effective October 24, 1945.

Issued this 24th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18633; Filed, Oct. 24, 1945;  
11:43 a. m.]

<sup>1</sup> 10 F. R. 1163, 2914, 4159, 7117, 7497, 7637, 8337, 9549, 9323, 10521, 11401.

<sup>2</sup> For producers who prior to November 23, 1944, made sales subject to Maximum Price Regulation No. 157, this maximum price for sales and deliveries to any War Procurement Agency (as defined in MPR-157), shall be (a) the calling price then prevailing under that regulation, or (b) if, by virtue of proper certification under § 1378.4 of that regulation the producer had no calling, the price last negotiated prior to that date. For producers who between November 23, 1944, and February 16, 1945, inclusive, for the first time made sales subject to MPR-157 and by virtue of proper certification under § 1378.4 of that regulation had no calling, the maximum price for sales and deliveries to any War Procurement Agency (as defined in MPR-157) shall be the lowest price negotiated during that period but the increase to be added thereto shall be only 1 $\frac{1}{2}$ ¢ per pound.

<sup>3</sup> 7 F. R. 7377, 8243, 10370; 8 F. R. 2345, 6326, 6769, 12497; 9 F. R. 10378, 11933.

PART 1499—COMMODITIES AND SERVICES  
[RMPR 165, Supp. Service Reg. 65]  
COMMERCIAL LAUNDRY SERVICES IN  
PHILADELPHIA

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 65 has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, and 9599, Supplementary Service Regulation No. 65 is hereby issued. The specifications and standards set forth in this supplementary service regulation are those which, prior to the issuance of the regulation, were in general use by the trade in the affected areas.

§ 1499.706 *Commercial laundry services in the City of Philadelphia—(a) Maximum prices.* The maximum prices established by Revised Maximum Price Regulation No. 165 for commercial laundry services when supplied by sellers located in the City of Philadelphia, in the State of Pennsylvania are hereby modified and henceforth shall be the prices set forth in Appendix A. Lower prices than those established by this regulation may be charged.

(b) *Exclusions.* This regulation shall not apply but the provisions of RMPR 165 shall apply to:

(1) laundries selling less than \$100 per week in commercial laundry services as defined in this regulation.

(2) the sale of laundry services to hospitals, boats, ships, or vessels.

(c) *Applicability of Revised Maximum Price Regulation 165.* Except as provided to the contrary, all the other provisions of Revised Maximum Price Regulation 165 and any applicable supplementary service regulation shall apply to the commercial laundry service suppliers subject to this regulation.

(d) *Definitions.* (1) "Commercial laundry services" means laundry services supplied to industrial, professional, or commercial users of flatwork and garments listed in Appendix A which are owned by the purchaser.

(2) The designations of items of laundry services used in this regulation shall be given their ordinary trade meanings as used in the affected areas unless indicated to the contrary herein.

(e) *Notice requirements.* Within 30 days from the effective date of this regulation, every seller of commercial laundry services covered by this regulation shall notify each of his customers of the maximum prices established herein.

(f) *Invoices.* Seller's invoices or bills must describe the items of service supplied in the terms used in this regulation.

(g) *Elimination of individual adjustments.* On and after the effective date of this Supplementary Service Regulation, the provisions of section 16 of Revised Maximum Price Regulation 165 shall no longer be available to sellers covered by this regulation as to commercial laundry services; furthermore, any ad-

justment in prices heretofore granted to any seller covered by this regulation is hereby revoked as to the services listed in Appendix A.

APPENDIX A

GENERAL LIST, TUMBLE DRIED OR FLAT IRONED

Item	Per piece uniform area ceiling price
Apron, Plain, Cook's, Waiter's	\$.04
Bag	.07
Bedsread, Plain, White or Colored	.10
Bedsread, Fancy	.25
Blanket, Cotton, Double	.50
Blanket, Cotton, Single	.30
Bolster Case	.06
Bureau Scarf or Cover	.08
Chair Back Cover	.05
Cloth, Face or Wash	.01
Cook's Tie or Neckerchief	.04
Curtain, Strip	.10
Dolly, Plain	.02
Door Curtain	.10
Dust Cloth	.21
Furniture Cover, per pound	.05
Head Rest Cover	.03
Ironing Cover	.10
Mat or Rug, Bath:	
Less than 1½ pounds	.03
1½ pounds and over	.10
Extra Heavy	.15
Mattress Cover	.10
Napkin	.01
Pad, Bed, or Bed Cloth	.10
Pad, Table, or Table Felt	.10
Pillow Case	.04
Pajama Top	.10
Pajama Bottom	.10
Quilt	.35
Rag, each	.01
Rags, per pound	.05
Seat Cover	.10
Sheet:	
On Weekly Accounts up to \$25.00	.06
On Weekly Accounts over \$25.00	.05
Shower Curtain	.10
Table Cloth, 72" or over	.25
Table Cloth, Less than 72"	.05
Table Top, Large or Small	.035
Tidies	.03
Towel, Barber	.0125
Towel, Bath:	
On Weekly Accounts up to \$25.00	.03
On Weekly Accounts over \$25.00	.025
Towel, Hand, Face, Glass, etc.:	
On Weekly Accounts up to \$25.00	.02
On Weekly Accounts over \$25.00	.015
Towel, Roller	.05
Towel, Small or Individual	.01
Towel, Table	.02
Tray Cloth or Cover	.015
WEARING APPAREL OR HOUSEHOLD PIECES, PRESSED	
Apron, Plain, Maid's, Matron's	\$.10
Bath Robe	.25
Cap or Hat	.10
Coat	.18
Coat, Art Braid	.20
Collar	.08
Cuffs, per pair	.08
Cushion Cover	.15
Dolly	.05
Dreperies, per strip	.10
Dress	.35
Flag	.25
Gloves, Work, per pair	.05
Handkerchief	.01
Head Band	.04
Hoover	.35
Jacket	.16
Jumper	.16
Night Shirt	.15
Overalls	.18
Pajama Top	.15
Pajama Bottom	.15
Pants	.15
Pillow Top	.20
Press Cover, per pound	.055

WEARING APPAREL OR HOUSEHOLD PIECES, PRESSED—continued

Item	Per piece uniform area ceiling price
Scarf	\$.10
Seat Cover	.15
Shirt	.18
Shirt, Polo	.15
Shirt, Work	.18
Shorts, Gym	.15
Smock	.35
Sofa Cover	.15
Trunks	.15
Uniform, Diletitian	.35
Uniform, Kitchen	.15
Uniform, Maid's	.35
Unionalls	.20

The maximum prices established in this Appendix shall be subject to the following discounts based on the volume of commercial laundry services supplied to a location or place of business in any calendar week:

Weekly Accounts up to \$75.00	Not
Weekly Accounts \$75.01 to \$150.00	5%
Weekly Accounts \$150.01 to \$300.00	10%
Weekly Accounts \$300.01 to \$750.00	15%
Weekly Accounts \$750.01 to \$1500.00	20%
Weekly Accounts over \$1500.00	30%

*Minimum delivery charge.* For each delivery for which the total charge at above prices is less than \$3.50, a minimum charge not to exceed \$3.50 may be made.

This supplementary service regulation shall become effective on October 29, 1945.

Issued this 24th day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19670; Filed, Oct. 24, 1945; 11:50 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

AMENDMENTS TO REGULATIONS

By virtue of the authority vested in me by R. S. 4405, 40 Stat. 602 and 54 Stat. 163-167 (46 U.S.C. 375, 288, and 526-526f), and Executive Order 9083, dated February 28, 1942 (3 CER. Cum. Supp.), the following amendments to the regulations are prescribed:

Subchapter C—Motorboats and Certain Vessels Propelled by Machinery Other Than by Steam More Than 65 Feet in Length

PART 27—REQUIREMENTS FOR MOTORBOATS AND MOTOR VESSELS OF MORE THAN 15 GROSS TONS CARRYING PASSENGERS FOR HIRE

FIRE EXTINGUISHING EQUIPMENT

Section 27.3-3 *Machinery spaces* is amended by changing the section heading to read as follows:

§ 27.3-3 *Machinery spaces and tank spaces.* \* \* \*

Section 27.3-3 (c) is amended to read as follows:

§ 27.3-3 *Machinery spaces and tank spaces.* \* \* \*

(c) All vessels using fuel having a flash point of 110° F. and lower and all vessels of more than 300 gross tons regardless of the flash point of the fuel used shall

be fitted with an approved carbon dioxide fixed system in the machinery space. In addition all vessels using a fuel having a flash point of 110° F. and lower shall be fitted with an approved carbon dioxide fixed system in the fuel tank space.

The center heading over § 27.4-1 "Carburetor Backfire Flame Arrestor" is deleted and the following is substituted therefor:

**INSTALLATION REQUIREMENTS FOR VESSELS USING LIQUID FUELS STORED AT ATMOSPHERIC PRESSURE AND TEMPERATURE AND HAVING FLASH POINTS OF 110° F. OR LOWER**

Section 27.4-1 *Where required* is deleted and new §§ 27.4-1 to 27.4-4 inclusive are substituted therefor, reading as follows:

§ 27.4-1 *Machinery and exhaust pipe.* All installations shall be of marine type engines designed for rugged service. The following requirements shall govern all installations and be effective on new vessels or vessels converted to passenger service for the first time, construction of which is commenced on or after December 1, 1945, and to all existing vessels in so far as practicable:

(a) *Drip collectors under carburetors.* All carburetors, except the down draft type, shall have integral therewith or properly connected thereto, a drip collector of adequate capacity which shall be so arranged as to permit ready removal of fuel leakage and to prevent such leakage from reaching the bilge. Drip collectors shall be covered with flame screens.

(b) *Backfire flame arrestors.* All carburetors of every engine installed on all motorboats and motor vessels after April 25, 1940, shall be fitted with approved backfire flame arrestors and air intakes shall be so directed that backfire cannot blow down into the bilge.

(c) *Exhaust manifold.* The exhaust manifold shall either be water jacketed and cooled by discharge from a pump which operates whenever the engine is running or woodwork within 9 inches shall be protected by ½-inch asbestos board covered with not less than #22 USSG galvanized sheet iron or non-ferrous metal. A dead air space of ¼ inch shall be left between the protecting asbestos and the wood, and a clearance of not less than 2 inches maintained between the manifold and the surface of such protection.

(d) *Exhaust pipe.* The exhaust pipe shall be gas tight and the installation shall comply with one of the following requirements:

(1) All of the engine cooling water shall be discharged through the exhaust pipe and this water shall enter the exhaust pipe at a point as near to the manifold as practicable.

(2) A length of not less than 12 diameters of the exhaust pipe adjacent to the manifold shall be water jacketed and cooled in the same manner as the manifold. The remainder of the pipe shall be kept clear of internal woodwork at least 1½ inches.

(3) Woodwork within 6 inches of any part of the exhaust pipe shall be pro-

ected by ½ inch asbestos board covered with not less than #22 USSG galvanized sheet iron or non-ferrous metal. A dead air space of ¼ inch shall be left between the protecting asbestos and the wood, and a clearance of not less than ½ of its diameter shall be maintained between the pipe and the surface of such protection.

In all of the above cases the exhaust pipe shall be properly supported by non-combustible hangers or blocks and protective gratings shall be provided at such locations where persons or gear might come in contact therewith. Arrangements shall be made to provide access to the exhaust pipe throughout its length.

(e) *Exhaust pipe bends, packing at bulkheads.* Where exhaust lines pass through watertight bulkheads, non-combustible packings shall be installed. Exhaust piping shall be led to the point of escape without traps and with a minimum number of bends and elbows. 90° elbows or bends of less than 5 diameters radius are not permitted.

(f) *Flexible exhaust pipe.* Where flexibility is desirable a section of flexible metallic hose, or suitably reinforced rubber pipe, may be used in the exhaust line.

§ 27.4-2 *Fuel tanks and piping.* The following requirements shall govern all fuel tank and piping installations and be effective on new vessels or vessels converted to passenger service for the first time, construction of which is commenced on or after December 1, 1945, and to all existing vessels in so far as practicable:

(a) *Fuel tanks, location.* Fuel tanks shall be located in watertight compartments separate from but adjacent to the engine room, and accessible for exterior examination. The fuel tank installation shall be such that the tank or tanks may be lifted for periodic examinations.

(b) *Portable fuel tanks.* Portable fuel tanks are not permitted.

(c) *Construction of fuel tanks.* Construction of fuel tanks shall comply with the following:

(1) Materials shall consist of copper of thickness not less than #18 USSG or of iron or steel of thickness not less than #14 USSG. Non-corrosive alloys or other non-ferrous metals may be used subject to approval. Steel or iron tanks shall be galvanized both inside and outside by the hot dipped process after completion.

(2) Seams of fuel tanks shall be riveted, welded, or brazed, except that rolled and soldered joints may be used on small tanks of 20 gallons or less capacity provided the solder has a melting point of not less than 450° F.

(3) Tanks shall be designed with a factor of safety of not less than 4 based on the test head. Tanks shall be tested by static head above tank top of 10 feet of water without showing leakage or permanent deformation.

(4) Swash plates of the same material as the tank shall be fitted where necessary.

(5) Gauge glasses or try cocks are prohibited.

(d) *Outlets and drains.* Outlets in fuel lines for drawing loose gasoline for any purpose are prohibited. Drains or any openings in the bottom of fuel tanks are prohibited.

(e) *Connections at tank, fuel suction.* All outlets shall pass through the top of fuel tanks and connections shall be fitted into spuds. These spuds shall either be riveted and soldered, welded, or brazed to the tank. Fuel suction lines shall run inside to near the bottom of the tank.

(f) *Filling pipes and sounding tubes.* Filling pipes and sounding tubes shall be so arranged that vapors or possible overflow when filling cannot escape to the inside of the hull but will run overboard. A pipe made tight to the tank and to the filling plate on deck clear of any coamings, etc., meets this requirement. Filling and sounding pipes shall extend to within ½ their diameter from the bottom of the tank or from the surface of the striling plate in case of a sounding pipe. A flame screen of non-corrodible wire mesh shall be fitted in the throat of the full pipe. Sounding tubes shall be kept closed at all times except during the act of sounding.

(g) *Vent pipes.* The net area of the vent pipe shall equal that of the fill pipe. Two vents or reliefs having a combined area equivalent to that specified above may be used in place of a single vent. Terminations of vent pipes shall be at least two feet above the deck and not less than three feet from any opening into living quarters or other below deck space. These terminations shall be fitted with flame screens.

(h) *Flame screens.* The term "flame screen" as used in paragraphs (f) and (g) means a single screen of corrosion resistant wire of at least 30 x 30 mesh, or two screens, both of corrosion resistant wire of at least 20 x 20 mesh, spaced not less than ½ inch nor more than 1½ inches apart.

(i) *Auxiliary feeds.* Auxiliary machinery shall either be supplied by branches from the main fuel line or from auxiliary fuel tanks which shall also meet the requirements previously outlined for main fuel tanks regarding location, construction, outlets, fill pipes, and vent pipes.

(j) *Shut-off valves.* A shut-off valve shall be installed in the fuel line as close to each tank as practicable and one as close to each carburetor as practicable. Arrangements shall be provided for operating all shut-off valves from outside the compartments in which they are located, preferably from on deck. The operating gear for the shut-off valves shall be accessible and in efficient working condition at all times. In addition a heat actuated device shall be located in the fuel line near the tank to automatically shut off the fuel supply in event of fire.

(k) *Strainers.* A suitable twin strainer shall be fitted in the fuel suction line within the engine compartment and this strainer shall be supported to take its weight off the line. Strainers shall be of the type opening on top for cleaning screens. A drip pan shall be fitted under the strainer.

(l) *Materials, sizes, and workmanship of piping, valves and fittings.* (1) Seam-

less drawn annealed copper tubing or iron pipe size copper pipe shall be used for all fuel lines. They shall be run in sight whenever practicable, protected from mechanical injury, and effectively secured against vibration by neat fitting soft non-ferrous metal clips with no sharp edges in contact with tubing. Where passing through steel decks or bulkheads, fuel lines shall be protected by close fitting ferrules of non-abrasive material or stuffing boxes. A short length of suitable flexible tubing or a loop of copper tubing shall be installed in the fuel line at or near the carburetor to prevent damage by vibration.

(2) Tubing wall thicknesses shall be not less than the following:

Outside diameter of tubing	Thickness	
	B. W. G.	Inches
$\frac{3}{8}$ , $\frac{7}{16}$ , $\frac{1}{2}$ .....	#21	0.032
$\frac{5}{16}$ , $\frac{3}{8}$ .....	#20	.035
$\frac{7}{16}$ , $\frac{1}{2}$ .....	#19	.042

(3) Tube fittings shall be of non-ferrous drawn or forged metal and of the flared type and at least equal to the "S. A. E." Standard Practice Code for Refrigeration and Marine." Tubing shall be cut square and truly flared by tools designed for these purposes. Tube ends shall be annealed before flaring. Pipe fittings shall be of non-ferrous metal standard pipe threaded. Pipe thread joints shall be made tight with a suitable compound.

(4) Valves for fuel line shall be of non-ferrous metal of the union bonnet type with ground seats and they shall be installed to close against the flow. Cocks of any type are not permitted for use in fuel lines.

§ 27.4-3 *Bulkheads.* Machinery and fuel tank spaces shall be separated from accommodation spaces and from each other by vapor tight bulkheads (double diagonal wood, plywood, steel plate, or equivalent construction). These bulkheads shall extend completely to the bottom of the vessel and shall be effectively secured to the frames or the vessel's hull so as to efficiently seal off engine room and tank space bilges from accommodation spaces. These requirements shall be effective on new vessels or vessels converted to passenger service for the first time, construction of which is commenced on or after December 1, 1945, and to all existing vessels in so far as practicable.

§ 27.4-4 *Ventilation.* Every compartment in which an engine or fuel tanks are fitted shall be provided with adequate inlet ventilation ducts and induced exhaust blowers in accordance with these regulations. The following ventilation requirements shall govern all installations and be effective on new vessels or vessels converted to passenger service for the first time, construction of which is commenced on or after December 1, 1945, and to all existing vessels in so far as practicable:

(a) Requirements for power operated exhaust blowers shall be as follows:

*Size and Space Ventilated and Maximum Time for Complete Air Change*

	Minutes
Less than 500 cu. ft.....	2
500-1,000 cu. ft.....	3
1,000-1,500 cu. ft.....	4
Over 1,500 cu. ft.....	5

Exhaust blower motors shall be outside of the ducts and if mounted in the compartment ventilated the motors shall be of the "explosion proof" types. Blower blades shall be non-sparking with reference to their housing. Exhaust blower switches shall be located outside the compartment ventilated and shall be of the type interlocked with the ignition switch so that the blowers are started before the engine ignition is switched on. A red warning sign at the switch shall state that the blowers shall be operated prior to starting the engines a sufficient period of time to insure one complete air change in the compartments ventilated.

(b) *Size and shape of ducts.* The area of ducts shall be such as to limit air velocity to a maximum of 2,000 feet a minute. Ducts may be of circular, rectangular, oval, or other regular section: *Provided,* That in no case shall one dimension exceed twice the other.

(c) *Location and lead of ducts.* The two inlet ducts shall be located at one end of the compartment and they shall lead to the lowest part of compartment or bilge on each side. Ducts shall lead to the exhauster from the lowest part of compartment or bilge on each side of the compartment at the end opposite from that at which the inlet ducts are fitted.

(d) *Construction of ducts.* Ducts shall be constructed of non-ferrous metal or galvanized ferrous metal not less than #22 USSG, intact and gas tight from end to end and shall be of substantial construction. The ducts shall lead as direct as possible and be properly fastened and supported.

(e) *Cowls, scoops, and screening.* All inlet ducts shall be provided with cowls or scoops having a free area not less than twice the required duct area. When cowls or scoops are screened the mouth area shall be increased to compensate for the area of the screen wire. Dampers shall not be fitted. Cowls or scoops are to be kept open at all times except when the stress of weather is such as to endanger the vessel if these openings are not temporarily closed. Inlet and exhaust openings shall not be located where the natural flow of air is unduly obstructed or adjacent to possible sources of vapor ignition, nor shall they be so located that exhaust air may be taken in the inlet vents.

The center heading over § 27.5-1 "Ventilation" is deleted and the following is substituted therefor:

INSTALLATION REQUIREMENTS FOR VESSELS USING LIQUID FUELS STORED AT ATMOSPHERIC PRESSURE AND TEMPERATURE AND HAVING FLASH POINTS ABOVE 110° F.

Section 27.5-1 *Where required* is deleted and new §§ 27.5-1 to 27.5-5 inclusive are substituted therefor, reading as follows:

§ 27.5-1 *Machinery and exhaust pipe.* All installations shall be of marine type engines designed for rugged service. The following requirements shall govern all installations and be effective on new vessels or vessels converted to passenger service for the first time, construction of which is commenced on or after December 1, 1945, and to all existing vessels in so far as practicable.

(a) *Exhaust pipes.* The requirements of § 27.4-1 (d), (e), (f), and (g) shall apply with the exception that  $\frac{1}{4}$  inch asbestos board is required where  $\frac{1}{8}$  inch thickness is specified.

(b) *Starting torches.* In engines of the semi-Diesel or hot-bulb type, woodwork within three feet of starting torches shall be protected by  $\frac{1}{4}$  inch asbestos board covered with sheet metal and a dead air space of  $\frac{1}{4}$  inch left between the protecting asbestos and the wood

§ 27.5-2 *Fuel tanks and piping.* The following requirements shall govern all fuel tank and piping installations and be effective on new vessels or vessels converted to passenger service for the first time, construction of which is commenced on or after December 1, 1945, and to all existing vessels in so far as practicable:

(a) *Fuel tanks.* Fuel tanks shall be constructed with a factor of safety of 4 based on a test head of 10 feet of water or the highest level to which liquid may rise under service conditions.

(b) *Drip pans.* Tanks shall have drip pans under any draw-off connections.

(c) *Gage glasses.* The use of gage glasses and try cocks is prohibited.

(d) *Fill pipes.* Tank filling pipes shall be tight to the vessel's exterior structure with outside connections for filling hose. Connections shall be blaked off when not in use.

(e) *Vent pipes.* Vent pipes shall be of sizes called for in § 27.4-2 (g).

(f) *Shut-off valves.* A shut-off valve shall be installed in the fuel line as close to each tank as practicable and one as close to each engine fuel pump as practicable.

(g) *Piping.* Fuel delivery piping on engines shall be of seamless steel or annealed seamless brass or copper tubing and tested to not less than one and one-half times the maximum working pressure. Connections shall be made up with ground joints or on continuous-metallic gaskets in counterbores.

§ 27.5-3 *Ventilation.* The following ventilation requirements shall govern all installations and be effective on new vessels or vessels converted to passenger service for the first time, construction of which is commenced on or after December 1, 1945, and to all existing vessels in so far as practicable:

(a) At least two ventilators fitted with cowls or their equivalent for the purpose of properly and efficiently ventilating the bilges of every engine and fuel tank compartment shall be provided.

(b) Motorboats and motor vessels coming under the requirements of this section and so constructed that the greater portion of the bilges under the engine and fuel tanks are open and exposed to the natural atmosphere at all

times are not required to be fitted with ventilators.

§ 27.5-4 *Auxiliaries.* Installations of auxiliary machinery using liquid fuels stored at atmospheric pressure and temperature and having flash points of 110° F. or lower shall comply with all provisions of §§ 27.4-1 to 27.4-4, inclusive.

§ 27.5-5 *Starting.* Machinery on vessels coming under the provisions of this part which use fuels stored at atmospheric pressure and temperatures and having flash points of 110° F. or lower for starting shall comply with the applicable provisions of §§ 27.4-1 to 27.4-4, inclusive.

#### ELECTRICAL INSTALLATIONS

A new § 27.6-1 is added, reading as follows:

§ 27.6-1 *Electrical installations.* The requirements for electric equipment and installation shall be in accordance with the current regulations contained in the general rules and regulations applicable to the waters on which the vessels operate.

#### LICENSED OPERATORS

Section 27.6-1 *Requirements* is redesignated as § 27.7-1 *Requirements.*

#### PART 29—ENFORCEMENT

Section 29.8 (f) is amended to read as follows:

§ 29.8 *Procedure relating to numbering of motorboats.* \* \* \*

(f) Every undocumented vessel that is required to be numbered shall have the number which is awarded painted or attached on each bow. The number shall be in block characters, of good proportion, and not less than three inches in height, reading from left to right and parallel with the waterline, as near the forward end of the bow as legibility of the entire number for surface and aerial identification permits. The number shall be located as high above the waterline as practicable, but in no case less than three inches from the bottom of the numbers to the waterline. The color of the numbers shall contrast with the color of the hull so as to be distinctly visible and legible; i. e., if the hull is light the color of the numbers shall be dark, or if the hull is dark the color of the numbers shall be light.

#### Subchapter J—Rivers: General Rules and Regulations

#### PART 115—LICENSED OFFICERS

Section 115.17 is amended to read as follows:

§ 115.17 *Persons allowed in pilothouse and on navigator's bridge.* (a) Masters and pilots of vessels shall exclude from the pilothouse and navigator's bridge of such vessels while under way all persons not connected with the navigation of the vessel or not engaged in work in those spaces: *Provided,* That inspectors of the Coast Guard, licensed officers of vessels, persons regularly engaged in learning the profession of pilot, officers of the United States Coast Guard, United States Navy, United States Coast and Geodetic Survey, and Engineer Department of the

United States Army, may be allowed in the pilothouse or upon the navigator's bridge upon responsibility of the Officer in Charge.

(b) The master of every vessel carrying passengers and every ferry vessel shall keep three printed copies of this section posted in conspicuous places on such vessel, one of which shall be kept posted in the pilothouse.

(c) The Officers in Charge, Marine Inspection, shall be furnished by Headquarters printed copies of this section for distribution.

Dated: October 23, 1945.

L. T. CHALKER,  
Rear Admiral, U. S. C. G.,  
Acting Commandant.

[F. R. Doc. 45-19044; Filed, Oct. 24, 1945;  
8:53 a. m.]

#### Subchapter D—Tank Vessels

#### PART 37—SPECIFICATIONS FOR LIFESAVING APPLIANCE

#### ELECTRIC WATER LIGHTS

NOTE: The U. S. Coast Guard Specification for Lights (Water): Electric, Floating, Automatic (with Bracket for Mounting), referred to in § 37.9-1 (10 F.R. 10365), has been amended and was filed with the Division of the Federal Register as F.R. Doc. 45-14592 (N. P.) on October 24, 1945, at 9:24 a. m.

#### Chapter III—War Shipping Administration

[G. O. 54]

#### PART 301—GENERAL REGULATIONS

#### REPAIRS AND OTHER WORK ON MERCHANT VESSELS

Rescinding General Order 36 (8 F.R. 10991) and continuing certain functions of the Coordinator for Ship Repair and Conversion.

The Office of the Coordinator for Ship Repair and Conversion was created by the Navy Department and the United States Maritime Commission on June 12, 1941, for the purpose of more effectively handling the repair and conversion of all ships carried out in the private shipyards of the United States. For the reasons set forth therein, War Shipping Administration General Order 36 was issued on August 5, 1943, by the Administrator, War Shipping Administration, successor to the repair functions of the Maritime Commission, to further the intent and purpose of the Coordinator's Office, namely, the full utilization of repair facilities of the United States in prosecuting the war to a successful conclusion. It now appears that the regulations covering repairs and other work on merchant vessels contained in General Order 36 no longer are required to further the intent and purpose of the Coordinator's Office.

Accordingly, effective October 31, 1945, I hereby revoke General Order 36 and promulgate the following:

§ 301.101 *Office of the Coordinator for Ship Repair and Conversion.* The Office

of the Coordinator for Ship Repair and Conversion will continue for the purpose of maintaining appropriate records of the available facilities and capacities of the various shipyards and the work in progress and the work to be done and will be prepared to consult with and make recommendations to the Maintenance and Repair representatives and to agents of the War Shipping Administration on questions arising out of the conflict of priorities, temporary congestion or other conditions and to report to the Administrator concerning such matters and the conditions under which work is awarded to repair yards.

§ 301.102 *Information to be furnished Coordinator.* The Office of the Coordinator may continue to call upon the Maintenance and Repair organization of the War Shipping Administration, and upon shipyards and ship repair plants for any information relative thereto as provided in the act of May 2, 1941 (Public Law 46, 77th Cong., 55 Stat. 148).

§ 301.103 *Division of Maintenance and Repair Liaison with Army and Navy.* Local Maintenance and Repair representatives of the War Shipping Administration will maintain local consultation groups or committees with Maintenance and Repair representatives of the Army and Navy for the purpose of mutual consultation and disposition of problems, particularly those which may arise out of the conflict of priorities, temporary congestion, or other conditions.

§ 301.104 *Use of records of Coordinator's Office.* Information and records of the Coordinator's Office will be made available to the local groups or committees described in § 301.103, as required.

(E.O. 9054, 3 CFR, Cum. Supp.)

[SEAL]

E. S. LAND,  
Administrator.

OCTOBER 23, 1945.

[F. R. Doc. 45-19035; Filed, Oct. 24, 1945;  
11:44 a. m.]

#### TITLE 50—WILDLIFE

#### Chapter I—Fish and Wildlife Service

#### PART 29—PLAINS REGION NATIONAL WILDLIFE REFUGES

#### ARROWWOOD NATIONAL WILDLIFE REFUGE, N. DAK.; HUNTING REGULATIONS

Under authority of section 84 of the act of March 4, 1909 (35 Stat. 1104; 18 U.S.C. 145), as amended, and § 12.9 of the regulations for the Administration of National Wildlife Refuges dated December 19, 1940 (5 F.R. 5284, as amended), the following is ordered:

§ 29.28a *Arrowwood National Wildlife Refuge, North Dakota; hunting.* Deer may be taken, with bow and arrow only, during the regular open season prescribed by the State Department of Game and Fish for the hunting of deer, on all of the lands of the Arrowhead National Wildlife Refuge, North Dakota. Not more than 35 deer shall be taken in any one year under this section.

Entry on and use of the refuge for any purpose is covered by the regulations for the Administration of National Wildlife Refuges dated December 19, 1940 (5 F.R. 5284), as amended, and strict compliance therewith is required. Hunters must follow such routes of travel within the refuge as are designated by posting. In addition all hunters must comply with State hunting laws and regulations and must have on their person and exhibit at the request of any authorized Federal or State officer whatever license or licenses as may be required by such laws and regulations.

Dated: Oct. 19, 1945.

WARD T. BOWER,  
Acting Director.

[F. R. Doc. 45-19646; Filed, Oct. 24, 1945;  
9:43 a. m.]

### Notices

#### DEPARTMENT OF THE INTERIOR.

##### General Land Office.

[Misc. 2066177]

##### ARIZONA

#### ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

OCTOBER 1, 1945.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315g), the following described lands have been reconveyed to the United States:

##### Gila and Salt River Meridian

- T. 3 N., R. 4 W.,  
Sec. 16, E $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ .  
T. 2 N., R. 7 W.,  
Sec. 32, SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ .  
T. 2 N., R. 11 W.,  
Sec. 36, E $\frac{1}{2}$ SE $\frac{1}{4}$ .

The area described contains 440 acres.

At 10:00 a. m. on the 63d day from the date on which this order is signed, these lands, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such

90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L.D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

FRED W. JOHNSON,  
Commissioner.

[F. R. Doc. 45-19645; Filed, Oct. 24, 1945;  
9:43 a. m.]

#### Solid Fuels Administration for War.

[SFAW Suspension Orders 2, 3, 5, 6 and 7,  
Revocation]

ADLEE FUEL SERVICE, INC., ET AL.

#### RESCISSION OF SUSPENSION ORDERS

Because of the revocation of SFAW regulations which govern the distribution of anthracite, it is appropriate to revoke suspension orders previously issued which prohibit certain retail dealers who had violated the regulations from distributing the regulated sizes of anthracite. Accordingly, pursuant to Executive Order No. 9332 (8 F.R. 5355) each of the following suspension orders is hereby revoked:

Suspension Order 2, issued May 23, 1945, against Adlee Fuel Service, Inc., 100 Oak Street, Mt. Vernon, New York.

Suspension Order 3, issued May 24, 1945, against Anthony Cannata, d. b. a. Acme Coal Company, 257 E. 142 Street, New York, New York.

Suspension Order 5, issued August 24, 1945, against Bennie Galumbeck, d. b. a. Flatbush Coal & Oil Company, 2036 McDonald Avenue, Brooklyn, New York.

Suspension Order 6, issued September 5, 1945, against Thomas and Edward Walker, d. b. a. Walker Ice and Coal Company, 1429 North American Street, Philadelphia, Pennsylvania.

Suspension Order 7, issued September 5, 1945, against Joseph Santana, 1513 N. Hancock Street, Philadelphia, Pennsylvania.

This order does not affect civil or criminal liabilities incurred by the persons or companies named resulting from violation of SFAW regulations or said suspension orders.

This order shall become effective 12:01 a. m. November 1, 1945.

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

Issued this 22d day of October 1945.

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

[F. R. Doc. 45-18654; Filed, Oct. 24, 1945;  
10:38 a. m.]

#### DEPARTMENT OF AGRICULTURE.

##### Production and Marketing Administration.

[Docket No. AO 33-A 10]

##### FORT WAYNE, IND., MARKETING AREA

##### NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to tentatively approved marketing agreement and order regulating the handling of milk in the Fort Wayne, Indiana, marketing area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 1940 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR Cum. Supp. 900.1 et seq., 10 F.R. 11791), notice is hereby given of a hearing to be held in the Indiana Hotel, Fort Wayne, Indiana, beginning at 9:30 a. m., C. s. t., November 2, 1945, with respect to proposed amendments to the tentatively approved marketing agreement and order, as amended, regulating the handling of milk in the Fort Wayne, Indiana, marketing area. These amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the amendments, or any modification thereof, which are hereinafter set forth. The proposed amendments are set forth below.

Amendments proposed by the Wayne Cooperative Milk Producers, Inc.:

1. Delete the proviso in § 932.4 (a) (1) and substitute therefor the following proviso: "Provided, That if the Class I milk price so computed for any delivery period from November 1, 1945, to April 1, 1946, is less than \$3.50, then the Class I price for such delivery period shall be \$3.50."

2. Add the following proviso to § 932.4 (a) (2): "Provided, That if the Class II milk price so computed for any delivery period from November 1, 1945, to April 1, 1946, is less than \$3.15, then the Class II price for such delivery shall be \$3.15."

Amendments proposed by the Dairy Branch, Production and Marketing Administration:

1. Delete § 932.1 (h) and substitute therefor the following: "Secretary means the Secretary of Agriculture of the United States or any officer or employee of the United States who is, or who may hereafter be, authorized to exercise the powers or to perform the duties of the Secretary of Agriculture."

2. Delete the term "War Food Administrator" wherever it appears and substitute therefor the word "Secretary."

3. Make such other changes as are necessary to make other sections of the order conform to the amendments proposed in this notice of hearing.

Copies of this notice of hearing and of the tentatively approved marketing agreement and order, as amended, now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1331 South Building, Washington, D. C., or may be there inspected.

Dated: October 23, 1945.

[SEAL] G. T. PEYTON,  
Acting Assistant Administrator  
for Regulatory and Marketing  
Service Matters.

[F. R. Doc. 45-19659; Filed, Oct. 24, 1945;  
11:06 a. m.]

#### FEDERAL POWER COMMISSION.

[Docket No. IT-5970]

SOUTHWESTERN PUBLIC SERVICE CO.

NOTICE OF APPLICATION

OCTOBER 22, 1945.

Notice is hereby given that on October 19, 1945, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Southwestern Public Service Company ("Applicant"), a corporation organized under the laws of the State of New Mexico, and doing business in the States of Kansas, New Mexico, Oklahoma and Texas with its principal business office at Roswell, New Mexico, seeking an order disclaiming jurisdiction over the transaction, or in the alternative, an order authorizing the merger or consolidation of facilities by the acquisition by Applicant from Robert Johnston of Oklahoma City, Oklahoma, of the electric facilities serving the City of Santa Rosa, New Mexico and vicinity.

Applicant also proposes to acquire the water facilities serving said City and vicinity. The application states that the basic consideration for said electric and water properties is \$147,000, and of this amount, applicant proposes to allocate to the cost of the electric facilities to be acquired the sum of \$115,000. The electric facilities to be acquired by Applicant consist of an electric generating plant located at Santa Rosa, comprising three diesel units with an aggregate capacity of 410 kw, together with 60 kw of hydroelectric capacity; a distribution system serving 433 meters in the City of Santa Rosa and the area adjacent thereto; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should file with the Federal Power Commission, Washington 25, D. C., on or before the 9th day of November, 1945, a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-19647; Filed, Oct. 24, 1945;  
9:43 a. m.]

#### FEDERAL TRADE COMMISSION.

[Docket No. 5343]

MARITIME MILLING CO., INC. AND EVERETT  
L. BOWERS, INC.

ORDER APPOINTING TRIAL EXAMINER AND  
FIXING TIME AND PLACE FOR TAKING  
TESTIMONY.

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22d day of October, A. D., 1945.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

*It is ordered*, That Randolph Preston, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered*, That the taking of testimony in this proceeding begin on Friday, November 2, 1945, at ten o'clock in the forenoon of that day (Eastern Standard Time), in Room 410, Post Office Building, Buffalo, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-10661; Filed, Oct. 24, 1945;  
11:27 a. m.]

[Docket No. 5352]

SCHUTTE LABORATORIES AND SCHUTTE CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C. on the 22d day of October, A. D., 1945.

In the matter of Charles W. Schutte and Janet M. Schutte, copartners, trading as Schutte Laboratories and Schutte Co.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

*It is ordered*, That Randolph Preston, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered*, That the taking of testimony in this proceeding begin on Tuesday, October 30, 1945, at ten o'clock in the morning of that day (Eastern Standard Time), in Room 3, Federal Building, Beaver Falls, Pennsylvania.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-18662; Filed, Oct. 24, 1945;  
11:27 a. m.]

#### INTERSTATE COMMERCE COMMISSION.

[S. O. 359]

UNLOADING OF MERCHANDISE AT NORFOLK,  
VA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 22nd day of October, A. D. 1945.

It appearing, that numerous cars containing tobacco, iron and steel articles, comforters, tires and poles, at Norfolk, Virginia, on the Chesapeake and Ohio Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

*Merchandise at Norfolk, Virginia, be unloaded.* (a) The Chesapeake and Ohio Railway Company, its agents or employees shall unload forthwith the following cars now on hand at Norfolk, Virginia:

TOBACCO

TOBACCO—continued

COMFORTERS

Car initial and No.	ODT Permit No.
CS 12694	CE 770802G
GMO 58224	CE 770802G
PA 57450	CE 770802G
ATSF 143054	CE 770802G
ERIE 76169	CE 770802G
NYC 278275	CE 770802G
NYC 118992	CE 770802G
NYC 151527	CE 770802G
UP 471254	CE 770802G
NP 14449	CE 770802G
PA 103255	CE 770802G
SOO 34482	CE 770802G
MILW 595368	CE 770802G
MP 47979	CE 770802G
GN 48327	CE 770802G
PA 93225	CE 770802G
L&N 95042	CE 770802G
CNW 65220	CE 770802G
NW 50981	CE 770802G
CNW 79346	CE 770802G
MP 93447	CE 770802G
NP 27232	CE 770802G
TNO 53277	CE 770802G
GN 25561	CE 770804G
WM 23671	CE 770802G
ACL 27873	CE 770804G
PA 502577	CE 770802G
SOU 14199	CE 770802G
BAR 65170	CE 770803G
MP 42673	CE 770803G
NYC 114912	CE 770803G
SOU 20720	CE 770803G
ACL 43028	CE 770803G
PM 71937	CE 770803G
ACL 43751	CE 770803G
PLE 36302	CE 770802G
CNW 144144	CE 770804G
IC 13376	CE 770804G
NYC 155105	CE 770804G
ERIE 77522	CE 770804G
NP 22425	CE 770804G
PA 51351	CE 770804G
PA 41063	CE 770804G
CP 242760	CE 770802G
WM 27621	CE 770805G
BM 73054	CE 770805G
PA 83871	CE 770805G
SOU 375096	CE 770805G
B&O 267002	CE 770805G
GN 52321	CE 770805G
PA 120336	CE 770805G
SOU 32243	CE 770803G
NP 27850	CE 400122G
SOU 12469	CE 770805G
RDG 100550	Not shown.
L&N 9399	KE 403006K
CP 176711	KE 403003K
NYC 154930	KE 403003K
PA 572233	KE 403003K
PA 55939	KE 403003K
NYC 106345	KE 403003K
B&O 274257	KE 403003K
TP 60176	KE 403003K
NYC 123781	KE 403003K
NW 41399	KE 403003K
UP 183046	KE 403003K
WLE 24494	KE 403003Y
IC 11916	KE 403003Y
NP 16934	KE 403003Y
NP 34058	KE 403003Y
ACL 20176	KE 403003Y
ERIE 76055	KE 403003Y
PA 46622	JE 410103F
SOU 13035	JE 410103F
SP 69744	JE 410103F
DTI 17850	JE 410103F
NYC 277341	CE 770802G
SOO 40690	CE 770802G
SOU 34726	CE 770805G
IC 28871	CE 770805G
NOTM 3694	CE 770803G
NP 12498	CE 770805G
SOU 272020	CE 770805G
IHB 10631	CE 770805G
MEC 35737	CE 770803G
ESW 32448	CE 770805G
DTI 17054	CE 770805G
ACL 18209	Not shown.

Car initial and No.	ODT Permit No.
NP 33047	Not shown.
WAB 81304	KE 403003K
IC 10522	KE 403003K
SOU 13551	KE 403004K
PA 67837	KE 403003K
SAL 29044	KE 403003K
NYC-108754	KE 403003K
NH 31965	KE 403004K
CBQ 34377	KE 403003K
CBQ 31687	KE 403003K
NYC 113825	KE 403003K
NCSTL 18364	KE 403004Y
SAL 29208	KE 403003Y
WAB 19017	KE 403003Y
MILW 700657	KE 403003Y
NYC 68469	KE 403003Y
NP 10793	KE 403004Y
CBQ 119763	JE 410103F
AA 90011	JE 410103F
TC 7753	JE 410103F
PM 88682	JE 410103F
PA 122949	JE 410103F

IRON AND STEEL ARTICLES

C&O 43963	PE 413007E
PA 315593	PE 389002Y
B&O 257670	PE 389002Y
FLE 40965	PE 399002Y
B&O 259582	PE 409002Y
PA 860089	PE 409002Y
PA 304052	PE 409002Y
NYC 751435	PE 409002Y
NKP 71715	PE 409007Y
SLSF 50255	PE 409007Y
CRP 1300	PE 409007Y
B&O 261327	PE 409012Y
PLE 40002	PE 409012Y
B&O 260593	PE 409012Y
PA 347450	PE 409012Y
PLE 41324	PE 389004Y
PA 315264	PE 409003Y
PA 352282	PE 409003Y
IC 97209	PE 409007Y
EJE 91655	PE 409007Y
PA 440210	PE 409003Y
BLE 16292	PE 409007Y
NYC 630259	PE 389001Y
B&O 252905	PE 389001Y
B&O 258405	PE 399003Y
PA 316467	PE 409002Y
B&O 450627	PE 409002Y
PA 305656	PE 409002Y
WLE 53380	PE 409002Y
NYC 621604	PE 409002Y
CNJ 86751	PE 409007Y
PA 361524	PE 409003Y
CRP 1645	PE 409007Y
PA 439112	PE 409012Y
NYC 711331	PE 409012Y
NYC 711551	PE 409012Y
B&O 260268	PE 409012Y
NW 90797	PE 409007Y
PA 439807	PE 409003Y
PA 352010	PE 409003Y
BS 5524	PE 409007Y
SOU 191543	PE 409007Y
RDG 26801	PE 409007Y
NYC 710053	PE 409012Y
PLE 40180	PE 399002Y
MILW 80167	PE 409007Y
BH 15520	PE 409008Y
B&O 263295	PE 409010Y
PA 362219	PE 409003Y
L&N 53701	PE 409007Y
LV 31220	PE 409007Y
MP 22618	PE 409014Y
N&W 91843	PE 409008Y
CNJ 88584	PE 409007Y
NYC 639953	PE 399002Y
RDG 20498	PE 409007Y
MILW 361342	PE 409008Y
PA 750583	PE 409003Y
PA 347718	PE 409003Y
RDG 7406	PE 409007Y
ERIE 14305	PE 409014Y
SOU 176621	PE 409008Y
ERIE 45567	PE 409014Y
CNJ 88592	PE 409008Y

Car initial and No.	ODT Permit No.
C&O 9127	PE 413008F
SP 15886	PE 413008F
SP 30068	PE 413007F
C&O 13128	PE 413008F
NYC 102331	PE 413003F
C&O 14029	PE 413007F

POLES

L&N 57625	PE 383017F
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TIRES

GTW 470365	PE 413009F
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(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads have been completely unloaded in compliance with the requirements of paragraph (a). Upon the unloading and receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 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 immediately, and that a copy of this order and direction shall be served upon The Chesapeake and Ohio Railway Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-19660; Filed, Oct. 24, 1945; 11:10 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 591, Order 70]

KING-CHIPPEWA Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 519, it is ordered:

(a) *Manufacturers maximum prices.*

(1) The maximum list prices, f. o. b. point of shipment, for sales by the King-Chippewa Company of St. Louis, Missouri, of its Pultite Storm Sash Fastener—1½" x 1" x ¾" Stamped Steel with Cadmium Plating and as described in the application dated September 14, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:—\$1.80 per dozen with screws and nails.

(2) The maximum list prices set forth in (a) (1) above shall be subject to the following functional discounts:

	Percent
On sales to jobbers	50
On sales to jobbers who drop-ship	40-10
On sales to retailers	33½

(b) *Jobbers maximum prices*—(1) *On sales to retailers.* The maximum net price, f. o. b. point of shipment, for sales of the Pultite Storm Sash Fastener manufactured by the King-Chippewa Company, shall be \$1.20 per dozen with screws and nails.

(2) *On sales to consumers.* The maximum net price for sales of the Pultite Storm Sash Fastener manufactured by the King-Chippewa Company shall be: 15¢ each with screws and nails.

(c) *Retailers maximum prices.* The maximum net prices for sales by retailers to any person of the Pultite Storm Sash Fastener manufactured by the King-Chippewa Company of St. Louis, Missouri, shall be: 15¢ each with screws and nails.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended, or rendered or would have extended, or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except retailers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except retailers, upon resale.

(f) The King-Chippewa Company of St. Louis, Missouri, shall print on the container containing the Pultite Storm Sash Fastener priced by this order the following.

OPA Maximum retail price 15 cents each with screws and nails.

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

This order shall become effective October 24, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19638; Filed, Oct. 23, 1945; 3:36 p. m.]

[MPR 591, Order 71]

FORREST MFG. Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, f. o. b. point of manufacture, for sales by any person of the following brass anti-syphon tank flush valve manufactured by the Forrest Manufacturing Company, shall be:

(1) On sales to consumers: Model No. ATFV-1 brass anti-syphon tank flush valves—\$2.20 each

(2) On sales to plumbing and heating contractors, installers, commercial and industrial users: Model No. ATFV-1 brass anti-syphon tank flush valve—\$1.65 each

No. 210—4

(3) On sales to plumbing and heating jobbers: Model No. ATFV-1 brass anti-syphon tank flush valve—\$1.20 each

(b) The maximum prices specified in (a) above shall be subject to discounts, allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller, except on sales to consumer, shall notify each of its purchasers at or before the time of the first invoice of the maximum price established by this order for sales to such purchasers and the maximum resale prices established for such purchasers, except retailers.

(e) The Forrest Manufacturing Company shall attach a tag to the commodity covered by this order and shall print in a conspicuous place on the tag the maximum price to consumers established by this order and shall identify such price as the maximum price to the consumer.

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

This order shall become effective October 24, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19639; Filed, Oct. 23, 1945; 3:30 p. m.]

[SO 119, Order 4]

THE SESSIONS CLOCK 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 sections 13 and 14 of Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* The Sessions Clock Company, Forrestville, Connecticut, may increase its maximum prices to all classes of purchasers of the electric clocks and the electric clock fitups which it manufactures by 16%.

(b) *Maximum prices of purchasers for resale.* This paragraph sets forth the methods by which persons purchasing the electric clocks referred to in paragraph (a) shall determine their maximum resale prices:

(1) If the purchaser for resale has already established his maximum prices under the General Maximum Price Regulation for his resales of these articles prior to the issuance of this order, he may increase such maximum prices by 16 percent.

(2) If the purchaser for resale has not established his maximum prices for

these clocks under the General Maximum Price Regulation, he shall proceed to do so, and may increase the maximum prices established under § 1499.2 of that regulation by 16 percent. However, if the applicable pricing provision of the General Maximum Price Regulation is § 1499.3 (a) which requires his maximum prices to be determined on the basis of cost, the reseller shall use the actual invoice price to him as his cost, and the price so computed shall not be increased in any amount. Ceiling prices which will be established under § 1499.3 (c) of that regulation, if that is the applicable pricing provision will be based upon the supplier's prices as adjusted by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Effective date.* This order shall become effective on October 24, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19640; Filed, Oct. 23, 1945; 3:32 p. m.]

[SO 119, Order 5]

THE LUX CLOCK MFG. Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 13 and 14 of Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* The Lux Clock Manufacturing Company, Waterbury, Connecticut, may increase its maximum prices to all classes of purchasers of the spring powered clocks which it manufactures by 17.2 percent.

(b) *Maximum prices of purchasers for resale.* This paragraph sets forth the methods by which persons purchasing the spring powered clocks referred to in paragraph (a) shall determine their maximum resale prices:

(1) If the purchaser for resale has already established his maximum prices under the General Maximum Price Regulation for his resales of these articles prior to the issuance of this order, he may increase such maximum prices by 17.2 percent.

(2) If the purchaser for resale has not established his maximum prices for these clocks under the General Maximum Price Regulation, he shall proceed to do so, and may increase the maximum

prices established under § 1499.2 of that regulation by 17.2 per cent. However, if the applicable pricing provision of the General Maximum Price Regulation is § 1499.3 (a) which requires his maximum prices to be determined on the basis of cost, the reseller shall use the actual invoice price to him as his cost, and the price so computed shall not be increased in any amount. Ceiling prices which will be established under § 1499.3 (c) of that regulation, if that is the applicable pricing provision will be based upon the supplier's prices as adjusted by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

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

(f) *Effective date.* This order shall become effective on October 24, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19641; Filed, Oct. 23, 1945;  
3:32 p. m.]

[SO 133, Order 3]

PENNSYLVANIA SAW CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, It is ordered:

(a) *Manufacturer's maximum prices.* Pennsylvania Saw Company of 810 Broad Street, Newark, New Jersey, may sell and deliver the saws, saw parts (except handles) and saw accessories which it manufactures and which are described in its application dated February 15, 1945, at prices no higher than the maximum prices for those articles in effect immediately prior to the issuance of this order plus a charge equal to 6% of each such maximum price.

On all sales other than sales to ultimate consumers, the adjustment charge granted herein may be made and collected only if stated separately on each invoice.

The maximum prices of the manufacturer are subject to its customary terms, discounts, allowances and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* A person who hereafter buys an article covered by this order and resells it in substantially the same form, may

collect from his customer, in addition to his properly established maximum price, and in effect immediately before this order was issued, an adjustment charge in the same amount as the adjustment charge herein authorized and which he pays to his supplier. If he did not have a maximum price in effect for the article at the time this order was issued, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sales under the applicable regulation and order. If the applicable regulation requires the maximum resale price to be computed on the basis of cost, the reseller must find his maximum resale price (not including any permitted adjustment charges) by using as cost his invoice cost less any adjustment charge stated on the invoice as a separate amount.

On all sales other than sales to the ultimate consumer this adjustment charge may be made and collected only if it is separately stated on each invoice. The adjusted price is subject to each seller's customary terms, discounts, and allowances on sales of the same or similar articles.

(c) *Notification.* At the time of or before the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the manufacturer shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(d) *Statement to be submitted to the Office of Price Administration.* The manufacturer shall file a report with the Office of Price Administration, Washington, D. C., as required by section 5 of Supplementary Order No. 133.

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

(f) This order shall become effective on the 24th day of October 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19615; Filed, Oct. 23, 1945;  
3:31 p. m.]

[SO 133, Order 4]

BROWN BROTHERS CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Brown Brothers Company, Gardner, Massachusetts, may add an additional adjustment charge to its maximum prices for sales and deliveries to all classes of purchasers of the articles of wood household furniture which it manufactures and for which it had established maximum prices in effect prior to the effective date of this order. That additional adjustment charge shall be

an amount equal to 7.4 per cent of the previously established maximum price as adjusted by paragraph (d) of Order No. 1052 under Maximum Price Regulation No. 188. This additional adjustment charge may be made and collected only if it is separately stated on each invoice. The adjusted maximum prices are f. o. b. Gardner, Massachusetts, subject to a cash discount of 5 per cent for payment within 30 days, net 60 days, and in all other respects 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 of purchasers for resale.* A person who hereafter buys an article covered by this order and resells it in substantially the same form, may collect from his customers, in addition to his properly established maximum price in effect immediately before this order was issued, an adjustment charge in the same amount as the additional adjustment charge herein authorized for and which he pays to his supplier. If he did not have a maximum price in effect for the article at the time this order was issued, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sales under the applicable regulation. If the applicable regulation requires the maximum resale price to be computed on the basis of cost, the reseller must find his maximum resale price (not including the permitted adjustment charge) by using as cost his invoice cost less any adjustment charge stated on the invoice as a separate amount.

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 each seller's customary terms, discounts, allowances and other price differentials in effect during March 1942 on sales to each class of purchaser. The adjustment charge authorized in this paragraph (b) is in addition to any adjustment charge permitted for wholesalers by Order No. 1052 under Maximum Price Regulation No. 188.

(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, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established by paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form, and is in addition to any notice required by paragraphs (d) or (e) of Order No. 1052 of Maximum Price Regulation No. 188.

(d) *Report to be filed.* The manufacturer shall file with the Office of Price Administration, Washington 25, D. C., the report described in section 5 of Supplementary Order 133.

(e) All requests not specifically granted by this order are hereby denied.

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

This order shall become effective on the 24th day of October 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19616; Filed, Oct. 23, 1945;  
3:32 p. m.]

[MPR 116, Order 13]

MAYER CHINA 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 § 1362.59c of Maximum Price Regulation No. 116, it is ordered:

(a) *Manufacturer's maximum prices.* Mayer China Company, Beaver Falls, Pennsylvania, on and after the effective date of this order may sell vitrified hotel chinaware of its manufacture to dealers, and industrial and commercial users at prices no higher than its maximum prices to each class of purchaser in effect immediately prior to the effective date of this order, plus an adjustment charge of 4.6 percent on each price. These adjustment charges may be made and collected only when the amounts of the adjustments are separately stated on each invoice. The adjusted prices are subject to the manufacturer's customary terms, discounts and allowances in effect during March 1942, on sales to each class of purchaser.

(b) *Maximum prices for resales.* A person who hereafter buys an article covered by this order and resells it in substantially the same form, may collect from his customer, in addition to his properly established maximum prices in effect prior to the issuance of this order, an adjustment charge in the same amount as the adjustment charge herein authorized for and which he pays to his supplier. If such a purchaser did not have an established maximum price for sale of the article prior to the issuance of this order, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sales under the applicable regulation. If the applicable regulation requires maximum resale prices to be computed on the basis of costs, the reseller must find his maximum prices (without the permitted adjustment charge) by using as costs his invoice costs not including any adjustment charges stated on the invoice. However, such adjustments may be made and collected only when separately stated on each invoice. Such adjusted prices are subject to the seller's customary terms, discounts and allowances in effect on the sales of the same or similar articles to each class of purchaser.

(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 showing 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 adjusted maximum prices for resales of the article. This notice may be given in any convenient form,

(d) All requests not specifically granted by this order are hereby denied.

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

This order shall become effective the 24th day of October 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-18613; Filed, Oct. 23, 1945;  
3:31 p. m.]

[MPR 120, Order 1499]

S. J. AZZARA ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120: *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

S. J. AZZARA, 233 PARK AVE., CRENSHAW, PA., S. J. AZZARA LILLY No. 3 MINE, B SEAM, MINE INDEX No. 2540, CAMBRIA COUNTY, PA., SUBDISTRICT 31, RAIL SHIPPING POINT: LILLY, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Price classification.....	A	A	A	A	O
Rail shipment.....	325	310	293	245	220
Railroad locomotive fuel.....	329	323	313	273	243
Truck shipment.....	325	313	293	259	220

M. L. BARTHOLOMEW, R. D. #2, PUNXSUTAWNEY, PA., BARTHOLOMEW No. 6 MINE, E SEAM, MINE INDEX No. 2223, INDIANA COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: ROSSIER, PA., DEEP MINE

	Size group Nos.				
	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipment.....	373	353	333	323	323
Railroad locomotive fuel.....	343	343	333	323	323
Truck shipment.....	353	343	323	323	313

L. T. BRANSON, NEW BETHLEHEM, PA., BRANSON MINE, C AND D CANSEL SEAMS, MINE INDEX No. 2212, ARMY COUNTY, PA., SUBDISTRICT 4, RAIL SHIPPING POINT: HAWTHORN, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Price classification.....	G	G	G	H	H
Rail shipment.....	320	320	315	295	295
Railroad locomotive fuel.....	329	320	320	295	295
Truck shipment.....	325	320	320	315	305

CAMARCO & MILLER, P. O. BOX No. 44, GLEN CAMPBELL, PA., CAMARCO & MILLER No. 4 MINE, B SEAM, MINE INDEX No. 2333, SOMERSET COUNTY, PA., SUBDISTRICT 57, RAIL SHIPPING POINT: STONEYTOWN, PA., STRIP MINE

	Size group Nos.				
	E	E	E	E	E
Price classification.....	E	E	E	E	E
Rail shipment.....	325	325	325	315	315
Railroad locomotive fuel.....	329	320	325	295	295
Truck shipment.....	325	319	319	320	320

This order shall become effective October 24, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19614; Filed, Oct. 23, 1945;  
3:33 p. m.]

[MPR 188, Order 4611]

THE MAYFAIR CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Mayfair Company, 1207 Harney Street, Omaha, Nebr.

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

Article	Model	Maximum prices for sales by any seller to—		
		Industrial, commercial, or institutional users		Users other than industrial, commercial, or institutional
		3 units or more	Less than 3 units	
Commercial hot plate, 200 watts, cast aluminum, white enamel, two-burner.	ADB2100	Each \$12.00	Each \$17.00	Each \$20.00
Commercial hot plate, 100 watts, cast aluminum, single burner, white enamel.	ASB1200	8.03	9.77	11.50
Commercial hot plate, two-burner, aluminum, 150-watt each burner, two switches.	62	8.70	9.66	11.72

These maximum prices are for the articles described in the manufacturer's application dated August 4 and 7, 1945. They do not include Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are net 30 days.

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

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

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail ceiling price filled in:

Order No. 4611

Model No. -----

OPA Ceiling Price to Users Other Than Industrial, Commercial or Institutional Users—\$-----

Do Not Detach or Obliterate

OR

The Mayfair Company

1207 Harney Street

Omaha, Nebraska

Model No. -----

OPA Ceiling Price to Users Other Than Industrial, Commercial or Institutional Users—\$-----

Do Not Detach or Obliterate

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

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

(e) This order shall become effective on the 24th day of October 1945.

- Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19618; Filed, Oct. 23, 1945;  
3:29 p. m.]

[MPR 188, Rev. Order 4088]

FINE ARTS-IN-PLASTIC

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum

Price Regulation No. 188, It is ordered, Order No. 4088 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Fine Arts-In-Plastic, 8008 Eighteenth Avenue, Brooklyn, N. Y.

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

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Table lamp bases.	406 and 407.	Each \$3.83	Each \$4.50	Each \$5.10

These maximum prices are for the articles described in the manufacturer's application dated August 31, 1945.

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

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

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

Model No.-----

OPA Retail Ceiling Price—\$-----

Do Not Detach

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

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

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

(f) This revised order shall become effective on the 24th day of October 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19617; Filed, Oct. 23, 1945;  
3:31 p. m.]

[MPR 188, Order 4612]

ACE TOOL AND DIE WORKS

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Ace Tool and Die Works, 5249 West Harrison Street, Chicago 44, Ill.

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

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesale (Jobbers)	Retailers	Consumers
Plumbers all-purpose flushing gun.....	A	Each \$30	Each \$40	Each \$69

These maximum prices are for the articles described in the manufacturer's application dated June 15, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. The above prices are f. o. b. factory and subject to a cash discount of 2% for payment within ten days, net 30 days.

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

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

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

Model No. A

OPA Retail Ceiling Price—\$60.00 each

Do Not Detach

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

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

(e) This order shall become effective on the 24th day of October 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19619; Filed, Oct. 23, 1945; 3:29 p. m.]

[MPR 188, Order 4615]

COMMERCIAL ART WORKS  
APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Commercial Art Works, 724 Tasker Street, Philadelphia 48, Pa.

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

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Plastic wall lamp frosted and polished with square back.....	200	Each \$2.12	Each \$2.50	Each \$4.10
Plastic wall lamp base without wiring or socket with rounded corners or diamond shaped back, frosted and polished.....	100	1.42	1.67	3.00

These maximum prices are for the articles described in the manufacturer's application dated July 31, 1945.

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

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

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

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

or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces;

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

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

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

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

(f) This order shall become effective on the 24th day of October 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19620; Filed, Oct. 23, 1945; 3:30 p. m.]

[MPR 254, Order 5]

THE HIGH STANDARD MFG. CORP.  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1379.4 of Maximum Price Regulation No. 254, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of three models of Bolt Action Repeater Shotguns manufactured by the High Standard Manufacturing Corporation, 61 Foote Street, New Haven, Conn.

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

Article	Model	Maximum price to—		
		Jobber (excl. tax)	Retailer (incl. tax)	Consumer (incl. tax)
12-gauge shotgun.....	212	12.75	\$17.23	\$20.43
16-gauge shotgun.....	211	12.75	17.23	20.43
20-gauge shotgun.....	213	12.75	17.23	20.43

The above maximum prices are subject to a cash discount of 2% 10 days, and are f. o. b. factory. These maximum prices are for the articles described in the manufacturer's application dated September 22, 1945, with walnut stock and honeycomb recoil pad.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 254 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries on and after the effective date of this order.

(4) The prices established by this order are subject to each seller's customary terms and conditions of sale on sales of similar articles to each class of purchaser. They include the adjustment of maximum prices permitted by § 1379.4a of Maximum Price Regulation No. 254.

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

(c) All provisions of Maximum Price Regulation No. 254 including the tagging provision not inconsistent with the provisions of this order are applicable to the sales of the article for which maximum prices are established by this order.

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

(e) This order shall become effective on the 24th day of October 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19621; Filed, Oct. 23, 1945; 3:31 p. m.]

[MPR 529, Order 235]

NEW YORK KNITTING MILLS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Order 235 under MPR 529. Establishing ceiling prices at retail for certain articles. Docket No. 6062-580-13-259.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 530; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by New York Knitting Mills, Inc., 17-37 Little West 12th St., New York 14, N. Y., having the brand name "Valcuna" and/or "Nynit" and described in the manufacturer's application dated July 19, 1945:

MEN'S SWEATERS		
Style	Manufacturer's selling price	Retail ceiling price
	Per Dozen	Per Unit
100 P.....	\$45.00	\$3.75
210 P.....	43.00	3.58
100 T.....	43.00	3.58
210 T.....	39.00	3.25
100.....	35.00	2.92
100.....	42.00	3.50
100.....	42.00	3.50
100.....	57.00	4.75
100.....	42.00	3.50
Repeater No. 3.....	60.00	5.00
100.....	32.00	2.67
100.....	32.00	2.67
100.....	37.00	3.08
410.....	30.00	2.50
100.....	30.00	2.50
100.....	30.00	2.50
1410.....	75.00	6.25
100.....	75.00	6.25
100.....	75.00	6.25
100.....	75.00	6.25
100.....	75.00	6.25
100.....	34.00	2.83
100.....	45.00	3.75
100.....	60.00	5.00
200 T.....	54.00	4.50
200 P.....	54.00	4.50

GIRL'S SWEATERS

Style	Manufac- turer's selling price	Retail ceiling price
	Per dozen	Per unit
E235	\$35.00	\$4.95
E236	30.00	3.95
E237	30.00	3.95
E238	36.00	4.95
E239	20.00	3.95
E237	30.00	3.95
E235	36.00	4.95
E236	30.00	3.95

INFANT'S SWEATERS—SIZES 1-6

Style	Manufac- turer's selling price	Retail ceiling price
J12252	\$30.00	\$3.95
J12275	30.00	3.95
J2252	22.50	2.95
J2255	22.50	2.95
J2256	30.00	3.95
J2258	22.50	2.95
J2259	36.00	4.95
J2252/2	36.00	4.95
J2252/3	36.00	4.95

BOYS' SWEATERS

Style	Manufac- turer's selling price	Retail ceiling price
02100	\$24.75	\$3.50
2100—Up to and including 36	34.50	4.95
2100—Students	40.50	5.95
21100—Up to and including 36	51.00	6.95
21100—Students	54.00	7.95
2103—Up to and including 36	34.50	4.95
2103—Students	40.50	5.95
2320—Up to and including 36	54.00	7.50
2320—Students	60.00	8.50
2110—Up to and including 36	54.00	7.50
2110—Students	60.00	8.50
2330—Up to and including 36	54.00	7.50
2330—Students	60.00	8.50
2160T	42.00	5.95
2290—Up to and including 36	42.00	5.95
2290—Students	46.50	6.95

WOMEN'S SWEATERS

Style	Manufac- turer's selling price	Retail ceiling price
7235	\$45.00	\$5.95
7236	36.00	4.95
7237	36.00	4.95
1235	45.00	5.95
1236	36.00	4.95
1237	36.00	4.95
6177	36.00	4.95
1235T	42.00	5.95
0280	36.00	4.95
0286VP	42.00	5.95
0125	34.50	4.95
7224	45.00	5.95
7224—Sizes 46 to 54	57.00	7.95
7227	45.00	5.95
1203	45.00	5.95
1203—Sizes 46 to 54	57.00	7.95
1104	45.00	5.95
1104—Sizes 46 to 54	57.00	7.95
1218	51.00	6.95
X1218	54.00	7.95

(Section 13, MPR 580)  
OPA Price—\$-----

On and after January 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to January 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

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

This order shall become effective October 24, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19636; Filed, Oct. 23, 1945; 3:36 p. m.]

[MPR 591, Order 69]

HILL REFRIGERATED PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezer cabinet manufactured by the Hill Refrigerated Products Company of Richmond, Va., and as described in the application dated August 22, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
FR-13—12 cu. ft., ½ hp. condensing unit	\$255	\$306	\$510

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating, when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except retailers including allowable transportation and crating charges.

(f) The Hill Refrigerated Products Company, Richmond, Virginia, shall stencil on the inside of the lid or cover of the freezer cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—\$510.00

Plus freight and crating as provided in Order No. 69 under Maximum Price Regulation No. 591.

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

This order shall become effective October 24, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-19637; Filed, Oct. 23, 1945; 3:30 p. m.]

[MPR 260, Order 1885]

EVANS L. EPPLEY

AUTHORIZATION OF MAXIMUM PRICES

Correction

In Federal Register Document 45-18590, appearing on page 12669 of the issue for Tuesday, October 9, 1945, the tabulated price for "Packing" should read "50".

[RMPR 506, Order 79]

ACORN GLOVE CO. ET AL.

DETERMINATION OF MAXIMUM PRICES

Order No. 79 under section 4 (b) of Revised Maximum Price Regulation 506. Maximum prices for staple work gloves. Granting maximum prices to Acorn Glove Company and other sellers. Docket No. 6062-506-4b-28.

For the reasons set forth in an opinion issued simultaneously herewith; *It is ordered:*

(a) On and after October 24, 1945, Acorn Glove Company, Inc., Palm, Pennsylvania, may sell and deliver to any purchaser, and such purchaser may buy from it, the staple work glove number enumerated in the following table at or below the prices set forth in Column A of this table. Wholesalers who purchase this number from Acorn Glove Company may make "regular sales" at wholesale of such glove, at or below the prices set forth in Column B of the table. Ceiling prices for "special sales" at wholesale shall be determined in accordance

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after December 1, 1945, New York Knitting Mills, Inc., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

with Section 3 (b) of Revised Maximum Price Regulation 506.

Style No.	Glove description	Column A Manufacturer's prices		Column B Wholesalers' prices
		Group I ceiling	Group II ceiling	
		309	Men's cut presser, 13-ounce part wool fancy jersey glove, knit wrist	

(b) The maximum prices authorized in paragraph (a) are subject to the following:

(1) The instructions for manufacturers and wholesalers which preface the tables in Appendix A of RMPR 506, including those relating to the pricing of "seconds."

(2) The provisions in section 4 (a) of RMPR 506 with respect to a manufacturer's "wholesale percentage," and the quota of deliveries which must be made at Group I prices;

(3) The marking and informational requirements of section 6 of RMPR 506. In addition to these requirements, Acorn Glove Company, on all deliveries of the style number listed in paragraph (a), made pursuant to this order, on and after October 24, 1945, must place the letter "S" following the lot number or number or brand name stated on the label, ticket, or other device used to mark the gloves.

(c) The definitions in RMPR 506 shall apply to this order.

(d) Acorn Glove Company must furnish each of its customers, who, on or after October 24, 1945, purchased or purchase the style number listed in paragraph (a) for purposes of resale, a notice in the form set forth below. Acorn Glove Company must also notify each such customer (other than a seller at retail) that he is required in turn to transmit to his customers a copy of the notice set forth below. The notice may be attached to the invoice or may be stamped or printed on the invoice.

This notice is sent to you as required by Order No. 79 under section 4 (b) of Revised Maximum Price Regulation 506 issued by the Office of Price Administration. It lists ceiling prices fixed by OPA for the work glove number enumerated in the table below, manufactured by Acorn Glove Company.

OPA has ruled that Acorn Glove Company may sell this number at or below the prices listed in Column A below, subject to the provisions of section 4 (a) of RMPR 506 with respect to the quota of deliveries which must be made at Group I prices. Wholesalers in turn are authorized to make regular sales at wholesale of this number at or below the prices listed in Column B. Retailers will determine their ceiling prices on this number in accordance with section 2 of RMPR 506.

Style No.	Column A Manufacturer's prices		Column B Wholesalers' prices
	Group I ceiling	Group II ceiling	
	309-S	\$2.90	

You will note that the letter "S" follows the manufacturer's lot number or brand name. This letter indicates that these gloves have been specifically priced by OPA under section 4 (b).

(e) This Order No. 79 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

This order shall become effective October 24, 1945.

Issued this 23d day of October 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Dec. 45-19003; Filed, Oct. 23, 1945; 11:37 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register October 22, 1945.

REGION II

Newark Order 20 and 6-W, covering dry groceries in the Northern New Jersey Area. Filed 9:40 a. m.

Philadelphia Order 6-F, Amendment 59, covering fresh fruits and vegetables in the city and county of Philadelphia, Pennsylvania. Filed 9:41 a. m.

Philadelphia Order 11-F, Amendment 25, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:41 a. m.

Philadelphia Order 12-F, Amendment 25, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:41 a. m.

Wilmington Order P-1, Amendment 8, covering fresh fish and seafood in certain areas in Delaware. Filed 9:37 a. m.

Wilmington Order 4-F, Amendment 57, covering fresh fruits and vegetables in the entire state of Delaware. Filed 9:42 a. m.

REGION III

Cleveland Order 3-F, Amendment 59, covering fresh fruits and vegetables in the Mahoning and Trumbull Counties, Ohio. Filed 9:43 a. m.

Cleveland Order 35, Amendment 1, covering dry groceries in certain areas in Ohio. Filed 9:39 a. m.

REGION IV

Jacksonville Order 14-F, covering fresh fruits and vegetables in the Jacksonville, Florida, Area. Filed 9:42 a. m.

Roanoke Order 13-F, covering fresh fruits and vegetables in the city of Roanoke and other cities, towns, and counties, Virginia. Filed 9:42 a. m.

REGION V

Fort Worth Order 13-F, Amendment 12, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 9:43 a. m.

Fort Worth Order 13-F, Amendment 13, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 9:43 a. m.

Fort Worth Order 13-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:43 a. m.

Fort Worth Order 20-F, Amendment 1, covering fresh fruits and vegetables in Lubbock County, Texas. Filed 9:43 a. m.

Houston Order 4-F, Amendment 12, covering fresh fruits and vegetables in certain areas in Texas. Filed 9:44 a. m.

Houston Order 5-F, Amendment 12, covering fresh fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 9:44 a. m.

Kansas City Order 4-F, Amendment 12, covering fresh fruits and vegetables in certain areas in Kansas and Missouri. Filed 9:44 a. m.

Kansas City Order 5-F, Amendment 1, covering fresh fruits and vegetables in Buchanan County, Missouri. Filed 9:43 a. m.

Kansas City Order 6-F, Amendment 1, covering fresh fruits and vegetables in Greene County, Missouri. Filed 9:44 a. m.

Kansas City Order 5-W and 22, covering dry groceries in certain areas in Kansas. Filed 9:49 a. m.

New Orleans Order 1-O, covering eggs in certain areas in Louisiana. Filed 9:33 a. m.

New Orleans Order 2-O, covering eggs in certain areas in Louisiana. Filed 9:32 a. m.

New Orleans Order 3-O, covering eggs in certain areas in Louisiana. Filed 9:32 a. m.

New Orleans Order 4-O, covering eggs in certain areas in Louisiana. Filed 9:32 a. m.

New Orleans Order 3-W and 27, covering dry groceries in certain areas in Louisiana. Filed 9:33 a. m.

New Orleans Order 23, covering dry groceries in certain areas in Louisiana. Filed 9:33 a. m.

New Orleans Order 4-W and 23, covering dry groceries in certain areas in Louisiana. Filed 9:33 a. m.

New Orleans Order 23-C, covering poultry in certain areas in Louisiana. Filed 9:33 a. m.

New Orleans Order 30, covering dry groceries in certain areas in Louisiana. Filed 9:33 a. m.

New Orleans Order 30-C, covering poultry in certain areas in Louisiana. Filed 9:33 a. m.

Oklahoma City Order 6-W and 16, covering dry groceries in certain areas in Oklahoma. Filed 9:23 a. m.

Oklahoma City Order 6-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Oklahoma. Filed 9:23 a. m.

Oklahoma City Order 8-F, covering fresh fruits and vegetables in certain areas in Oklahoma. Filed 9:22 a. m.

Oklahoma City Order 9-F, covering fresh fruits and vegetables in certain areas in Oklahoma. Filed 9:22 a. m.

St. Louis Order 4-F, Amendment 12, covering fresh fruits and vegetables in the city and county of St. Louis, Missouri. Filed 9:41 a. m.

REGION VI

Fargo-Moorhead Order 39 and Adopting FPR 4, covering dry groceries in certain areas in Minnesota and North Dakota. Filed 9:46 a. m.

Fargo-Moorhead Order 25, covering dry groceries in certain areas in North Dakota. Filed 9:19 a. m.

Fargo-Moorhead Order 36, covering dry groceries in certain areas in North Dakota. Filed 9:19 a. m.

Fargo-Moorhead Order 37, covering dry groceries in certain areas in North Dakota and Minnesota. Filed 9:19 a. m.

Fargo-Moorhead Order 23, covering dry groceries in certain areas in North Dakota and Moorhead, Minnesota. Filed 9:21 a. m.

Stout Falls Order 19, covering dry groceries in certain areas in South Dakota and Minnesota. Filed 9:22 a. m.

Twin Cities Order 1-F, Amendment 53, covering fresh fruits and vegetables in certain areas in Minneapolis and St. Paul. Filed 9:49 a. m.

Twin Cities Order 2-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Minnesota and Superior, Wisconsin. Filed 9:49 a. m.

Twin Cities Order 4-F, Amendment 3, covering fresh fruits and vegetables in Winona, Minnesota. Filed 9:49 a. m.

Twin Cities Order 5-F, Amendment 2, covering fresh fruits and vegetables in Rochester, Minnesota. Filed 9:41 a. m.

REGION VII

Denver Order 4-F, Amendment 18, covering fresh fruits and vegetables in the Denver Area. Filed 9:41 a. m.

Denver Order 5-F, Amendment 18, covering fresh fruits and vegetables in the Pueblo Area. Filed 9:36 a. m.

Denver Order 6-F, Amendment 18, covering fresh fruits and vegetables in the Colorado Springs-Manitou Area. Filed 9:36 a. m.

Denver Order 7-F, Amendment 18, covering fresh fruits and vegetables in the Boulder-Fort Collins-Greeley Area. Filed 9:36 a. m.

Denver Order 82, covering dry groceries in the Denver Area. Filed 9:36 a. m.

Denver Order 83, covering dry groceries in the Colorado Springs-Pueblo-Trinidad Area. Filed 9:36 a. m.

Denver Order 84, covering dry groceries in the Grand Junction Area. Filed 9:37 a. m.

Denver Order 85, covering dry groceries in the Cannon City-Lamar-Rocky Ford-Salida Area. Filed 9:33 a. m.

Denver Order 86, covering dry groceries in the Craig-Leadville Area. Filed 9:34 a. m.

Denver Order 87, covering dry groceries in the Durango Area. Filed 9:34 a. m.

Denver Order 88, covering dry groceries in the Boulder-Ft. Collins, Ft. Morgan-Greeley Area. Filed 9:34 a. m.

Denver Order 89, covering dry groceries in the Burlington-Julesburg-Limon-Sterling Area. Filed 9:35 a. m.

Denver Order 90, covering dry groceries in the Gunnison-Meeker-Silverton Area. Filed 9:35 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-19611; Filed, Oct. 23, 1945;  
3:29 p. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register October 23, 1945.

##### REGION I

Augusta Order 1-W, Amendment 9, covering dry groceries in the state of Maine except Aroostook County. Filed 10:04 a. m.

Augusta Order 2-W, Amendment 1, covering dry groceries. Filed 10:05 a. m.

Augusta Order 3-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Maine. Filed 10:03 a. m.

Augusta Order 4-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Maine. Filed 10:03 a. m.

Augusta Order 5-F, Amendment 18, covering fresh fruits and vegetables in the Bangor and Brewer Areas. Filed 10:04 a. m.

Augusta Order 19, Amendment 1, covering dry groceries. Filed 10:04 a. m.

Montpelier Order 2-F, Amendment 23, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:06 a. m.

Montpelier Order 3-F, Amendment 10, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:06 a. m.

##### REGION II

Baltimore Order 15-W, Amendment 1, covering dry groceries in certain areas in Maryland and Delaware. Filed 10:06 a. m.

Baltimore Order 43, Amendment 1, covering dry groceries in certain areas in Maryland and Delaware. Filed 10:05 a. m.

Baltimore Order 47, Amendment 1, covering dry groceries in certain areas in Maryland and Delaware. Filed 10:06 a. m.

Newark Order 19, covering dry groceries in the Northern New Jersey Area. Filed 10:03 a. m.

##### REGION VII

Albuquerque Order 8-F, Amendment 37, covering fresh fruits and vegetables in the Albuquerque Area. Filed 9:59 a. m.

Albuquerque Order 28-C, Amendment 2, covering poultry in certain counties in New Mexico. Filed 9:59 a. m.

Albuquerque Order 29-C, Amendment 2, covering poultry in certain counties in New Mexico. Filed 9:59 a. m.

Albuquerque Order 30-C, Amendment 2, covering poultry in certain counties in New Mexico. Filed 9:59 a. m.

Albuquerque Order 31-C, Amendment 2, covering poultry in certain counties in New Mexico. Filed 10:00 a. m.

Albuquerque Order 32-C, Amendment 2, covering poultry in certain counties in New Mexico. Filed 10:00 a. m.

Albuquerque Order 33-C, Amendment 2, covering poultry in certain counties in New Mexico. Filed 10:00 a. m.

Albuquerque Order 34-O, covering eggs in certain counties in New Mexico. Filed 9:53 a. m.

Albuquerque Order 34-O, Amendment 1, covering eggs in certain counties in New Mexico. Filed 9:54 a. m.

Albuquerque Order 35-O, covering eggs in certain counties in New Mexico. Filed 9:55 a. m.

Albuquerque Order 35-O, Amendment 1, covering eggs in certain counties in New Mexico. Filed 9:55 a. m.

Albuquerque Order 36-O, covering eggs in certain counties in New Mexico. Filed 9:56 a. m.

Albuquerque Order 36-O, Amendment 1, covering eggs in certain counties in New Mexico. Filed 9:56 a. m.

Albuquerque Order 37-O, covering eggs in certain counties in New Mexico. Filed 9:56 a. m.

Albuquerque Order 37-O, Amendment 1, covering eggs in certain counties in New Mexico. Filed 9:57 a. m.

Albuquerque Order 38-O, covering eggs in certain counties in New Mexico. Filed 9:57 a. m.

Albuquerque Order 38-O, Amendment 1, covering eggs in certain counties in New Mexico. Filed 9:57 a. m.

Albuquerque Order 39-O, covering eggs in certain counties in New Mexico. Filed 9:57 a. m.

Albuquerque Order 39-O, Amendment 1, covering eggs in certain areas in New Mexico. Filed 9:57 a. m.

Albuquerque Order 40-O, covering eggs in certain counties in New Mexico. Filed 9:58 a. m.

Albuquerque Order 40-O, Amendment 1, covering eggs in Union County, New Mexico. Filed 9:58 a. m.

Albuquerque Order 41-O, covering eggs in certain counties in Union, New Mexico. Filed 9:58 a. m.

Albuquerque Order 41-O, Amendment 1, covering eggs in Union County, New Mexico. Filed 9:51 a. m.

Albuquerque Order 46-C, covering poultry in certain counties in New Mexico. Filed 10:00 a. m.

Albuquerque Order 47-C, covering poultry in certain counties in New Mexico. Filed 10:00 a. m.

Albuquerque Order 48-C, covering poultry in certain counties in New Mexico. Filed 9:53 a. m.

Albuquerque Order 49-C, covering poultry in certain counties in New Mexico. Filed 9:53 a. m.

Denver Order 12-W, Amendment 3, covering dry groceries in the Denver Area. Filed 10:02 a. m.

Denver Order 13-W, Amendment 3, covering dry groceries in the Colorado Springs-Pueblo-Trinidad Area. Filed 10:03 a. m.

Denver Order 14-W, Amendment 3, covering dry groceries in the Grand Junction Area. Filed 10:03 a. m.

Denver Order 15-W, Amendment 3, covering dry groceries in the Durango Area. Filed 9:58 a. m.

Denver Order 91, covering dry groceries in the Delta-Montrose-Glenwood Springs Area. Filed 10:00 a. m.

Denver Order 92, covering dry groceries in the Alamosa-Creede-Monte Vista Area. Filed 10:01 a. m.

Denver Order 93, covering dry groceries in certain areas in Denver and Colorado, and Kansas. Filed 10:01 a. m.

Denver Order 94, covering dry groceries in certain areas in Colorado. Filed 10:02 a. m.

Helena Order 108, covering dry groceries in the state of Montana. Filed 10:02 a. m.

Salt Lake City Order 11-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:43 a. m.

Salt Lake City Order 12-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:44 a. m.

Salt Lake City Order 13-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:44 a. m.

##### REGION VIII

Fresno Order 1-F, Amendment 86, covering fresh fruits and vegetables in Fresno, California. Filed 9:50 a. m.

Fresno Order 2-F, Amendment 74, covering fresh fruits and vegetables in Modesto, California. Filed 9:50 a. m.

Fresno Order 3-F, Amendment 71, covering fresh fruits and vegetables in certain areas in California. Filed 9:51 a. m.

Fresno Order 4-F, Amendment 46, covering fresh fruits and vegetables in certain areas in California. Filed 9:51 a. m.

Fresno Order 6-F, Amendment 57, covering fresh fruits and vegetables in certain areas in California. Filed 9:51 a. m.

Fresno Order 7-F, Amendment 38, covering fresh fruits and vegetables in Merced, California. Filed 9:51 a. m.

Nevada Order 11-F, Amendment 7, covering fresh fruits and vegetables in the Reno and Sparks Area. Filed 9:52 a. m.

Nevada Order 12-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:52 a. m.

Nevada Order 13-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:52 a. m.

Nevada Order 14-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:52 a. m.

Nevada Order 15-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:52 a. m.

San Francisco Order 13-F, Amendment 22, covering fresh fruits and vegetables in certain areas in California. Filed 9:43 a. m.

San Francisco Order 14-F, Amendment 22, covering fresh fruits and vegetables in certain areas in California. Filed 9:43 a. m.

San Francisco Order 15-F, Amendment 22, covering fresh fruits and vegetables in certain areas in California. Filed 9:44 a. m.

Spokane Order 5-W, Amendment 4, covering dry groceries in certain areas in Idaho and Pullman, Washington. Filed 9:39 a. m.

Spokane Order 13-F, Amendment 33, covering fresh fruits and vegetables in the Benton and Franklin Counties, Washington. Filed 9:39 a. m.

Spokane Order 13-F, Amendment 39, covering fresh fruits and vegetables in the Columbia and Walla Walla Counties, Washington. Filed 9:39 a. m.

Spokane Order 14-F, Amendment 37, covering fresh fruits and vegetables in the Benton and Franklin Counties, Washington. Filed 9:39 a. m.

Spokane Order 14-F, Amendment 38, covering fresh fruits and vegetables in the Benton and Franklin Counties, Washington. Filed 9:39 a. m.

Spokane Order 14-F, Amendment 38, covering fresh fruits and vegetables in the Benton and Franklin Counties, Washington. Filed 9:39 a. m.

Spokane Order 14-F, Amendment 38, covering fresh fruits and vegetables in the Benton and Franklin Counties, Washington. Filed 9:39 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-19667; Filed, Oct. 21, 1945;  
11:43 a. m.]

[Region I Order G-22 Under SR 15, MPR 280 and MPR 329, Amdt. 8]

#### FLUID MILK IN VERMONT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, § 1351.807 of Maximum Price Regulation 280 and the Emergency Price Control Act of 1942, as amended; *It is hereby ordered*, That Region I Order No. G-22 under § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, § 1351.807 of Maximum Price Regulation 280 and § 1351.408 of Maximum Price Regulation 329 be and it hereby is amended in the following respects:

1. The following proviso is added at the end of subparagraph (1) of paragraph (a): "Provided, however, That Swanton shall be in price zone 2 as to pasteurized milk only."

2. The following phrase is inserted in subparagraph (6) of paragraph (a), to precede the present text thereof, the present capital "T" which is the first letter of the present first word of said subparagraph (6) (The) being changed to a small "t"; "Except as is otherwise specifically provided,".

3. In paragraph (h), the following is inserted between the definitions of the market areas of "Stowe" and "Vergennes":

Swanton, the town of Swanton.

4. The following subparagraph (3) is added to paragraph (g):

(3) Amendment No. 8 shall become effective October 22, 1945, at 12:01 a. m.

Issued this twenty-eighth day of September 1945.

H. RUSSELL CORT,  
Acting Regional Administrator.

Approved: October 18, 1945.

J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-19555; Filed, Oct. 22, 1945;  
12:23 p. m.]

[Region IV Order G-1 Under Gen. Order 61]

#### USED LUMBER IN ALABAMA, GEORGIA, MISSISSIPPI AND SOUTH CAROLINA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order No. 61, it is hereby ordered:

##### Article I—Coverage of This Order

SECTION 1. *Products, transactions and area covered.* This order applies to sales or purchases by any person of the categories of used lumber for which maximum prices are established in this order, when made for delivery in the following area: All of that area lying within

No. 210—5

the geographical limits of the States of Alabama, Georgia, Mississippi and South Carolina.

This order does not apply to sales of used plywood.

##### Article II—Definitions

SEC. 2. *Used lumber.* Used lumber means lumber and lumber products (except used plywood) which have been recovered from, and were at one time a part of, a building, structure, or fabricated item made wholly or partially of lumber.

SEC. 3. *Categories of used lumber.* Maximum prices are established in this order for the categories of used lumber described below, including such lumber when run to standard or special patterns; but such descriptions are not intended to, and do not, include items customarily produced and sold as moldings, millwork or plywood.

(a) *Boards.* Used lumber of less than 2" nominal thickness not exceeding 12" in nominal width ("nominal thickness" means thickness of the piece before planing. Actual thickness, after planing to produce an even and uniform surface, is generally  $\frac{1}{4}$ " to  $\frac{3}{8}$ " less than nominal thickness).

(b) *Dimension.* Used lumber of 2" nominal thickness not exceeding 12" in nominal width.

(c) *Planks or small timbers.* Used lumber of over 2" and up to and including 4" nominal thickness and of 12" or less nominal width; also, nominal thickness over 4" up to and including 6" in all nominal widths up to and including 8".

(d) *Large timbers.* Used lumber of nominal sizes larger than 6" x 8"; also, nominal thicknesses of more than 2" when wider than 12".

(e) *Flooring.* Used lumber planed to approximately  $\frac{3}{8}$ " thickness, and which has tongue and groove or other construction commonly used for flooring.

(f) *Scrap lumber* is used lumber of any of the other categories described in this section which, because of defects in quality or deficiencies in size, do not meet the grade specifications in section 4. Plywood, which is exempt from this order, is defined to be three or more thin layers of lumber, glued together with the grain of each layer at an angle to that of the adjoining layer, to form a material having the general characteristics of a thin board.

SEC. 4. *Grades.* The following are the grades of used lumber referred to in "Appendix A".

(a) *Grades of boards, dimension, planks and timbers.* (1) First grade is used lumber in the form of boards, dimension, planks or timbers which are at least 5' in length, and which are sound, strong, of uniform width and thickness, suitable for substantial construction purposes, free from loose or rotten knots, knot holes and rot, and without other defects which might materially impair the strength of the piece, from which all nails, bolts, cement, plaster or other foreign matter have been removed, and which has been surfaced to standard or special patterns.

(2) Secondary grade is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5' in length, and which though failing to qualify as first grade are reasonably good construction lumber. They must be free from rot, but may contain loose knots, knot holes or other defects which do not interfere with their use for construction purposes, from which all nails, bolts, cement, plaster or other foreign matter have been removed, and which has been surfaced to standard or special patterns. Each piece of used lumber sold as secondary grade must show more than 50 percent of first grade used lumber in lengths of at least 5 feet.

(3) Third grade lumber is used lumber meeting the general requirements of first and/or secondary grades but from which nails, bolts, cement, plaster or other foreign matter have not been removed, and used lumber which does not meet the requirements of first or secondary grades, and which has been surfaced to standard or special patterns.

(b) *Grades of flooring.* (1) Reclaimed flooring is used flooring of  $\frac{3}{8}$ " or  $\frac{1}{2}$ " thickness, entirely free of nails or other foreign matter and with upper face whole or free from voids or splits. A tolerance of  $\frac{1}{8}$ " in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue may be missing on any piece nor more than 25 percent of the lower surface representing the upper part of the groove.

(2) Unreclaimed flooring is used flooring which meets the specifications for reclaimed flooring except that nails or other foreign matter have not been removed.

SEC. 5. *Persons.* The term "person" includes an individual, corporation, partnership, association, or any other organized group of persons, or their legal successors or representatives; the United States, or any government, or any of its political subdivisions, or any agency of the foregoing.

SEC. 6. *Sales.* "Sale" includes a barter, exchange, lease or transfer, and an agreement or offer to sell, barter, exchange, lease or transfer.

SEC. 7. *Established yard.* Seller's established yard means premises occupied by the seller for the purpose of regularly and continually maintaining a stock of new and/or used lumber from various unrelated sources of supply.

##### Article III—Specific Requirements

SEC. 8. *Posting ceiling prices.* Every person selling used lumber for delivery in, or from stocks located in, the area covered by this order shall obtain from the Office of Price Administration at least two copies of the price schedule fixed in this order. One copy of such order must be posted and maintained in a prominent place at or near each location in the area where used lumber is offered for sale, in such manner that it can be easily read, and that purchasers can approach it within a distance of two feet. One other copy must be kept available so that it may be shown to and read by any customer at his request.

**SEC. 9. Sales slips and receipts.** Where a sale of used lumber is covered by this order and the total price of the sale is \$5 or more, the seller shall, regardless of his previous practice and whether or not requested by buyers, give to the buyer a sales slip, bill, receipt, or other written evidence of the sale, setting forth the following:

Name and address of seller.  
Buyer's name.  
Place of delivery.  
Location from which stock is sold (seller's yard or site other than seller's yard).  
Description of items sold and itemized prices (in terms of categories, grades, lengths, quantities and any other specification affecting the price).  
Total price.  
Additions (for delivery or other extra).

**SEC. 10. Records and reports.** Every person who makes a sale of used lumber shall keep a record of such sale showing the name of the buyer and place of delivery, date of the sale, the grades sold, the quantities sold and the price charged in the same detail as required in section 9. Such records shall be kept for a period of 2 years or for the duration of the Emergency Price Control Act of 1942, as amended, whichever be the shorter.

#### Article IV—Prohibited Practices and Penalties

**SEC. 11. Sales of used lumber at higher than maximum prices prohibited.** (a) On and after the effective date of this order, regardless of any contract or obligation, no person shall make a sale or delivery of used lumber of the varieties covered by this order and no person shall buy or receive such used lumber under a sale, at prices higher than the maximum prices fixed by this order; and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

**SEC. 12. Prohibited practices.** Any practice which is designed to get the effect of a higher than ceiling price is as much a violation of this order as a direct over-the-ceiling charge. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like. Such practices include, but are not limited to, the following:

(a) Getting the effect of a higher price by changing the credit practices from what they were in March 1942. This includes decreasing credit periods, or making greater charges for extension of credit.

(b) Refusing to sell except in small quantities, or with or without delivery under circumstances which bring the seller an extra return.

(c) Wrongly grading used lumber for which maximum prices are fixed in this order; or incorrectly or incompletely recording the information required by sec-

tion 9 to be set forth on the sales slip, receipt or other evidence of sale.

(d) Quoting a gross price above the maximum price, even if accompanied by a discount, the effect of which is to bring the net price below the maximum.

(e) Charging, paying, or receiving a commission for the service of procuring, buying, selling, or locating used lumber covered by this order, or for any related service which does not involve actual physical handling of used lumber, if the commission plus the purchase price results in a total payment by the buyer of such used lumber which is higher than the maximum price permitted by this order. For the purpose of this order, a commission is any compensation, however designated, which is paid, wholly or in part, for the procurement of lumber, and which is based directly or indirectly on the quantity, price, or value of the lumber in connection with which the service is rendered.

**SEC. 13. Penalties.** (a) Any person violating any provision of this order is subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of license provided for in the Emergency Price Control Act of 1942, as amended.

(b) Any person making a sale of used lumber covered by this order for which the total price is higher than \$5 and who either fails to give the buyer a sales slip, paid bill, receipt, or other evidence of sale, or although such document is given, fails to set forth in it the information required to be set forth by section 9, so that a determination can be made as to whether or not the price charged was proper, shall be limited to making a charge of \$5 per M'BM for all lumber delivered under such sale. The application or enforcement of this provision to a sale or against a seller shall not exclude the application or enforcement of the penalties provided in paragraph (a) of this section.

#### Article V—Maximum Prices

**SEC. 14. Ceiling prices for any category of used lumber for which maximum prices are not fixed in this order are subject to the General Maximum Price Regulation unless subsequently fixed by regional or district order.**

**SEC. 15. Maximum prices—(a) Local sales out of seller's established yard.** The maximum prices set forth in the table appearing in Appendix "A" shall apply to all sales of used lumber of the categories covered by this order, when the used lumber, at the time the order is taken, is part of a stock at the seller's established yard, and delivery is made either at the yard, or by truck, within a radius of thirty miles of such yard. If rail shipment either by the seller or buyer should be made, see paragraph (c) (2) of this section.

(b) *Local sales from site other than the seller's established yard.* When a sale is made for delivery from stock located at a site other than the seller's established yard, and delivery is made either at the site, or by truck within a

radius of thirty miles of such site, the maximum prices applicable to such sale shall be \$2.00 per M'BM less than the prices set forth in Appendix "A". If rail shipment either by the seller or buyer should be made, see paragraph (c) (2) of this section.

(c) *Other than local sales—(1) When delivery is by truck.* When a sale is made for delivery by truck to the buyer at a point located further than thirty miles from the place where the shipment originates, the maximum price applicable to such sale shall be \$5 per M'BM less than the price fixed for a local sale from such place under paragraph (a) or (b) above.

(2) *When rail transportation is involved.* When a sale is made which involves shipment by rail of used lumber, either by the buyer or seller, from the seller's established yard or from a site other than such yard, the maximum price applicable to such sale shall be \$5 per M'BM less than the price fixed for a local sale from such place under paragraphs (a) and (b) above.

**SEC. 16. Additions for delivery.** (a) If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. If delivery is requested and refused, the maximum price must be reduced by the actual cost incurred by the purchaser for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942, the seller may add a charge for delivery as follows:

(1) Where delivery is by common or contract carrier, the actual amount paid to the carrier by the seller may be charged.

(2) Where delivery up to 100 miles is by truck owned or controlled by the seller, the amount added for delivery may not be higher than 10 cents per M'BM for each mile from point of origin to place of delivery, but not for any part of the return trip. When truck delivery over 100 miles is to be made, the addition may not be more than 10 cents per M'BM for each mile from the point of origin to the nearest possible point of rail loading-out plus the amount of rail transportation from there to destination.

(3) A minimum charge of 75 cents may be made on any delivery, where the permissible charges do not amount to 75 cents.

(c) If the buyer elects to take delivery at the site of the lumber or at the seller's established yard, no reduction in price shall be required for that reason. This does not, however, affect the application of the provisions of section 15 (b).

This order may be amended, modified or revoked at any time.

This order shall be effective October 15, 1945.

Issued: September 26, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

APPENDIX A

MAXIMUM PRICES FOR USED LUMBER PER M<sup>3</sup>BM IN THE STATES OF ALABAMA, GEORGIA, MISSISSIPPI AND SOUTH CAROLINA

A. BOARDS, DIMENSION, PLANES AND TIMBERS

	First grade		Secondary grade		Third grade	
	5' to 25'	Over 25'	5' to 25'	Over 25'	5' to 25'	Over 25'
<b>Boards:</b>						
8" and under wide.....	\$31	\$33	\$25	\$27		
10" to 12" wide.....	34	35	27	29		
All widths.....					\$19	\$21
<b>Dimension:</b>						
8" and under wide.....	31	33	25	27		
10" to 12" wide.....	33	35	27	29		
All widths.....					19	21
<b>Planks and small timbers:</b>						
Large timbers:						
7 x 8" and 8 x 5".....	33	35	29	31	23	25
Larger sizes.....	35	44			25	27

B. FLOORING—ALL LENGTHS

	Reclaimed	Unreclaimed
Softwood flooring.....	\$31	\$31
Hardwood flooring.....	42	41

C. SCRAP LUMBER

If maximum prices for sales of unprocessed firewood to dealers have been established for an area in which the dealer establishment is located, such maximum prices shall apply to scrap lumber, otherwise \$3.00 per M<sup>3</sup>BM shall be the maximum price.

D. SMALL SALES

For sales amounting in total for all items of less than \$10.00 the prices in A and B above may be increased by ten percent.

[F. R. Doc. 45-19549; Filed, Oct. 22, 1945; 12:29 p. m.]

[Region IV Order G-2 Under Gen. Order 61]

USED LUMBER IN FLORIDA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order No. 61, it is hereby ordered:

Article I—Coverage of This Order

**SECTION 1. Products, transactions and area covered.** This order applies to sales or purchases by any person of the categories of used lumber for which maximum prices are established in this order, when made for delivery in the following area: All of that area lying within the geographical limits of the State of Florida.

This order does not apply to sales of used plywood.

Article II—Definitions

**Sec. 2. Used lumber.** Used lumber means lumber and lumber products (except used plywood) which have been recovered from, and were at one time a part of, a building, structure or fabricated item made wholly or partially of lumber.

**Sec. 3. Categories of used lumber.** Maximum prices are established in this order for the categories of used lumber described below, including such lumber when run to standard or special patterns; but such descriptions are not intended to, and do not, include items customarily produced and sold as moldings, millwork, or plywood.

(a) **Boards.** Used lumber of less than 2" nominal thickness not exceeding 12" in nominal width ("nominal thickness" means thickness of the piece before

planing. Actual thickness, after planing to produce an even and uniform surface, is generally 1/4" to 3/8" less than nominal thickness).

(b) **Dimension.** Used lumber of 2" nominal thickness not exceeding 12" in nominal width.

(c) **Planks or small timbers.** Used lumber of over 2" and up to and including 4" nominal thickness and of 12" or less nominal width; also, nominal thickness over 4" up to and including 6" in all nominal widths up to and including 8".

(d) **Large timbers.** Used lumber of nominal sizes larger than 6" x 8"; also, nominal thicknesses of more than 2" when wider than 12".

(e) **Flooring.** Used lumber planed to approximately 25/32" thickness, and which has tongue and groove or other construction commonly used for flooring.

(f) **Scrap lumber** is used lumber of any of the other categories described in this section which, because of defects in quality or deficiencies in size, do not meet the grade specifications in section 4.

Plywood, which is exempt from this order, is defined to be three or more thin layers of lumber, glued together with the grain of each layer at an angle to that of the adjoining layer, to form a material having the general characteristics of a thin board.

**Sec. 4. Grades.** The following are the grades of used lumber referred to in "Appendix A".

(a) **Grades of boards, dimension, planks, and timbers.** (1) First grade is used lumber in the form of boards, dimension, planks or timbers which are at least 5' in length, and which

are sound, strong, of uniform width and thickness, suitable for substantial construction purposes, free from loose or rotten knots, knot holes and rot, and without other defects which might materially impair the strength of the piece, from which all nails, bolts, cement, plaster, or other foreign matter have been removed, and which has been surfaced to standard or special patterns.

(2) Secondary grade is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5' in length, and which though failing to quality as First grade are reasonably good construction lumber. They must be free from rot, but may contain loose knots, knot holes or other defects which do not interfere with their use for construction purposes, from which all nails, bolts, cement, plaster or other foreign matter have been removed, and which has been surfaced to standard or special patterns. Each piece of used lumber sold as Secondary grade must show more than 50 percent of First grade used lumber in lengths of at least 5 feet.

(3) Third grade lumber is used lumber meeting the general requirements of First and/or Secondary grades but from which nails, bolts, cement, plaster or other foreign matter have not been removed, and used lumber which does not meet the requirements of First or Secondary grades, and which has been surfaced to standard or special patterns.

(b) **Grades of flooring.** (1) Reclaimed flooring is used flooring of 5/16" or 13/16" thickness, entirely free of nails or other foreign matter and with upper face whole or free from voids or splits. A tolerance of 1/8" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue may be missing on any piece nor more than 25 percent of the lower surface representing the upper part of the groove.

(2) Unreclaimed flooring is used flooring which meets the specifications for reclaimed flooring except that nails or other foreign matter have not been removed.

**Sec. 5. Persons.** The term "person" includes an individual, corporation, partnership, association, or any other organized group of persons, or their legal successors or representatives; the United States, or any government, or any of its political subdivisions, or any agency of the foregoing.

**Sec. 6. Sales.** "Sale" includes a barter, exchange, lease or transfer, and an agreement or offer to sell, barter, exchange, lease or transfer.

**Sec. 7. Established yard.** Seller's established yard means premises occupied by the seller for the purpose of regularly and continually maintaining a stock of new and/or used lumber from various unrelated sources of supply.

Article III—Specific Requirements

**Sec. 8. Posting ceiling prices.** Every person selling used lumber for delivery in, or from stocks located in, the area covered by this order shall obtain from the Office of Price Administration at

least two copies of the price schedule fixed in this order. One copy of such order must be posted and maintained in a prominent place at or near each location in the area where used lumber is offered for sale, in such manner that it can be easily read, and that purchasers can approach it within a distance of two feet. One other copy must be kept available so that it may be shown to and read by any customer at his request.

**Sec. 9. Sales slips and receipts.** Where a sale of used lumber is covered by this order and the total price of the sale is \$5 or more, the seller shall, regardless of his previous practice and whether or not requested by buyers, give to the buyer a sales slip, bill, receipt, or other written evidence of the sale, setting forth the following:

- Name and address of seller.
- Buyer's name.
- Place of delivery.
- Location from which stock is sold (seller's yard or site other than seller's yard).
- Description of items sold and itemized prices (in terms of categories, grades, lengths, quantities and any other specification affecting the price).
- Total price.
- Additions (for delivery or other extra).

**Sec. 10. Records and reports.** Every person who makes a sale of used lumber shall keep a record of such sale showing the name of the buyer and place of delivery, date of the sale, the grades sold, the quantities sold and the price charged in the same detail as required in section 9. Such records shall be kept for a period of 2 years or for the duration of the Emergency Price Control Act of 1942, as amended, whichever be the shorter.

#### Article IV—Prohibited Practices and Penalties

**Sec. 11. Sales of used lumber at higher than maximum prices prohibited.** (a) On and after the effective date of this order, regardless of any contract or obligation, no person shall make a sale or delivery of used lumber of the varieties covered by this order and no person shall buy or receive such used lumber under a sale, at prices higher than the maximum prices fixed by this order; and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

**Sec. 12. Prohibited practices.** Any practice which is designed to get the effect of a higher than ceiling price is as much a violation of this order as a direct over-the-ceiling charge. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like. Such practices include, but are not limited to, the following:

(a) Getting the effect of a higher price by changing the credit practices from what they were in March 1942. This includes decreasing credit periods, or making greater charges for extension of credit.

(b) Refusing to sell except in small quantities, or with or without delivery

under circumstances which bring the seller an extra return.

(c) Wrongly grading used lumber for which maximum prices are fixed in this order; or incorrectly or incompletely recording the information required by section 9 to be set forth on the sales slip, receipt or other evidence of sale.

(d) Quoting a gross price above the maximum price, even if accompanied by a discount, the effect of which is to bring the net price below the maximum.

(e) Charging, paying or receiving a commission for the service of procuring, buying, selling, or locating used lumber covered by this order, or for any related service which does not involve actual physical handling of used lumber, if the commission plus the purchase price results in a total payment by the buyer of such used lumber which is higher than the maximum price permitted by this order. For the purpose of this order, a commission is any compensation, however designated, which is paid, wholly or in part, for the procurement of lumber, and which is based directly or indirectly on the quantity, price or value of the lumber in connection with which the service is rendered.

**Sec. 13. Penalties.** (a) Any person violating any provision of this order is subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of license provided for in the Emergency Price Control Act of 1942, as amended.

(b) Any person making a sale of used lumber covered by this order for which the total price is higher than \$5 and who either fails to give the buyer a sales slip, paid bill, receipt or other evidence of sale, or although such document is given, fails to set forth in it the information required to be set forth by section 9, so that a determination can be made as to whether or not the price charged was proper, shall be limited to making a charge of \$5 per M'BM for all lumber delivered under such sale. The application or enforcement of this provision to a sale or against a seller shall not exclude the application or enforcement of the penalties provided in paragraph (a) of this section.

#### Article V—Maximum Prices

**Sec. 14. Ceiling prices for any category of used lumber for which maximum prices are not fixed in this order are subject to the General Maximum Price Regulation unless subsequently fixed by regional or district order.**

**Sec. 15. Maximum prices—(a) Local sales out of seller's established yard.** The maximum prices set forth in the table appearing in Appendix "A" shall apply to all sales of used lumber of the categories covered by this order, when the used lumber, at the time the order is taken, is part of a stock at the seller's established yard, and delivery is made either at the yard, or by truck, within a radius of thirty miles of such yard. If rail shipment either by the seller or buyer should be made, see paragraph (c) (2) of this section.

(b) *Local sales from site other than the seller's established yard.* When a

sale is made for delivery from stock located at a site other than the seller's established yard, and delivery is made either at the site, or by truck within a radius of thirty miles of such site, the maximum prices applicable to such sale shall be \$2.00 per M'BM less than the prices set forth in Appendix "A". If rail shipment either by the seller or buyer should be made, see paragraph (c) (2) of this section.

(c) *Other than local sales—(1) When delivery is by truck.* When a sale is made for delivery by truck to the buyer at a point located further than thirty miles from the place where the shipment originates, the maximum price applicable to such sale shall be \$5 per M'BM less than the price fixed for a local sale from such place under paragraph (a) or (b) above.

(2) *When rail transportation is involved.* When a sale is made which involves shipment by rail of used lumber, either by the buyer or seller, from the seller's established yard or from a site other than such yard, the maximum price applicable to such sale shall be \$5 per M'BM less than the price fixed for a local sale from such place under paragraphs (a) and (b) above.

**Sec. 16. Additions for delivery.** (a) If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. If delivery is requested and refused, the maximum price must be reduced by the actual cost incurred by the purchaser for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942, the seller may add a charge for delivery as follows:

(1) Where delivery is by common or contract carrier, the actual amount paid to the carrier by the seller may be charged.

(2) Where delivery up to 100 miles is by truck owned or controlled by the seller, the amount added for delivery may not be higher than 10 cents per M'BM for each mile from point of origin to place of delivery, but not for any part of the return trip. When truck delivery over 100 miles is to be made, the addition may not be more than 10 cents per M'BM for each mile from the point of origin to the nearest possible point of rail transportation from there to destination.

(3) A minimum charge of 75 cents may be made on any delivery, where the permissible charges do not amount to 75 cents.

(c) If the buyer elects to take delivery at the site of the lumber or at the seller's established yard, no reduction in price shall be required for that reason. This does not, however, affect the application of the provisions of section 15 (b).

This order may be amended, modified or revoked at any time.

This order shall be effective October 15, 1945.

Issued: September 26, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

APPENDIX A

MAXIMUM PRICES FOR USED LUMBER PER M<sup>3</sup>BM IN STATE OF FLORIDA

A. BOARDS, DIMENSION, PLANES AND TIMBERS

	First grade		Secondary grade		Third grade	
	5' to 25'	Over 25'	5' to 25'	Over 25'	5' to 25'	Over 25'
Boards:						
8" and under wide.....	\$34	\$36	\$23	\$29		
10" to 12" wide.....	37	39	29	31		
All widths.....					\$21	\$23
Dimension:						
8" and under wide.....	33	35	23	29		
10" to 12" wide.....	35	37	29	31		
All widths.....					29	31
Planks and small timbers.....	35	39	32	39	24	28
Large timbers:						
7 x 8" and 8 x 8".....	35	40	32	37	24	28
Larger sizes.....	41	46			27	32

B. FLOORING—ALL LENGTHS

	Reclaimed	Unreclaimed
Softwood flooring.....	\$33	\$33
Hardwood flooring.....	45	23

C. SCRAP LUMBER

If maximum prices for sales of unprocessed firewood to dealers have been established for an area in which the selling establishment is located, such maximum prices shall apply to scrap lumber, otherwise \$5 per M<sup>3</sup>BM shall be the maximum price.

D. SMALL SALES

For sales amounting in total for all items of less than \$10.00, the prices in A and B above may be increased by ten percent.

[F. R. Doc. 45-19550; Filed, Oct. 22, 1945; 12:20 p. m.]

[Region IV Order G-3 Under Gen. Order 61]  
USED LUMBER IN TENNESSEE

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order No. 61; it is hereby ordered:

Article I—Coverage of This Order

SECTION 1. *Products, transactions and area covered.* This order applies to sales or purchases by any person of the categories of used lumber for which maximum prices are established in this order, when made for delivery in the following area: All of that area lying within the geographical limits of the State of Tennessee.

This order does not apply to sales of used plywood.

Article II—Definitions

SEC. 2. *Used lumber.* Used lumber means lumber and lumber products (except used plywood) which have been recovered from, and were at one time a part of, a building, structure or fabricated item made wholly or partially of lumber.

SEC. 3. *Categories of used lumber.* Maximum prices are established in this order for the categories of used lumber described below, including such lumber when run to standard or special patterns; but such descriptions are not intended to, and do not, include items customarily produced and sold as moldings, millwork or plywood.

(a) *Boards.* Used lumber of less than 2" nominal thickness not exceeding 12" in nominal width ("nominal thickness" means thickness of the piece before planing. Actual thickness, after planing to produce an even and uniform surface, is

generally 1/4" to 3/8" less than nominal thickness).

(b) *Dimension.* Used lumber of 2" nominal thickness not exceeding 12" in nominal width.

(c) *Planks or small timbers.* Used lumber of over 2" and up to and including 4" nominal thickness and of 12" or less nominal width; also, nominal thickness over 4" up to and including 6" in all nominal widths up to and including 8".

(d) *Large timbers.* Used lumber of nominal sizes larger than 6" x 8"; also, nominal thicknesses of more than 2" when wider than 12".

(e) *Flooring.* Used lumber planed to approximately 3/32" thickness, and which has tongue and groove or other construction commonly used for flooring.

(f) *Scrap lumber* is used lumber of any of the other categories described in this section which, because of defects in quality or deficiencies in size, do not meet the grade specifications in Section 4.

Plywood, which is exempt from this order, is defined to be three or more thin layers of lumber, glued together with the grain of each layer at an angle to that of the adjoining layer, to form a material having the general characteristics of a thin board.

SEC. 4. *Grade.* The following are the grades of used lumber referred to in "Appendix A".

(a) *Grades of boards, dimension, planks and timbers.* (1) First grade is used lumber in the form of boards, dimension, planks or timbers which are at least 5' in length, and which are sound, strong, of uniform width and thickness, suitable for substantial construction purposes, free from loose or rotten knots, knot holes, and rot, and without other defects which

might materially impair the strength of the piece, from which all nails, bolts, cement, plaster or other foreign matter have been removed, and which has been surfaced to standard or special patterns.

(2) Secondary grade is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5' in length, and which though falling to qualify as First grade are reasonably good construction lumber. They must be free from rot, but may contain loose knots, knot holes or other defects which do not interfere with their use for construction purposes, from which all nails, bolts, cement, plaster or other foreign matter have been removed, and which has been surfaced to standard or special patterns. Each piece of used lumber sold as Secondary grade must show more than 50 percent of First grade used lumber in lengths of at least 5 feet.

(3) Third grade lumber is used lumber meeting the general requirements of First and/or Secondary grades but from which nails, bolts, cement, plaster or other foreign matter have not been removed, and used lumber which does not meet the requirements of First or Secondary grades, and which has been surfaced to standard or special patterns.

(b) *Grades of flooring.* (1) Reclaimed flooring is used flooring of 2 3/32" or 1 1/16" thickness, entirely free of nails or other foreign matter and with upper face whole or free from voids or splits. A tolerance of 1/8" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue may be missing on any piece nor more than 25 percent of the lower surface representing the upper part of the groove.

(2) Unreclaimed flooring is used flooring which meets the specifications for reclaimed flooring except that nails or other foreign matter have not been removed.

SEC. 5. *Persons.* The term "person" includes an individual, corporation, partnership, association, or any other organized group of persons, or their legal successors or representatives; the United States, or any government, or any of its political subdivisions, or any agency of the foregoing.

SEC. 6. *Sales.* "Sale" includes a barter, exchange, lease or transfer, and an agreement or offer to sell, barter, exchange, lease or transfer.

SEC. 7. *Established yard.* Seller's established yard means premises occupied by the seller for the purpose of regularly and continually maintaining a stock of new and/or used lumber from various unrelated sources of supply.

Article III—Specific Requirements

SEC. 8. *Posting ceiling prices.* Every person selling used lumber for delivery in, or from stocks located in, the area covered by this order shall obtain from the Office of Price Administration at least two copies of the price schedule fixed in this order. One copy of such order must be posted and maintained in a prominent place at or near each location in the area where used lumber is offered for sale, in such manner that it can be easily read, and that purchasers

can approach it within a distance of two feet. One other copy must be kept available so that it may be shown to and read by any customer at his request.

**SEC. 9. Sales slips and receipts.** Where a sale of used lumber is covered by this order and the total price of the sale is \$5 or more, the seller shall, regardless of his previous practice and whether or not requested by buyers, give to the buyer a sales slip, bill, receipt, or other written evidence of the sale, setting forth the following:

- Name and address of seller.
- Buyer's name.
- Place of delivery.
- Location from which stock is sold (seller's yard or site other than seller's yard).
- Description of items sold and itemized prices (in terms of categories, grades, lengths, quantities and any other specification affecting the price).
- Total price.
- Additions (for delivery or other extra).

**SEC. 10. Records and reports.** Every person who makes a sale of used lumber shall keep a record of such sale showing the name of the buyer and place of delivery, date of the sale, the grades sold, the quantities sold and the price charged in the same detail as required in Section 9. Such records shall be kept for a period of 2 years or for the duration of the Emergency Price Control Act of 1942, as amended, whichever be the shorter.

*Article IV—Prohibited Practices and Penalties*

**SEC. 11. Sales of used lumber at higher than maximum prices prohibited.** (a) On and after the effective date of this order, regardless of any contract or obligation, no person shall make a sale or delivery of used lumber of the varieties covered by this order and no person shall buy or receive such used lumber under a sale, at prices higher than the maximum prices fixed by this order; and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

**SEC. 12. Prohibited practices.** Any practice which is designed to get the effect of a higher than ceiling price is as much a violation of this order as a direct over-the-ceiling charge. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like. Such practices include, but are not limited to, the following:

(a) Getting the effect of a higher price by changing the credit practices from what they were in March 1942. This includes decreasing credit periods, or making greater charges for extension of credit.

(b) Refusing to sell except in small quantities, or with or without delivery under circumstances which bring the seller an extra return.

(c) Wrongly grading used lumber for which maximum prices are fixed in this

order; or incorrectly or incompletely recording the information required by section 9 to be set forth on the sales slip, receipt or other evidence of sale.

(d) Quoting a gross price above the maximum price, even if accompanied by a discount, the effect of which is to bring the net price below the maximum.

(e) Charging, paying or receiving a commission for the service of procuring, buying, selling, or locating used lumber covered by this order, or for any related service which does not involve actual physical handling of used lumber, if the commission plus the purchase price results in a total payment by the buyer of such used lumber which is higher than the maximum price permitted by this order. For the purpose of this order, a commission is any compensation, however designated, which is paid, wholly or in part, for the procurement of lumber, and which is based directly or indirectly on the quantity, price or value of the lumber in connection with which the service is rendered.

**SEC. 13. Penalties.** (a) Any person violating any provision of this order is subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings or suspension of license provided for in the Emergency Price Control Act of 1942, as amended.

(b) Any person making a sale of used lumber covered by this order for which the total price is higher than \$5 and who either fails to give the buyer a sales slip, paid bill, receipt, or other evidence of sale, or although such document is given, fails to set forth in it the information required to be set forth by section 9, so that a determination can be made as to whether or not the price charged was proper, shall be limited to making a charge of \$5 per M'BM for all lumber delivered under such sale. The application or enforcement of this provision to a sale or against a seller shall not exclude the application or enforcement of the penalties provided in paragraph (a) of this section.

*Article V—Maximum Prices*

**SEC. 14. Ceiling prices for any category of used lumber for which maximum prices are not fixed in this order are subject to the General Maximum Price Regulation unless subsequently fixed by regional or district order.**

**SEC. 15. Maximum prices—(a) Local sales out of seller's established yard.** The maximum prices set forth in the table appearing in Appendix "A" shall apply to all sales of used lumber of the categories covered by this order, when the used lumber, at the time the order is taken, is part of a stock at the seller's established yard, and delivery is made either at the yard, or by truck, within a radius of thirty miles of such yard. If rail shipment either by the seller or buyer should be made, see paragraph (c) (2) of this section.

(b) *Local sales from site other than the seller's established yard.* When a sale is made for delivery from stock located at a site other than the seller's established yard, and delivery is made

either at the site, or by truck within a radius of thirty miles of such site, the maximum prices applicable to such sale shall be \$2.00 per M'BM less than the prices set forth in Appendix "A". If rail shipment either by the seller or buyer should be made, see paragraph (c) (2) of this section.

(c) *Other than local sales—(1) When delivery is by truck.* When a sale is made for delivery by truck to the buyer at a point located further than thirty miles from the place where the shipment originates, the maximum price applicable to such sale shall be \$5 per M'BM less than the price fixed for a local sale from such place under paragraph (a) or (b) above.

(2) *When rail transportation is involved.* When a sale is made which involves shipment by rail of used lumber, either by the buyer or seller, from the seller's established yard or from a site other than such yard, the maximum price applicable to such sale shall be \$5 per M'BM less than the price fixed for a local sale from such place under paragraphs (a) and (b) above.

**SEC. 16. Additions for delivery.** (a) If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. If delivery is requested and refused, the maximum price must be reduced by the actual cost incurred by the purchaser for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942, the seller may add a charge for delivery as follows:

(1) Where delivery is by common or contract carrier, the actual amount paid to the carrier by the seller may be charged.

(2) Where delivery up to 100 miles is by truck owned or controlled by the seller, the amount added for delivery may not be higher than 10 cents per M'BM for each mile from point of origin to place of delivery, but not for any part of the return trip. When truck delivery over 100 miles is to be made, the addition may not be more than 10 cents per M'BM for each mile from the point of origin to the nearest possible point of rail loading-out plus the amount of rail transportation from there to destination.

(3) A minimum charge of 75 cents may be made on any delivery, where the permissible charges do not amount to 75 cents.

(c) If the buyer elects to take delivery at the site of the lumber or at the seller's established yard, no reduction in price shall be required for that reason. This does not, however, affect the application of the provisions of section 15 (b).

This order may be amended, modified or revoked at any time.

This order shall be effective October 15, 1945.

Issued September 26, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

APPENDIX A

MAXIMUM PRICES FOR USED LUMBER PER M<sup>3</sup>BM IN STATE OF TENNESSEE

A. BOARDS, DIMENSION, PLANES AND TIMBERS

	First grade		Secondary grade		Third grade	
	3' to 29'	Over 29'	3' to 29'	Over 29'	3' to 29'	Over 29'
Boards:						
8" and under wide	\$34	\$35	\$33	\$33		
10" to 12" wide	37	39	29	32		
All widths					\$22	\$21
Dimension:						
8" and under wide	33	35	33	33		
10" to 12" wide	35	37	33	31		
All widths					21	23
Planks and small timbers	35	39	32	35	21	23
Large timbers:						
7 x 8" and 8 x 8"	35	40	32	37	24	29
Larger sizes	41	48			27	32

B. FLOORING—ALL LENGTHS

	Reclaimed	Unreclaimed
Softwood flooring	\$3	\$4
Hardwood flooring	44	21

C. SCRAP LUMBER

If maximum prices for sales of unprocessed firewood to dealers have been established for an area in which the selling establishment is located, such maximum prices shall apply to scrap lumber, otherwise \$5.00 per M<sup>3</sup>BM shall be the maximum price.

D. SMALL SALES

For sales amounting in total for all items of less than \$10.00, the prices in A and B above may be increased by ten percent.

[F. R. Doc. 45-19551; Filed, Oct. 22, 1945; 12:19 p. m.]

[Region IV Order G-18 Under SR 15, MPR 280 and MPR 329, Amdt. 4]

FLUID MILK IN ATLANTA REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of the General Maximum Price Regulation, § 1351.807 (b) (3) of Maximum Price Regulation 280, and § 1351.408 (g) of Maximum Price Regulation 329; *It is hereby ordered*, That the above named order be amended in the following respect:

1. A new paragraph is added to section 14 (e), Table 4D, immediately following the proviso and preceding the definition: "Provided further, The maximum price for buttermilk with a butterfat content of at least 1 per cent sold and delivered in quart paper containers shall be as set forth below:

	Inter-handler wholesale	Wholesale	Retail out-of-store	Retail home delivered
Quarts	Cents 10	Cents 11	Cents 13	Cents 13

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

Issued: October 22, 1945.

THOMAS L. HUSGEN,  
Acting Regional Administrator.

Approved: October 18, 1945.

J. B. HUTSON,  
Acting Secretary of Agriculture.

[F. R. Doc. 45-19554; Filed, Oct. 22, 1945; 12:23 p. m.]

[Region VII Order G-1 Under Supp. Service Reg. 43 to RMPR 165]

CUSTOM DRESSING OF TURKEYS IN DENVER REGION

Order No. G-1 under § 1499.676 (b) of Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation 165. Custom dressing of turkeys. Docket No. 7-SSR 43-676 (b)-1.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.676 (b) of Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation 165; *It is hereby ordered*:

(a) The maximum price for the service of custom processing live turkeys in the state of Utah shall be as follows:

(1) For the service of "kill and haul" 2.8¢ per pound of the chilled dressed weight when computed on a chilled weight basis, and 2.8¢ per pound, minus 1% of the hot weight when computed on a hot weight basis.

(2) For the service of dressing turkeys in "boxed" form, 3.8¢ per pound net dressed chilled weight.

(b) *Definitions.* (1) Custom processing means the service of converting live turkeys into dressed form for the owner of the turkeys.

(2) The service of dressing turkeys in "boxed" form means the service of assembling and hauling, killing, bleeding, plucking, chilling, grading, head wrapping and boxing of turkeys.

(3) The service of "kill and haul" processing of turkeys means all or any parts of the service of assembling and hauling, killing, bleeding, plucking, chilling, grading and head wrapping of turkeys.

(c) This order shall not apply to any processor of turkeys who dresses turkeys for individuals for their own consumption and not for resale.

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

(e) This order shall become effective October 1, 1945, and shall remain in effect for ninety days from the said date.

Issued this 28th day of September 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-19545; Filed, Oct. 22, 1945; 12:18 p. m.]

[Region VII 3d Rev. Order G-24 Under RMPR 122, Amdt. 7]

SOLID FUEL IN DENVER REGION

Third Revised Order No. G-24 under Revised Maximum Price Regulation No. 122, Amendment No. 7. Solid fuels sold and delivered by dealers. Adjustment of specific maximum prices of dealers in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 120. Docket No. 7-122-260-7.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 7 is issued.

1. Subparagraphs (6) to (14), both inclusive, of Part III, *Mines in District 20*, as amended by Amendment No. 4, are hereby further amended as follows:

The authorized price increase for Size Group 7 in subparagraphs (6) to (14), both inclusive, is hereby changed from \$1.00 per ton to 70¢ per ton.

*Effective date.* This Amendment No. 7 shall become effective on the 9th day of October 1945.

Issued this 9th day of October 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-19553; Filed, Oct. 22, 1945; 12:22 p. m.]

[Region II Order G-20 Under RMPR 165, Amdt. 3]

LAUNDRY SERVICES IN NEW YORK METROPOLITAN AREA

The applications of a group of power laundry establishments in the New York Metropolitan Area for adjustment of their maximum prices for their family laundry services were considered by this Office and these applications were granted in Order No. G-20 dated June 7, 1945, as amended, issued under section 16 (a) of Revised Maximum Price Regulation No. 165, as amended—Services by the New York Regional Office.

For the reasons set forth in the opinion issued simultaneously herewith; it has been decided that said Order No. G-20, as amended, be further amended in certain respects. Accordingly, pursuant to the Emergency Price Control Act of 1942, as amended, and section 16 (a) of Re-

vised Maximum Price Regulation No. 165, as amended—Services, it is hereby ordered, That:

(1) Order No. G-20, as amended, and more particularly paragraph (1) thereof, is amended by adding thereto the names of the following power laundry establishments, with the stated respective percentage of increase:

Name	Permitted increase (percent)
Vernon Laundry Service, Inc.	5
Advance Laundry, Inc.	3

(2) Order No. G-20, as amended, and more particularly paragraph (1) thereof, is further amended as follows: As to Grant Laundry Inc., Warren Place and South Third Avenue, Mt. Vernon, New York, by changing the percentage figure set opposite said name from 3% to 6%; as to Nonpareil Laundry Service, Inc., 546 East 170th Street, Bronx, New York, by changing the percentage figure set opposite said name from 5% to 8%.

(3) All of the above mentioned applicants shall be subject in all respects to all the provisions of said Order No. G-20, as amended, and, except as therein or herein otherwise provided, shall remain in all respects subject to the provisions of Revised Maximum Price Regulation No. 165, as amended—Services.

(4) This amendment may be revoked by the Price Administrator or by the Regional Administrator of Region II through the issuance at any time hereafter of any regulation or order, or amendment or supplement thereto.

(5) All of the provisions of Order No. G-20, as amended, shall remain in full force and effect except as herein modified.

This order shall become effective immediately.

Issued the 5th day of October 1945.

LEO F. GENTNER,  
Acting Regional Administrator.

[F. R. Doc. 45-19604; Filed, Oct. 23, 1945; 11:37 a. m.]

[Region VII Order G-26 Under RMPR 122, Amdt. 42]

SOLID FUELS IN DENVER REGION

Order No. G-26 under Revised Maximum Price Regulation No. 122, Amendment No. 42. Solid Fuels Sold and Delivered by Dealers. Maximum prices for solid fuels when sold by dealers within specified trade areas in Region VII. Docket No. 7-122-259 (a) (1), 260-22.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1340.259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 42 is issued.

1. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XII, Billings Trade Area, as amended by Amendment No. 9, is hereby further amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind and letter designation	Size	Part 1 Delivered prices		Part 2 Yard prices (per ton)
		Per ton	Per 1/2 ton	
Bituminous coal produced in District 19: Subdistrict 7, Sheridan:				
(A)	#2-7" lump	\$7.45	\$4.25	\$8.45
(B)	#3-5" lump and 10" x 3" egg	7.45	4.25	8.45
(C)	#5-8" x 3" stove and #3-3" x 1 1/2" nut	7.25	4.15	8.25
Bituminous coal produced in District 22: Subdistrict 2, Red Lodge:				
(D)	#1-8" lump, 12" x 4" egg, 8" x 4" grate, and #5-8" x 2" grate	8.80	4.00	7.80
(E)	#7-2" x 1 1/2" nut	6.55	3.80	5.55
(F)	#9-1 1/4" x 1 1/2" pea	5.80	3.40	4.80

This Amendment No. 42 and Amendment No. 9 are the only amendments to Order No. G-26 that make any change whatsoever in Appendix XII.

2. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XIII, Butte Trade Area, as amended by Amendment No. 9, is hereby further amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind and letter designation	Size	Delivered prices	
		Per ton	Per 1/2 ton
Bituminous coal produced in District 19: Subdistrict 2, Rock Springs:			
(A)	#1-10" x 5" grate, #3-10" x 3" grate, and #5-8" x 3" egg	\$11.45	\$8.25
(B)	#15-1 1/2" x 0" slack	7.65	4.35
Subdistrict 5, Gebo-Kirby:			
(C)	#1-8" lump	12.50	6.75
(D)	#2-10" x 3" grate	12.50	6.75
(E)	#5-8" x 3" egg	11.95	6.20
(F)	#8-3" x 1 1/2" nut	10.35	5.70
(G)	#9-1 1/2" x 1" pea	8.85	4.95
Subdistrict 7, Sheridan:			
(H)	#2-10" x 3" grate, and #6-7" x 3" stove	9.20	5.10
(I)	#8-3" x 1 1/2" nut	8.70	4.85
Bituminous coal produced in District 22: Subdistrict 1, Roundup:			
(J)	#1-6" lump	10.65	5.85
(K)	#3-9" x 6" furnace	10.65	5.85
(L)	#5-6" x 2" stove	10.65	5.85
(M)	#7-2" x 1 1/2" nut	8.85	4.95
(N)	#1 1/4" x 1" pea	8.85	4.95
(O)	#9-1 1/4" x 1 1/2" pea	7.25	4.15
(P)	#10-1 1/4" x 0" slack	6.15	3.00
Subdistrict 2, Red Lodge:			
(Q)	#5-6" x 2" stove	10.50	5.95

This Amendment No. 42 and Amendment No. 9 are the only amendments to Order No. G-26 that make any change whatsoever in Appendix XIII.

3. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XIV, Great Falls Trade Area, as amended by Amendment No. 9, is hereby further amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind and letter designation	Size	Part 1 Delivered prices		Part 2 Yard prices (per ton)
		Per ton	Per 1/2 ton	
Bituminous coal produced in District 19: Subdistrict 7, Sheridan:				
(A)	#1-10" lump	\$9.85	\$4.95	\$8.10
(B)	#3-10" x 3" grate	8.85	4.95	8.10
(C)	#3-2 1/2" x 1 1/2" nut	8.20	4.00	7.45
Bituminous coal produced in District 22: Subdistrict 1, Roundup:				
(D)	#1-9" lump	9.45	5.25	8.70
(E)	#3-9" x 6" furnace and #5-6" x 2" stove	9.45	5.25	8.70
(F)	#7-2" x 1 1/2" nut	8.40	4.70	7.65
(G)	#9-1 1/4" x 1 1/2" pea	7.50	4.25	7.05
Subdistrict 2, Red Lodge:				
(H)	#5-6" x 2" stove	9.50	5.45	8.15
(I)	#7-2 1/2" x 1 1/2" nut	8.45	4.80	7.70
(J)	#5-6" x 2" stove	9.50	5.15	8.55
Subdistrict 9, Bull Mountain: (J)				
(K)	#2-2" lump and #3-9" x 6" egg	7.45	4.25	6.70
(L)	#5-3" x 2" nut	7.45	4.25	6.70
(M)	#10-1 1/4" x 0" slack	3.95	2.50	-----

This Amendment No. 42 and Amendment No. 9 are the only amendments to Order No. G-26 that make any change whatsoever in Appendix XIV.

4. The Table of Maximum Prices, as set forth in paragraph (3) of Appendix XVI, Helena Trade Area, as amended by Amendment No. 9, is hereby further amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind and letter designation	Size	Part 1		Part 2 Yard Prices (Per Ton)
		Per Ton	Per 1/2 Ton	
Bituminous coal produced in District 22: Subdistricts 1 and 2, Roundup and Red Lodge:				
(A)-----	#1-6" lump-----	\$19.35	\$9.65	\$9.35
(B)-----	#3-9" x 6" furnace-----	19.35	9.65	9.35
(C)-----	#7-6" x 2" stove-----	19.35	9.65	9.35
(D)-----	#7-2" x 11" nut-----	8.35	4.15	7.35
(E)-----	#3-11" x 1 1/2" pick-----	6.45	4.60	-----
(F)-----	#10-1 1/2" x 6" slack-----	5.45	3.45	-----

This Amendment No. 42 and Amendment No. 9 are the only amendments to Order No. G-42 that make any change whatsoever in Appendix XVI.

5. The specific maximum prices, as set forth in paragraphs 1, 2, 3, and 4 of this Amendment No. 42 for the Billings Trade Area, the Butte Trade Area, the Great Falls Trade Area, and the Helena Trade Area of the State of Montana, are subject to increase in accordance with the applicable terms and provisions of Order No. G-28 and Order No. G-30 under Revised Maximum Price Regulation No. 122.

**Effective date.** This Amendment No. 42 shall become effective on the 12th day of October 1945.

Issued this 12th day of October 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-19548; Filed, Oct. 22, 1945;  
12:19 p. m.]

[Region IV Rev. Order G-4 Under Rev. Supp.  
Service Reg. 43 Under RMPR 165]

COTTON PICKING SERVICES IN MISSISSIPPI  
DELTA, MISSISSIPPI

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1499.676 (a) (1) of Revised Supplementary Service Regulation 43 under Revised Maximum Price Regulation 165, it is hereby ordered:

(a) **What this order does.** This order establishes maximum prices for the services of picking, pulling, and snapping cotton and services incidental thereto when supplied by independent contractors in the "Mississippi Delta Area".

(b) **What this order prohibits.** Regardless of any contract, agreement, or other obligation, no person shall:

- (1) Sell, offer to sell, buy, or offer to buy, any of the services covered by this order at prices higher than those determined by application of the rates herein set forth, but less than maximum prices may, at any time, be charged, paid, offered, or received; or
- (2) Obtain a higher than maximum price by:

(1) Charging for the services covered hereby by using any basis or rate of payment other than that provided herein; (any price based upon any other basis or rate of payment shall not ex-

ceed the price calculated as provided herein).

(ii) Making, receiving, or paying any extra charge for securing or furnishing cotton sacks, baskets, or scales, for furnishing drinking water to the pickers, or for the performance of any other service not specifically named herein;

(iii) Engaging in any practice designed to obtain higher than the maximum prices established by this order;

(iv) Giving, offering, or paying a bonus to a contractor, or demanding or receiving a bonus from a cotton producer in connection with the services covered by this order; or

(v) Using any tying agreement by making any requirement that any service or commodity in addition to the services covered by this order be purchased by any purchaser of the services covered hereby, or by making any requirement that any or all of the services named in subparagraphs (d) (3), (d) (4), (d) (5), and (d) (6) be purchased by the purchasers of the services named in subparagraph (d) (1) or (d) (2).

(c) **Area covered.** This order covers all sales of the specified services when such services are rendered in whole or in part in the "Mississippi Delta Area" of the State of Mississippi as defined herein.

(d) **Maximum prices.** The maximum prices permitted by this order shall be those calculated on the basis of the following rates:

(1) For securing cotton pickers, hauling cotton pickers to and from the field, and picking well picked, clean seed cotton, the independent contractor may charge the amount he actually pays to the cotton pickers (not to exceed \$2.10 per cwt.) plus 20¢ per cwt.

(2) For securing cotton pickers, hauling cotton pickers to and from the field, and pulling or snapping cotton, the independent contractor may charge the amount he actually pays the cotton pickers pulling or snapping the cotton (not to exceed \$1.15 per cwt.) plus 20¢ per cwt.

(3) The contractor may charge for the operation of any truck, bus, or other motor driven vehicle used in the rendition of the services covered by this order (including hauling seed cotton to the gin as provided for in subparagraph (d) (6)) at a rate of not more than 12 1/2¢ per mile for the necessary and actual mileage of the vehicle.

(4) If a purchaser of the services named in subparagraph (d) (1) or (d) (2) requests the service of weighing the seed cotton, the contractor may charge therefor at a rate of not more than 5¢ per cwt. of seed cotton.

(5) If a purchaser of the services named in subparagraph (d) (1) or (d) (2) requests the services of a "hustler" and supervision by the contractor of the picking of the seed cotton, the contractor may charge therefor at a rate of not more than 5¢ per cwt. seed cotton.

(6) If a purchaser of the services named in subparagraph (d) (1) or (d) (2) requests the service of hauling the seed cotton to the gin, the contractor may charge therefor at a rate of not more than 5¢ per cwt. of seed cotton.

(e) **Taxes.** Mississippi State Sales Tax may be added to the prices named herein.

(f) **Definitions.** (1) Except as otherwise provided herein, and except as the context may otherwise require the definitions contained in Revised Maximum Price Regulation 165 and Revised Supplementary Service Regulation 43 thereunder shall be applicable to the terms used herein.

(2) "Mississippi Delta Area" includes the Counties of Bolivar, Coahoma, Humphreys, Issaquena, Leflore, Quitman, Sharkey, Sunflower, Tunica, and Washington and all that part of the Counties of Carroll, DeSoto, Grenada, Holmes, Panola, Tallahatchie, Tate, Warren, and Yazoo, lying between the Mississippi River and the base of the foothills, all in the State of Mississippi. When streams enter the delta area from the hills, a line drawn from the base of the hills on one side thereof to the base of the hills on the other side shall be deemed, for the purposes of the foregoing definition, the edge of the foothills.

(3) "Independent contractor" as used in this order refers to a person who supplies or offers to supply any or all of the services listed in paragraph (d) hereof and who employs one or more cotton pickers.

(4) "Hustler" as used in subparagraph (d) (5) of this order is an employee of the contractor who takes the sacks of seed cotton from the pickers in the field, carries the sacks to the scales, carries the sacks from the scales to the vehicle in which the cotton is to be hauled, empties the sacks into this vehicle, "tramps" the cotton in this vehicle, and returns the sacks to the pickers.

(g) **Applicability of other regulations.**—(1) **Revised Maximum Price Regulation 165.** Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised Maximum Price Regulation 165, together with all amendments, orders, or supplementary regulations which heretofore have been, or hereafter may be, issued.

(2) **Licensing Order 1.** The provisions of Licensing Order 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license, or of one or more applicable price schedules, regulations, or orders. A seller whose license is suspended may not, dur-

ing the period of suspension, make any sale for which his license has been suspended.

(h) **Enforcement.** (1) Persons violating any provision of this order are subject to the civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Jackson District Office, Office of Price Administration, Tower Building, Jackson 1, Mississippi.

(i) **Power to amend or revoke.** This order may be revoked, amended, or corrected at any time by the Price Administrator or by the Regional Administrator of Region IV.

(j) This revised order supersedes Order No. G-4 under Revised Supplementary Service Regulation 43 under Revised Maximum Price Regulation 165 as of its effective date; therefore, said Order No. G-4 is hereby revoked as of the effective date hereof.

**Effective date.** This order shall become effective October 8, 1945, and expire at 11:59 p. m. December 20, 1945; however, it may be continued in effect for a longer period by amendment.

Issued: October 3, 1945.

THOMAS L. HISGEN,  
Acting Regional Administrator.

[F. R. Doc. 45-19567; Filed, Oct. 22, 1945; 4:35 p. m.]

[Region VIII Order G-3 Under 18 (c), Amdt. 50]

FLUID MILK IN WASHINGTON

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-3 under § 1499.18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. Subparagraph (1) is amended by adding to the schedule of prices at the end thereof, the following:

RITZVILLE

[Not less than 3.6% milk fat]

	Wholesale	Retail
Gallon.....	\$0.40	\$0.45
Quart.....	.11	.13
Half-pint.....	.035	

This amendment to Order No. G-3 shall become effective October 10, 1945.

Issued this 2d day of October 1945.

BEN C. DUNTWAY,  
Regional Administrator.

Approved:

CLINTON P. ANDERSON,  
United States Department of Agriculture.

[F. R. Doc. 45-19552; Filed, Oct. 22, 1945; 12:22 p. m.]

[Region VIII Rev. Order G-2 Under RMPR 122, Amdt. 2]

SOLID FUELS IN SEATTLE, WASH., AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order G-2 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Tables I, II, III, and IV, in paragraph (b) (1) are amended to read as set forth below:

TABLE I—DISTRICT 19, WYOMING

Subdistrict 1, "Kemmerer"; Subdistrict 2, "Rock Springs"; Subdistrict 3, "Hanna-Rawlins"; and Subdistrict 5, "Gibo-Kirby"

Size group	Trade size	Delivered f. o. b. yard		Delivered to buyer's premises					
		100-lb. sack	Per ton loose	100-lb. sack	½-ton	1-ton	2-ton	3-ton	5-ton
1	Lump 8"	\$0.85	\$14.05	\$0.00	\$8.25	\$15.05	\$14.80	\$14.55	-----
2	Lump 7"								
3	Lump 5"								
4	Gratenut 9 x 1½"	.80	13.80	.85	8.15	14.80	14.55	14.30	-----
5	Lump 3"								
6	Stove 8 x 3"	.75	12.50	.80	7.50	13.50	13.25	13.00	-----
7	Stove 7 x 3"								
8	Gratenut 8 x 1½"	.70	11.50	.75	7.00	12.50	12.25	12.00	\$11.75
9	Egg 5 x 3"								
10	Nut 3 x 1½"	.65	11.15	.70	6.80	12.15	11.90	11.65	11.40
11	Pea 1½ x 1"								
12	Pea #2, 1½ x ½"	.70	11.50	.75	7.00	12.50	12.25	12.00	\$11.75
13	Stoker 1 x ¾"								
14	Slack 2½ x 0"	.65	11.15	.70	6.80	12.15	11.90	11.65	11.40
15	Slack 1½ x 0"								
16	Slack 1 x 0"								

TABLE II—DISTRICT 19, WYOMING

Subdistrict 7, "Sheridan"

1	Lump 8"	\$0.75	\$12.00	\$0.80	\$7.55	\$13.00	\$13.35	\$13.10	-----
2	Lump 7"								
3	Lump 5"								
4	Gratenut 9 x 1½"	.75	12.40	.80	7.45	13.40	13.15	12.90	-----
5	Lump 3"								
6	Stove 8 x 3"	.70	11.80	.75	7.15	12.80	12.55	12.30	-----
7	Stove 7 x 3"								
8	Gratenut 8 x 1½"	.65	10.80	.70	6.65	11.80	11.55	11.30	\$11.05
9	Egg 5 x 3"								
10	Nut 3 x 1½"	.65	10.60	.70	6.55	11.60	11.35	11.10	10.85
11	Pea 1½ x 1"								
12	Pea #2, 1½ x ½"	.70	11.00	.75	7.00	12.50	12.25	12.00	\$11.75
13	Stoker 1 x ¾"								
14	Slack 2½ x 0"	.65	10.60	.70	6.55	11.60	11.35	11.10	10.85
15	Slack 1½ x 0"								

TABLE III—DISTRICT 20, UTAH

Subdistrict 1, "Castlegate"

1	Lump 11" and 8"	\$0.85	\$14.05	\$0.00	\$8.25	\$15.05	\$14.80	\$14.55	-----
2	Lump 10"								
3	Lump 3"								
4	Lump 1½"	.80	13.80	.85	8.15	14.80	14.55	14.30	-----
5	Stove 8 x 3"								
6	Egg 5 x 3"	.75	12.50	.80	7.50	13.50	13.25	13.00	-----
7	Nut 3 x 1½"								
8	Pea 1½ x 1"	.70	11.50	.75	7.00	12.50	12.25	12.00	\$11.75
9	Stoker 1 x ¾"								
10	Slack 1½ x 0"	.65	11.15	.70	6.80	12.15	11.90	11.65	11.40
11	Slack 1 x 0"								

TABLE IV—DISTRICT 22, MONTANA

Subdistrict 1 "Roundup", and Subdistrict 2, "Red Lodge"

1	Lump 6"	\$0.85	\$14.05	\$0.00	\$8.25	\$15.05	\$14.80	\$14.55	-----
2	Lump 2"								
3	Burnace 9 x 6"								
4	Egg 6 x 3"	.80	13.80	.85	8.15	14.80	14.55	14.30	-----
5	Stove 6 x 2"								
6	#1 Nut 3 x 2"	.75	12.50	.80	7.50	13.50	13.25	13.00	-----
7	Nut 2 x 1½"								
8	Pea 1½ x 1"	.70	11.50	.75	7.00	12.50	12.25	12.00	\$11.75
9	Pea 1½ x ½"								
10	Slack 1½ x 0"	.65	10.40	.70	6.45	11.40	11.15	10.90	10.65
11	Slack 1 x 0"								

This amendment to Revised Order G-2 shall become effective September 30, 1945. Issued this 26th day of September 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-19547; Filed, Oct. 22, 1945; 12:19 p. m.]

[Region VIII Order G-7 Under RMFR 123, Amdt. 5]

SOLID FUELS IN TACOMA, WASH., AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-7 under Revised Maximum Price Regulation No. 122 is amended in the following respect:

1. Tables I, II, and III in paragraph (b) (1) are amended to read as set forth below:

TABLE I, DISTRICT 19, WYOMING COALS

Size group	Trade size	F. o. b. 100-lb. sack	Yard, loose, (per ton)	Delivered to buyer's premises					
				Sacked		Loose			
				100-lbs.	1-ton	1/2-ton	1-ton	2-ton	3-ton
1	Lump 8" and up	\$.95	\$13.85	\$1.05	\$18.85	\$7.05	\$14.85	\$14.09	-----
2	Lump 7"								
3	Lump 6"								
4	Lump 3" or 12 x 3"								
5	Stove 8 x 3"								
6	Stove 7 x 3"								
7	Gratuit 8 x 1 1/2", 5 x 3"								
8	Nut 3 x 1 1/2"								
9	Pea #1, 1 1/2 x 1"								
10	Pea #2, 1 1/2 x 1 1/2"								
11	Stoker 1 x 3 1/2"	.89	11.35	.60	16.35	6.70	12.05	12.19	\$11.85
14	Slack 2 1/2 x 0"								
15	Slack 1 1/2 x 0"								
16	Slack 1 x 0"								

TABLE II, DISTRICT 20, UTAH COALS

1	Lump 11 x 8"	\$.95	\$13.85	\$1.05	\$18.85	\$7.05	\$14.85	\$14.09	-----
2	Lump 10"								
3	Lump 3" or 3 x 10"								
4	Lump 1 1/2"								
5	Stove 8 x 3"								
6	Egg 3 x 1 1/2"								
7	Nut 3 x 1 1/2"								
8	Pea 1 1/2 x 1"								
9	Stoker 1 x 3 1/2"								
10	Slack 1 1/2 x 0"								
11	Slack 1 x 0"	.89	11.35	.60	16.35	6.70	12.05	12.19	\$11.85

TABLE III, MONTANA COALS, DISTRICT 22

1	Lump 6"	\$.95	\$13.85	\$1.05	\$18.85	\$7.05	\$14.85	\$14.09	-----
2	Lump 2"								
3	Furnace 9 x 6"								
4	Egg 6 x 3"								
5	Stove 6 x 2"								
6	Nut #1, 3 x 2"								
7	Nut #2, 2 x 1 1/2"								
8	Chestnut 1 1/2 x 1"								
9	Stoker 1 1/2 x 1 1/2"								
10	Slack 1 1/2 x 0"								
11	Slack 1 x 0"	.75	10.15	.85	15.15	6.05	11.15	10.09	10.05

This amendment to Order No. G-7 shall become effective September 24, 1945.

Issued this 19th day of September 1945.

GUY R. KINSLEY,  
Acting Regional Administrator.

[F. R. Doc. 45-19546; Filed, Oct. 22, 1945; 12:18 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70-1157, 70-1165]

WISCONSIN POWER AND LIGHT CO. AND NORTH WEST UTILITIES CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of October, A. D., 1945.

North West Utilities Company, a registered holding company, and its subsidiary, Wisconsin Power and Light Company, having filed applications and dec-

larations pursuant to the Public Utility Holding Company Act of 1935, particularly sections 6, 7, 9, 10 and 12 thereof, with respect, among other things, to the following transactions:

1. Wisconsin Power and Light Company proposes to amend its Articles of Organization (a) by changing each share of its common stock having a par value of \$50 to five shares of common stock having a par value of \$10 each, (b) by increasing the authorized Preferred Stock from \$20,000,000 to \$28,000,000, and (c) by incorporating various provisions stated to be designed for the protection of the Preferred Stock.

2. Wisconsin Power and Light Company proposes to issue and sell to certain banks \$3,000,000 principal amount of 2% Serial Notes, (5% after maturity) payable semi-annually over a period of seven years and to apply the proceeds from the sale of such notes, together with other funds of the company, to the payment and retirement of all its outstanding Serial Notes in the aggregate principal amount of \$4,070,000 maturing serially to August 1, 1951 and bearing interest at 2 1/4%, 2 3/4% and 3%.

Wisconsin Power and Light Company having proposed to solicit proxies in connection with a special meeting of its stockholders to be held early in November, 1945, to vote upon the proposed amendments to its Articles of Organization and the proposed issue and sale of serial notes, and having filed copies of the proposed notice of such meeting, proxy and proxy statement; and

Wisconsin Power and Light Company having requested that the declaration with respect to the proxy solicitation material be considered and disposed of independently of the principal transactions and that the Commission enter its separate order permitting said declaration as to all such proxy solicitation material to become effective; and

It appearing that the solicitation of authorizations of stockholders, as proposed to be conducted, does not make it necessary or appropriate in the public interest or for the protection of investors or consumers or to prevent the circumvention of the provisions of the Act or the Rules and Regulations thereunder that the Commission issue any order with respect thereto other than an order permitting the declaration as to such solicitation to become effective;

It is therefore ordered, That, without passing upon the merits of the applications or declarations filed pursuant to sections 6, 7, 9, 10 and 12, the declaration as to solicitation of authorizations be and it is hereby permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-19597; Filed, Oct. 23, 1945; 2:39 p. m.]

[File No. 70-1167]

CAPE & VINEYARD ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22d day of October 1945.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Cape & Vineyard Electric Company, a subsidiary of New England Gas and Electric Association, a registered holding company; and

Notice is further given that any interested person may, not later than October 31, 1945, at 5:30 p. m., E. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration or application, as filed or as amended, may be permitted to become effective or granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary,

Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application which is on file in the office of said Commission, for a statement of the transactions therein proposed which are summarized below:

In accordance with an agreement made on September 14, 1945, by and between Cape & Vineyard Electric Company and John Hancock Mutual Life Insurance Company it is proposed to reduce the interest rate on the First Mortgage Bonds, Series B, due March 1, 1968, of Cape & Vineyard Electric Company from 4% per annum to 3½% per annum, effective as of September 1, 1945. There are issued and outstanding \$1,000,000 aggregate principal amount of Series B bonds due March 1, 1968, all of which are owned and held by the insurance company. The filing states that no State commission has jurisdiction over the proposed transaction.

In connection with the proposed reduction of interest rate the company proposes to execute two supplemental indentures for the purpose of effecting the inclusion under the general mortgage of certain parcels acquired by the company since the execution of the principal indenture and supplemental indentures thereto, and for the purpose of curing certain defects and ambiguities or inconsistencies in the wording of the principal indenture in that such indenture fails to define the term "entitled to vote", and is ambiguous or inconsistent with respect to the use of the words "the bonds then outstanding", "all bonds then outstanding", and "all bonds outstanding".

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-19608; Filed, Oct. 23, 1945;  
2:30 p. m.]

[File No. 812-372]

GENERAL SECURITIES CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 22d day of October, A. D., 1945.

An application having been filed by General Securities Corporation under and pursuant to the provisions of Section 3 (b) (2) of the Investment Company Act of 1940 for an order declaring it to be primarily engaged in a business or businesses other than that of investing, re-investing, owning, holding, or trading in securities;

*It is ordered*, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on November 14, 1945, at 10:00 a. m., Eastern war time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

*It is further ordered*, That Robert P. Reeder, Esquire, or any other officer or officers of the Commission designated by

it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-19609; Filed, Oct. 23, 1945;  
2:30 p. m.]

[File No. 812-395]

AMERICAN GENERAL CORP. AND FIRST YORK CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 22d day of October, A. D. 1945.

An application has been filed by American General Corporation and First York Corporation, pursuant to section 17 (b) of the Investment Company Act of 1940, for an order exempting from the provisions of sections 17 (a) (1) and 17 (a) (2) of said act, the purchase by American General Corporation from First York Corporation for \$143,125 (less transfer taxes) of 5,000 shares of International Minerals & Chemical Corporation Common Stock, \$5 par value. American General Corporation and First York Corporation are registered investment companies. First York Corporation is a wholly owned subsidiary of American General Corporation.

*It is ordered*, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on October 29, 1945, at 9:30 a. m., Eastern standard time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

*It is further ordered*, That Charles S. Lobingier, Esquire, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to American General Corporation and First York Corporation and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-19610; Filed, Oct. 23, 1945;  
2:30 p. m.]

UNITED STATES COAST GUARD.

APPROVAL AND WITHDRAWAL OF APPROVAL OF EQUIPMENT AND AMENDMENT OF PRIOR DOCUMENT

By virtue of the authority vested in me by R. S. 4405, 4417, 4417a, 4418, 4426, 4437, 4488, and 4491, as amended, 49 Stat. 1544 (46 U.S.C. 375, 391, 391a, 392, 404, 413, 481, 489, 367), and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), the following approval and withdrawal of approval of equipment and amendment of prior document is prescribed:

APPROVAL OF EQUIPMENT

FIRING ATTACHMENT FOR LINE-THROWING GUN

Firing attachment for mounted line-throwing gun, Model VK-M20 (Dwg. No. VK-M20, dated 12 September, 1945), manufactured by the Van Karner Chemical Arms Corporation, 202 East 44th Street, New York, N. Y.

LIFEBOATS

28' x 9' x 3'11½" metallic motor-propelled lifeboat (65-person capacity) (General Arrangement Dwg. No. 2078, dated 9 October, 1945), submitted by the Imperial Lifeboat and Davit Co., Inc., Athens, New York.

28' x 9' x 3'11½" metallic car-propelled lifeboat (69-person capacity) (General Arrangement Dwg. No. 2079, dated 9 October, 1945), submitted by the Imperial Lifeboat and Davit Co., Athens, New York.

14' x 5' x 3' metallic car-propelled lifeboat (8-person capacity) (General Arrangement Dwg. No. 1412, dated 26 August, 1943), submitted by the Lane Lifeboat and Davit Co., Foot of 40th Road, Flushing, New York.

LINE-THROWING GUN

Shoulder line-throwing gun, "Bridger" 45-70 (Dwg. No. H-102, dated 28 September, 1945), submitted by the Naval Company, Doylestown, Pa.

WINCH

Electric lifeboat winch, type WH-10 (Maximum working load of 2,200 pounds at the drum) (General Arrangement Dwg. No. 1189-D-1, dated 24 October, 1944), submitted by the Landley Company, 15 Park Row, New York, N. Y.

WITHDRAWAL OF APPROVAL

Coast Guard approval of the following items of equipment is withdrawn:

SAFETY VALVES

Ashton safety valve, submitted by Ashton Valve Company, 169-179 First Street, Cambridge, Boston, Mass. (Original approval 1872)

Coale side outlet safety valve, submitted by Coale Muffler & Safety Valve Co., 325 East Oliver Street, Baltimore, Md. (Original approval 1917)

Safety valve, Form DS, type 1403, submitted by Consolidated Ashcraft Hancock Co., Inc., Bridgeport, Conn. (Original approval 1924)

Safety valve, Form D. I., type 1403, submitted by Consolidated Ashcraft Hancock Co., Inc., Bridgeport, Conn. (Original approval 1924)

Safety valve, Form H, type FH, portable top outlet safety valve, submitted by Consolidated Ashcraft Hancock Co., Inc., Bridgeport, Conn. (Original approval 1927)

Safety valve, Form E, type RB or 1436, bronze body, submitted by Consolidated Ashcraft Hancock Co., Inc., Bridgeport, Conn. (Original approval 1929)

Form I, type NE or 1455, exposed spring bronze body safety valve, submitted by Consolidated Ashcraft Hancock Co., Inc., Bridgeport, Conn. (Original approval 1929)

Type NE, 1407 pop valve, submitted by Consolidated Ashcraft Hancock Co., Inc., Bridgeport, Conn. (Original approval 1933)

Safety valve, Type 1554, steel body, with rockershaft lever, submitted by Consolidated Ashcraft Hancock Co., Inc., Bridgeport, Conn. (Original approval 1930)

Safety valve, Type 1413, steel body, for saturated steam, submitted by Consolidated Ashcraft-Hancock Co., Inc., Bridgeport, Conn. (Original approval 1932)

Top outlet bronze safety valve, type 1445, 1½" size (Dwg. No. C-101, dated 10 October, 1941) (For maximum pressure of 150 pounds p. s. l. and maximum temperature of 366° F), submitted by Consolidated Safety Valve Division of Manning, Maxwell & Moore, Inc., Bridgeport, Conn. (Original approval October 25, 1941, 6 F.R. 5473)

Top outlet bronze safety valve, type 1445, 2" size (Dwg. No. C-101, dated 10 October, 1941) (for maximum pressure of 150 pounds p. s. l. and maximum temperature of 366° F), submitted by Consolidated Safety Valve Division of Manning, Maxwell & Moore, Inc., Bridgeport, Conn. (Original approval October 25, 1941, 6 F.R. 5473)

Top outlet bronze safety valve, type 1445, 2½" size (Dwg. No. C-101, dated 10 October, 1941) (For maximum pressure of 150 pounds p. s. l. and maximum temperature of 366° F), submitted by Consolidated Safety Valve Division of Manning, Maxwell & Moore, Inc., Bridgeport, Conn. (Original approval October 25, 1941, 6 F.R. 5473)

Crosby and Meade pop safety valve, submitted by Crosby Steam Gage and Valve Co., 10 Roland Street, Boston, Mass. (Original approval 1888)

High efficiency pop safety valve, submitted by Crosby Steam Gage and Valve Co., 10 Roland Street, Boston, Mass. (Original approval 1917)

Spring-loaded safety valve, model WIDE, 2½" size, submitted by J. E. Lonergan Co., 211-217 Race Street, Philadelphia, Pa. (Original approval 1931)

F. Lunkenheimer safety valve, submitted by Lunkenheimer Co., Beekman Street & Waverly Avenue, Cincinnati, Ohio. (Original approval 1888)

Improved pop safety valve, submitted by Lunkenheimer Co., Beekman Street & Waverly Ave., Cincinnati, Ohio. (Original approval 1896)

Lever safety valve, submitted by Peter Jensen & Co., 23-25 East 18th & River, New Albany, Ind. (Original approval 1932)

Talbot combination stop and safety valve, submitted by Talbot Boiler Company, Seattle, Washington. (Original approval 1915)

Cockburn ordinary life safety valve, submitted by Cockburn Ltd., Clydesdale Engineering Works, Cardonald, Glasgow, Scotland. (Original approval 1877)

Cockburn-MacNicol improved high-lift double-spring valve, submitted by Cockburn Ltd., Clydesdale Engineering Works, Cardonald, Glasgow, Scotland. (Original approval 1930)

(Notwithstanding the withdrawals of approval, any of the foregoing safety valves now in use may be continued in service, provided such safety valves are in good and serviceable condition.)

#### AMENDMENT OF PRIOR DOCUMENT

In F.R. Doc. 45-18303, published in the FEDERAL REGISTER dated October 3, 1945, on page 12473, the listing of approval under "Lifeboat Compasses" for a Model 2 lifeboat compass, manufactured by the H. M. Welch Mfg. Co., is amended by changing the name H. M. Welch Mfg. Co., to read W. M. Welch Mfg. Company.

Dated: October 23, 1945.

L. T. CHALKER,  
Rear Admiral, U. S. C. G.,  
Acting Commandant.

[F. R. Doc. 45-19658; Filed, Oct. 24, 1945; 11:01 a. m.]

## WAR PRODUCTION BOARD.

[Certificates 23, 35, 38, 41-43, 47, 49, 51, 53, 54, 59, 60, 62-64, 67, 69, 71, 73, 77, 81, 83, 81, 84, 93, 93, 101, 102, 106, 103, 103, 111-113, 115, 116, 119, 121, 123, 125, 128, 129, 133, 137, 139, 140-142, 144, 147, 143, 153, 153, 159, 160, 162-164, 180, 133, 180, 193, 200 and 210, Revocation]

### CERTIFICATES CONCERNING OFFICE OF DEFENSE TRANSPORTATION NOTICE OF REVOCATION

#### The ATTORNEY GENERAL.

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificates and findings numbered, dated and described below, such withdrawals to become and be effective November 1, 1945.

Certificate No. 28 dated February 2, 1943, with respect to a plan formulated by the Office of Defense Transportation entitled "Recommendation for Industry Transportation Plans for Transportation of Agricultural Commodities and Products"; and also Amendment 1 thereto dated March 23, 1943;

Certificate No. 35 dated February 19, 1943, concerning Supplementary Order ODT 3, Revised-16, issued by the Director of the Office of Defense Transportation;

Certificate No. 38 dated March 15, 1943, concerning Supplementary Order ODT 3, Revised-17, issued by the Director of the Office of Defense Transportation;

Certificate No. 41 dated March 17, 1943, concerning the Recommendation of the Director of the Office of Defense Transportation in respect of a joint action plan by the persons named therein concerning transportation of property by motor vehicle in the Albany Milk Marketing Area, Albany, New York;

Certificate No. 42 dated March 17, 1943, concerning the Recommendation of the Director of the Office of Defense Transportation in respect of a joint action plan by the persons named therein concerning transportation of property by motor vehicle in the Auburn Milk Marketing Area, Auburn, New York;

Certificate No. 43 dated March 17, 1943, concerning the Recommendation of the Director of the Office of Defense Transportation in respect of a joint action plan by the persons named therein concerning transportation of property by motor vehicle in Old Greenwich, Connecticut; and also Amendment 1 thereto dated April 9, 1943;

Certificate No. 47 dated March 30, 1943, concerning Supplementary Order ODT 3, Revised-18, issued by the Deputy Director of the Office of Defense Transportation;

Certificate No. 49 dated March 30, 1943, concerning a Recommendation by the Director of the Office of Defense Transportation of a plan for joint action by the persons named therein with respect to the transportation of dairy products by motor vehicle in the Portsmouth Milk Marketing Area, Portsmouth, Ohio;

Certificate No. 51 dated April 8, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning the formulation of plans for certain joint actions by common carriers of property by motor vehicle; and also Amendment 1 thereto dated January 29, 1943;

Certificate No. 53 dated April 19, 1943, concerning Supplementary Order ODT 3, Revised-19, issued by the Director of the Office of Defense Transportation;

Certificate No. 54 dated April 19, 1943, concerning a Recommendation of the Director of the Office of Defense Transportation of a plan for joint action by the persons named therein with respect to the transportation and delivery by motor vehicle of flowers and related articles in the Kansas City, Missouri-Kansas Commercial Zone;

Certificate No. 59 dated April 27, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Dadd's Alderney Dairy, Inc. and Nellie Quinby, doing business as Quinby Dairy, in the transportation and delivery of milk by motor vehicle in Kenmore, Hamburg and Orchard Park, New York;

Certificate No. 60 dated April 27, 1943, concerning Supplementary Order ODT-17-2, issued by the Director of the Office of Defense Transportation;

Certificate No. 62 dated May 10, 1943, concerning Supplementary Order ODT 3, Revised-22, issued by the Director of the Office of Defense Transportation;

Certificate No. 63 dated May 17, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein, members of The Laundry Institute of Cleveland, in the transportation and delivery of laundry by motor vehicle in Cleveland, Ohio;

Certificate No. 64 dated May 17, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of flowers by motor vehicle in Cincinnati, Ohio;

Certificate No. 67 dated May 16, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of ice by motor vehicle in Portsmouth, Ohio;

Certificate No. 69 dated May 22, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein in the transportation and delivery of dry cleaning by motor vehicle in Altoona, Pennsylvania;

Certificate No. 71 dated May 23, 1943, with respect to a Recommendation of the Deputy Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein in the transportation and delivery of milk by motor vehicle in Gallipolis, Ohio;

Certificate No. 73 dated May 27, 1943, with respect to a Recommendation of the Deputy Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein in the transportation and delivery of milk by motor vehicle in Muskegon, Muskegon Heights, North Muskegon and other parts of Greater Michigan;

Certificate No. 77 dated June 7, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Honaker Florist and others named therein with respect to the transportation and delivery of flowers and related articles by motor vehicle in Lexington, Kentucky;

Certificate No. 79 dated June 7, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Ashland Florist and others named therein with respect to the transportation and delivery of flowers and related articles by motor vehicle in Lexington, Kentucky;

Certificate No. 81 dated June 9, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein in the transportation and delivery of laundry and dry cleaning by motor vehicle in Cleveland and Cuyahoga County, Ohio;

Certificate No. 82 dated June 10, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of dairy products in

Rochester, New York, and neighboring municipalities;

Certificate No. 91 dated July 5, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of milk and cream by motor vehicle in West Salem, Wisconsin;

Certificate No. 94 dated July 10, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery by motor vehicle of dairy products in Dubois, Pennsylvania, and vicinity;

Certificate No. 95 dated July 10, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery by motor vehicle of meats, groceries and dairy products in Prairie du Chien, Wisconsin;

Certificate No. 98 dated July 17, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery by motor vehicle of ice cream and related products, between points in Pennsylvania and New Jersey;

Certificate No. 101 dated July 22, 1943, concerning Supplementary Order ODT 3, Revised-44, issued by the Director of the Office of Defense Transportation;

Certificate No. 102 dated July 28, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of milk by motor vehicle in the Watertown Milk Marketing Area, New York;

Certificate No. 106 dated August 2, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of flowers and related articles by motor vehicles in Philadelphia, Pa., and vicinity;

Certificate No. 108 dated August 6, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of flowers and related articles by motor vehicle in Sioux Falls, South Dakota;

Certificate No. 109 dated August 6, 1943, with respect to Supplementary Order ODT 6A-1, issued by the Director of the Office of Defense Transportation;

Certificate No. 111 dated August 14, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Bool's Flowerdale and others named therein with respect to the transportation and delivery of flowers and related articles by motor vehicle in Ithaca, New York;

Certificate No. 112 dated August 14, 1943, concerning Supplementary Order ODT 3, Revised-52, issued by the Director of the Office of Defense Transportation;

Certificate No. 113 dated August 14, 1943, concerning Supplementary Order ODT 3, Revised-50, issued by the Director of the Office of Defense Transportation;

Certificate No. 115 dated August 20, 1943, concerning a plan formulated by the Office of Defense Transportation entitled "Recommendation for Transportation of Livestock by Commercial Motor Vehicle";

Certificate No. 116 dated August 21, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the

transportation and delivery of dairy products in Oneonta, New York;

Certificate No. 119 dated August 24, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of flowers and related articles in Detroit, Michigan;

Certificate No. 121 dated August 30, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of dairy products by motor vehicle in Norwalk, Ohio;

Certificate No. 123 dated August 30, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery of newspapers by motor vehicles in Washington, D. C., and neighboring municipalities in Maryland and Virginia;

Certificate No. 125 dated September 7, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Ashtabula Floral Shop and others named therein with respect to the transportation and delivery of flowers and related articles by motor vehicle in Ashtabula, Ohio;

Certificate No. 128 dated September 10, 1943, with respect to Special Order ODT R-6 issued by the Director of the Office of Defense Transportation;

Certificate No. 129 dated September 10, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Oberlin Dairy and others named therein with respect to the transportation and delivery of dairy products by motor vehicle in Stark County, Ohio;

Certificate No. 133 dated September 13, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by the persons named therein with respect to the transportation and delivery by motor vehicle of flowers and related articles in the Detroit metropolitan area;

Certificate No. 137 dated September 18, 1943, concerning Supplementary Order ODT 6A-2, issued by the Director of the Office of Defense Transportation;

Certificate No. 139 dated September 25, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Clarence Downing and certain others with respect to the transportation and delivery of flowers and related articles by motor vehicle in the metropolitan area of Detroit, Michigan and certain suburbs;

Certificate No. 140 dated September 25, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action with respect to the operation of Government-owned tugs and barges by private operators on Gulf Coast inland waterways.

Certificate No. 141 dated September 25, 1943, concerning Supplementary Order ODT 3, Revised-67, issued by the Director of the Office of Defense Transportation;

Certificate No. 142 dated September 27, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by City Ice Company and certain others in the transportation and delivery of ice by motor vehicle in Portland, Oregon;

Certificate No. 144 dated September 27, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Broadway Market and certain others in the transportation and delivery of groceries by motor vehicle in Abilene, Kansas;

Certificate No. 147 dated September 30, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Anderegg Coal Company and certain others with respect to the release of railroad cars and the transportation and delivery of coal by motor vehicle in La Crosse, Wisconsin;

Certificate No. 148 dated September 30, 1943, concerning Supplementary Order ODT 3, Revised-68, issued by the Director of the Office of Defense Transportation;

Certificate No. 153 dated October 29, 1943, concerning Supplementary Order ODT 3, Revised-86, issued by the Deputy Director of the Office of Defense Transportation;

Certificate No. 155 dated November 3, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning the formulation of certain joint action plans by persons engaged in the sale or transportation of solid fuels to private and commercial consumers;

Certificate No. 159 dated November 12, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Clapier's Flower shop and certain others in the transportation and delivery of flowers and related articles by motor vehicle in Topeka, Kansas, and certain suburbs;

Certificate No. 160 dated November 12, 1943, concerning Supplementary Order ODT 3, Revised-78, issued by the Director of the Office of Defense Transportation;

Certificate No. 162 dated November 13, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Huntington Coca-Cola Bottling Company and certain others in the transportation and delivery by motor vehicles of carbonated beverages in West Virginia;

Certificate No. 163 dated November 12, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Morning Sun Rendering Company and certain others in the transportation and delivery by motor vehicle of dead animals, waste fats and greases in Iowa;

Certificate No. 164 dated November 12, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Avalon Dairy and certain others in the transportation and delivery by motor vehicle of dairy products in Middletown, Ohio;

Certificate No. 165 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Burton's Orchids and Flowers and certain others in the transportation and delivery by motor vehicle of flowers and related articles in the Dallas, Texas, area;

Certificate No. 168 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Woolf's Flower Shop and certain others in the transportation and delivery of flowers and related articles by motor vehicle in Elmira and other municipalities in Chemung County, New York;

Certificate No. 167 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Nass Bros. Grocery and certain others in the transportation and delivery by motor vehicle of groceries in Atchison, Kansas;

Certificate No. 168 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Euclid Gouin and certain others in the transportation and delivery of flowers and related articles by motor vehicle in the metropolitan area of Detroit, Michigan, and certain suburbs;

Certificate No. 169 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by La Junta Ice and Storage Co. and certain others in the transportation and delivery by motor vehicle of coal in La Junta, Colorado;

Certificate No. 170 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by New Haven Dairy Division of the General Ice Cream Corporation and Brock-Hall Dairy Company, Inc., in the transportation and wholesale delivery by motor vehicle of milk and related products in New Haven, Connecticut;

Certificate No. 171 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by N. C. Grant and certain others in the transportation and delivery by motor vehicle of groceries in Salina, Kansas;

Certificate No. 172 dated November 18, 1943, concerning Supplementary Order ODT 6A-4 issued by the Director of the Office of Defense Transportation;

Certificate No. 173 dated November 18, 1943, concerning Supplementary Order ODT 6A-5 issued by the Director of the Office of Defense Transportation;

Certificate No. 174 dated November 18, 1943, concerning Supplementary Order ODT 6A-3 issued by the Director of the Office of Defense Transportation;

Certificate No. 175 dated November 18, 1943, concerning Supplementary Order ODT 6A-6 issued by the Director of the Office of Defense Transportation;

Certificate No. 176 dated November 18, 1943, concerning Supplementary Order ODT 6A-9 issued by the Deputy Director of the Office of Defense Transportation.

Certificate No. 177 dated November 18, 1943, with respect to a Recommendation of the

Deputy Director of the Office of Defense Transportation concerning a plan for joint action by G. E. LeVeque and certain others in the transportation and delivery by motor vehicle of motion picture film in the metropolitan area of Detroit, Michigan;

Certificate No. 178 dated November 18, 1943, with respect to a Recommendation of the Deputy Director of the Office of Defense Transportation concerning a plan for joint action by West End Market and certain others in the transportation and delivery of groceries by motor vehicle in Lawrence, Kansas;

Certificate No. 179 dated November 18, 1943, concerning Supplementary Order ODT 6A-7 issued by the Deputy Director of the Office of Defense Transportation;

Certificate No. 180 dated November 18, 1943, concerning Supplementary Order ODT 6A-3 issued by the Deputy Director of the Office of Defense Transportation;

Certificate No. 181 dated November 18, 1943, concerning Supplementary Order ODT 6A-10 issued by the Deputy Director of the Office of Defense Transportation;

Certificate No. 182 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by Sorrano Florist and certain others in the transportation and delivery of flowers and related articles by motor vehicle in Morristown, New Jersey, and contiguous municipalities;

Certificate No. 183 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by American Laundry & Cleaners and certain others in the pick-up and delivery by motor vehicle of articles to be laundered or dry cleaned in the Grand Rapids, Michigan, area;

Certificate No. 184 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Trans-

portation concerning a plan for joint action by Bay Cities Ice and Cold Storage Company and certain others in the transportation and delivery of ice by motor vehicle in Oakland, Emeryville, San Leandro, and Piedmont, California;

Certificate No. 183 dated November 18, 1943, with respect to Supplementary Order ODT 6A-11 issued by the Director of the Office of Defense Transportation;

Certificate No. 183 dated November 18, 1943, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning a plan for joint action by H. H. Bottles and certain others in the transportation and delivery by motor vehicle of flowers and related articles in Philadelphia, Pennsylvania and suburbs;

Certificate No. 189 dated January 10, 1944, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning the formulation of certain joint action plans by private carriers and contract carriers, as well as persons using the services of for-hire carriers;

Certificate 193 dated January 20, 1944, concerning Supplementary Order ODT 1-2 issued by the Director of the Office of Defense Transportation;

Certificate No. 200 dated March 14, 1944, with respect to a Recommendation of the Director of the Office of Defense Transportation concerning the formulation of certain joint action plans by local carriers of property by commercial motor vehicle; and

Certificate No. 210 dated November 20, 1944, concerning Special Order ODT W-3 (9 P.E. 13634) issued by the Director of the Office of Defense Transportation.

Dated: October 4, 1945.

J. A. KRUG,  
Chairman.

[F. R. Doc. 45-19643; Filed, Oct. 24, 1945;  
10:26 a. m.]

