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NOTICE

1944 Supplement

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A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission
PART 18—WAR SERVICE REGULATIONS

By virtue of the reseinding orders of the Chairman of the War Manpower Commission (10 F.R. 10166, 10342) and the authority vested in the United States Civil Service Commission, the following revision of the regulations is hereby prescribed:

Sec.	
18.1	Examinations.
18.2	Qualifications of applicants.
18.3	Rating and eligibility.
18.4	Recruitment and placement.
18.5	Appointment.
18.6	Promotion.

Sec.	
18.7	Removal.
18.8	Reappointment or reinstatement.
18.9	Transfer.
18.10	Release for government employment.
18.11	Extent of regulations.
18.12	Application for reemployment following reduction in force.
18.13	Restoration after return from military service.

AUTHORITY: §§ 18.1 to 18.13, inclusive, issued under E.O. 9063, Feb. 16, 1942, E.O. 9243, September 12, 1942, 3 CFR, Cum. Supp., Chap. II, E.O. 9378, Sept. 13, 1943, 3 CFR, 1943 Supp., Chap. II, Veterans Preference Act of 1944, 53 Stat. 387, and order of the Chairman, War Manpower Commission of August 16, 1945, 10 F.R. 10342.

§ 18.1 *Examinations.* (a) Examinations for original appointment will be competitive except that when sufficient competent persons do not compete, non-competitive examinations may be authorized. Examinations for promotion, reassignment, transfer, and reappointment may be noncompetitive.

(b) *Competitive examinations.* Competitive examinations for original appointment will be held at such times and places and in such manner as the needs of the service require.

(c) *Reopened examinations.* (1) An applicant granted ten-point preference under this part may file application at any time for any position he may specify for which there is an existing list or a list about to be established or to which any appointment has been made within the preceding three years.

(2) An applicant granted five-point preference under this part and whose relief from active duty or service was effected on or after December 7, 1941, may file application for examinations for which there are existing lists or lists about to be established, provided he makes application within one year of the effective date of this subparagraph, or within one year after relief from active duty or service or from hospitalization continuing after discharge for a period of not more than one year, whichever is later.

(3) Members of the armed forces who indicate that they are to be discharged or released from active service or who are in army or navy hospitals or separation centers awaiting discharge may also file application for examinations for which there are existing lists or for which lists are about to be established. Any certification of such applicants prior to the submission of proof of honorable discharge will be subject to submission of such proof prior to entrance on duty.

(4) Reopened examinations will be scheduled as the needs of the service require but in any case not less than once each month.

(d) *Examinations restricted to preference applicants.* In examinations for the positions of guards, elevator operators, messengers, custodians, and such other positions as the President may designate, competition shall be restricted to persons granted five- or ten-point preference under this part as long as such persons are available.

NOTE: For other examinations restricted to persons entitled to preference under the Veterans' Preference Act of 1944, see E.O. 9529 (10 F.R. 9063).

§ 18.2 *Qualifications of applicants—*
(a) *Citizenship.* No person shall be admitted to a competitive examination unless he is a citizen of or owes allegiance to the United States. A noncitizen may be appointed through noncompetitive examination provided no citizen eligible is available and that the department or agency desiring his services has specific authority to employ noncitizens.

(b) *Form of application.* Application for examination must be made in such form and manner and accompanied by such certificates as the Commission may prescribe.

(c) *Disqualifications.* An applicant may be denied examination and an eligible may be denied appointment for any of the following reasons: (1) Dismissal from the service for delinquency or misconduct; (2) physical or mental unfitness for the position for which he applies; *Provided, That,* in the case of any person granted five- or ten-point preference under this part who is, in the opinion of the Commission, physically able to discharge efficiently the duties of the position for which examined or to which appointment is proposed, the Commission shall waive the physical requirements, after giving due consideration to the recommendation of any accredited physician, and the age, height, and weight requirements; (3) criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct; (4) intentional false statements as to any material fact, or deception or fraud in securing examination or appointment; (5) refusal to furnish testimony as required by Part 14 of this chapter; (6) habitual use of intoxicating beverages to excess; (7) a reasonable doubt as to his loyalty to the Government of the United States; (8) any legal disqualification for appointment.

Any of the reasons stated in the foregoing subparagraphs from (2) through (8) inclusive, shall also be sufficient cause for removal from the service.

(d) *Age limits.* There will be no maximum age limits except where the appointing officer establishes to the satisfaction of the Commission that the interests of sound administration require such limits for a particular position.

A person retired under the age or optional provision of the Civil Service Retirement Act may be reemployed only in the event the appointing authority determines that he is possessed of special qualifications.

(e) *Education.* No minimum educational requirement will be prescribed in any examination except for such scientific, technical or professional positions the duties of which the Commission decides cannot be performed by a person who does not have such education.

NOTE: Part 25 of this chapter lists the positions for which formal education requirements have been prescribed and justifications filed.

§ 18.3 *Rating and eligibility—*(a) *Rating.* Examination papers shall be rated on a scale of 100: *Provided, That,* whenever positive or direct recruitment is undertaken for positions for which there is an insufficient supply of qualified

persons, examination papers may be rated either "eligible" or "ineligible."

When an applicant granted five- or ten-point preference under this part is rated in examinations where experience is an element of qualifications, time spent in the military or naval service of the United States shall be considered as an extension of time spent in the position in which the applicant was employed immediately prior to his entrance into the military or naval service where such position was similar to that for which he is filing application. In all examinations to determine the qualifications of an applicant credit shall be given for all valuable experience, including experience gained in religious, civic, welfare, service, and organizational activities, regardless of whether any compensation was received therefor.

(b) *Preference.* In examinations for appointment or reappointment five points shall be added to the earned ratings of honorably discharged ex-service men and women who have served in any branch of the armed forces of the United States during any war or in any campaign or expedition (for which a campaign badge has been authorized). The following shall have ten points added to their ratings:

(1) Honorably discharged ex-service men and women who have served in any branch of the armed forces of the United States and who have established the present existence of service-connected disability or receipt of compensation, disability retirement benefits, or pension by reason of public laws administered by the Veterans' Administration, the War Department or the Navy Department.

(2) The wives of honorably discharged service-connected disabled ex-service men as have themselves been unable to qualify for any civil service appointment.

(3) The unmarried widows of honorably discharged deceased ex-service men who had served in any branch of the armed forces of the United States during any war, or in any campaign or expedition (for which a campaign badge has been authorized).

As used in this section "honorably discharged" shall mean any separation from active duty in any branch of the armed forces under honorable conditions. A transfer to inactive status, a transfer to retired status, the acceptance of a resignation, or the issuance of a discharge will be considered as covered by the above definition if such separation was under honorable conditions.

(c) *Eligible lists.* The names of all competitors rated eligible will be entered on appropriate lists in accordance with their ratings; except that the names of eligibles granted five- or ten-point preference under the regulations in this part shall be entered on lists of eligibles in accordance with their respective augmented ratings, and the name of a preference eligible shall be entered ahead of all others having the same rating; *Provided*, That except on lists of eligibles for positions in the professional and scientific services for which the basic entrance salary is over \$3,000 per annum, the names of eligibles granted ten-point preference under this part shall be placed at the top of the appropriate eligible lists.

(d) *Termination of eligibility.* Eligibility on any list shall be terminated under the following conditions:

(1) By acceptance of appointment of other than temporary duration from such list or in accordance with the provisions of § 18.4 (h).

(2) By action of the Commission terminating the eligibility of all eligibles on such list; *Provided*, That this provision shall not operate to terminate the eligibility in less than one year for the following classes of persons, unless a new list is established on the basis of more exacting requirements which have been determined to be more appropriate for the position concerned: (i) Preference eligibles entered on such list as a result of reopened examinations; (ii) preference eligibles restored to the list after separation because of reduction in force or resignation; and (iii) preference eligibles entered on the list in accordance with §§ 18.7 and 18.13 (e).

(e) *Restoration to registers of preference employees who have resigned.* Any employee entitled to preference under this part who resigns shall, upon request, have his name reentered on the registers upon which his name formerly appeared, or any current registers which have succeeded those registers and for which the requirements are substantially the same as for the registers on which his name formerly appeared, in the order provided in paragraph (c) of this section, and shall be eligible for recertification and reappointment in accordance with the procedure provided in § 18.4: *Provided*, That whenever there is reasonable doubt as to the applicant's present qualifications for the position the Commission may impose further tests of fitness.

§ 18.4 Recruitment and placement—

(a) *Estimates of personnel needs.* Each department and agency shall report to the Commission its estimated future needs for personnel, both in Washington and in the field, in such form and at such intervals as the Commission may prescribe.

(b) *Developing sources of qualified personnel.* The Commission shall in consultation with the department or agency concerned, work out a program for developing sources of supply of qualified personnel. This program shall be of such a nature that full utilization will be made by the Commission of any resources available to the department or agency concerned.

No activities for developing sources of supply of qualified personnel shall be carried on except with the prior approval of the Commission and under its direction.

(c) *Publicity.* No department or agency of the government shall give any publicity to its needs or prospective needs for personnel through the press, in periodicals, trade or professional journals, over the radio, or otherwise, without the express prior approval of the Commission or its authorized representatives. This paragraph shall apply to all positions which are subject to the war service regulations or to the Civil Service Act and rules.

(d) *Furnishing of names.* Upon receipt of a request for names of qualified

persons, the Commission shall certify from the head of the appropriate list of eligibles a number of persons sufficient to permit the nominating or appointing officer to consider three names in connection with each vacancy: *Provided*, That no certification shall be made from a competitive list of eligibles, except of ten-point preference eligibles, when there are three or more names of eligibles granted five- or ten-point preference under this part on a reemployment list who are qualified and available for the position to be filled.

(e) *Return of requisitions.* Whenever a requisition for personnel from any department or agency specifies qualifications which are, in the judgment of the Commission, too exacting in the light of the requirements of the job and of present labor market conditions, the Commission will return the requisition. In returning such requisitions, the Commission will indicate its willingness to work out with the department or agency concerned some other solution of its need for personnel, such as the development of a suitable training program and the recruitment of necessary trainees for such a program.

(f) *Direct recruiting.* The Commission may, upon agreement with the department or agency concerned, recruit persons directly for the filling of specific vacancies.

(g) *Sex.* Requisitions for personnel shall be filled without regard to sex unless sex desired is specified by the appointing officer.

(h) *Selection.* The nominating or appointing officer shall, with sole reference to merit and fitness, make selections for appointment to each vacancy from not more than the highest three names available for appointment on the certificate: *Provided*, That the appointing officer need not consider any eligible who has been within his reach in connection with three separate appointments or against whom objections shall be made and sustained for any of the reasons stated in § 18.2 (c). The second and any additional vacancies shall be filled in like manner.

An appointing officer who passes over an eligible granted five- or ten-point preference under this part and tentatively selects a nonpreference eligible, shall file with the Commission his reasons in writing for so doing and the Commission shall determine the sufficiency or insufficiency of such submitted reasons. The Commission will not consider prior service in a temporary capacity in the position to be filled a satisfactory reason for passing over a preference eligible in selection for indefinite appointment. The nonpreference eligible tentatively selected may not legally be appointed until the appointing officer has considered the findings of the Commission as to the sufficiency or insufficiency of the reasons submitted for passing over the preference eligible. Upon receipt of a finding of the Commission that the reasons for passing over a preference eligible are sufficient, the nonpreference eligible tentatively selected may be appointed. If the Commission finds that the reasons submitted are insufficient the appointing

officer may (1) submit additional information in support of his reasons, in which case the appointment of the non-preference eligible may not be made until the appointing officer receives the findings of the Commission on the additional information; or (2) consider the findings of the Commission as to the insufficiency and appoint either the preference eligible or the tentatively selected nonpreference eligible.

When a certificate has been issued for filling several vacancies and the appointing officer submits reasons for passing over a preference eligible on such certificate and selecting a nonpreference eligible, he need not await receipt of the Commission's findings as to the sufficiency of such reasons before making appointment to one or more of the remaining positions: *Provided*, He holds open one of the vacancies for further consideration of the preference eligible in case the reasons for passing him over are found insufficient by the Commission. Where a seniority system of promotion is established by law, such appointment shall be made on a temporary basis until the vacancy held open is filled by indefinite appointment. A copy of the appointing officer's reasons and the Commission's findings shall, upon request, be sent to the eligible or his designated representative. If upon certification reasons deemed sufficient by the Commission for passing over his name shall three times have been given by appointing officers, certification of his name for appointment will thereafter be discontinued, prior notice of which shall be sent to the eligible. Any eligible who has been within reach in connection with three separate appointments in his turn, and any preference eligible who has been passed over three times for reasons deemed sufficient by the Commission, may be subsequently selected, subject to the approval of the Commission, from the certificate on which his name last appeared if the condition of the list has not so changed as to place him in other respects beyond reach of certification.

§ 18.5 *Appointment*—(a) *Notification of eligibles*. An eligible selected for appointment shall be duly notified in writing by the appointing officer.

(b) *Status of appointees*. Persons appointed under this part will not thereby acquire a classified (competitive) civil service status. Unless otherwise specifically limited such appointments may be for the duration of the present war and for 6 months thereafter.

(c) *Trial period*. Except for persons appointed for a specified period of one year or less, the first full year of service shall be a trial period, satisfactory completion of which shall be considered part of the entrance examination. If and when, after a full and fair trial during this period, the conduct or capacity of the trial appointee be not satisfactory to the appointing officer, the appointee may at any time thereafter during the trial period be so notified in writing and such notice shall terminate his service. In the case of substitutes and charmen and charwomen in the Postal Service, the trial period will be 2,024 hours of active duty.

(d) *Appointment without examination*. (1) In cases of extreme emergency where positions must be filled without delay, and where time does not permit the securing of prior authority, emergency appointments for not to exceed thirty days may be made without examination and without specific authority of the Commission. This authority shall not apply to positions in Washington, D. C., or to positions in cities where Regional Offices or Branch Regional Offices of the Commission are located. Such appointments may not be extended beyond the thirty-day period without the express prior approval of the Commission.

(2) Notwithstanding the provisions of this paragraph, all existing special agreements between the Commission and any department or agency are continued in effect until further notice. Approval of the Commission or the Regional Director or his representative must be obtained for continuation of such appointments beyond the period authorized by such agreements.

(3) Except as provided in subparagraphs (1) and (2) of this paragraph, appointment without examination may be made only with the express prior approval of the Commission.

(4) In making appointments under this paragraph, the appointing officer shall give first consideration to those qualified applicants who are entitled to military preference under the provisions of this part.

(e) *Temporary appointment in the absence of eligibles*. (1) When the Commission is temporarily unable to furnish sufficient eligibles for consideration in filling a position, temporary appointment of a qualified person may be authorized for a period not to exceed six months.

(2) Where it is not anticipated that within six months there will be a supply of qualified eligibles to fill a position or where the exigencies of the reconversion program demand, temporary appointment not to exceed one year may be authorized.

(3) When, under compelling circumstances, in the absence of eligibles and at the specific request of an appointing officer, the Commission refers the names of subeligibles for consideration, selection may be made without regard to the provisions of § 18.4 (b). Appointment under this subparagraph will be authorized as temporary for a period not to exceed six months.

(f) *Positions which become subject to the war service regulations*. The following classes of employees may be given war service appointments without prior approval of the Commission.

(1) Any person holding a position in a public or private enterprise which is taken over by the Federal Government and who thereby becomes an employee of the Government and any person who left such a position to perform active military or naval service and who meets the conditions set forth in § 18.13 for reemployment in such position.

(2) Any Federal employee holding a position which is excepted from the Civil Service Act and rules and the war service regulations when his position is made

subject to the Civil Service Act and rules or the war service regulations.

All war service appointments made under this paragraph shall be reported immediately to the Commission.

No person given a war service appointment under this paragraph shall acquire eligibility for a classified civil service status until six months after the end of the present war. At the expiration of six months after the war, such person may be recommended for a classified civil service status in accordance with § 2.6 of this chapter: *Provided*, (i) His position becomes a permanent position in the classified civil service; (ii) he has remained continuously employed in the same establishment in which appointed under subparagraph (1) of this paragraph, or in the same agency in which appointed under subparagraph (2) of this paragraph; and (iii) he entered on duty in such establishment or agency prior to March 16, 1942, the effective date of the war service regulations.

This paragraph shall not apply to postal employees who become eligible for a classified civil service status in accordance with § 2.7 of this chapter.

Note: This paragraph is effective on and after April 7, 1943.

§ 18.6 *Promotion*—(a) *Procedure in promotion*. Employees appointed to indefinite positions under this part may be promoted within the same department or agency in the same manner and under the same procedures and standards as employees having a classified civil service status.

(b) *Qualifications*. In determining qualifications for promotion with respect to employees entitled to five- or ten-point preference under this part, any requirements as to age, height, and weight shall be waived provided any such requirement is not essential to the performance of the duties of the position. After due consideration has been given to the recommendation of any accredited physician, the physical requirements shall be waived in the case of any such employee provided he is found physically able to discharge efficiently the duties of the position for which promotion is proposed.

(c) *Promotion of substitutes*. Whenever in the Postal Service two or more substitutes are appointed on the same day, they shall be promoted to the regular force in the order in which their names appeared on the civil service register from which they were originally appointed whenever there are substitutes of the required sex who are available and will accept, unless such vacancies are filled by transfer or reinstatement.

§ 18.7 *Removal*. The provisions of Part 12 of this chapter shall apply to all persons appointed under the provisions of this part except (a) those appointed for periods specifically limited to one year or less; (b) those serving a trial period provided for in the regulations in this part; and (c) those appointed subject to a condition imposed by the Commission with which there has not been compliance.

There must also be compliance with the regulations governing appeals to the

Commission under section-14 of the Veterans Preference Act of 1944 (58 Stat. 387, when applicable. The Commission may declare any preference eligible who may have been dismissed or furloughed without pay and who has appealed under such regulations, to be eligible to have his name placed on all lists for which he is qualified and available.

NOTE: For regulations governing appeals to the Commission under section 14 of the Veterans Preference Act of 1944, see Part 22 of this chapter.

§ 18.8 *Reappointment or reinstatement*—(a) *Reappointment within thirty days of separation.* (1) A former civilian employee who has been separated for less than thirty calendar days from a position in an agency in the Executive branch of the Federal Government, or in the General Accounting Office, the Government Printing Office, the Library of Congress, the District of Columbia Government, or the Administrative Office of the United States Courts, may be reappointed under this section: *Provided*, That such former employee has served under a war service indefinite, probational, or permanent civil service appointment, or had, immediately prior to such separation, completed one year or more of continuous Federal service under other than a temporary appointment.

(2) Such reappointment may be effected by a department or agency without the prior approval of the Commission; *Provided*, That (i) such former employee has been separated, because of reduction in force, or furloughed, or has been given an official release by his agency or the Commission stating that he is available for employment elsewhere, and (ii) he is being appointed to a position of the same or equivalent grade as, or a lower grade than, the position he last held, or to a higher grade position when the agency has been delegated authority to make similar promotions of its own employees without prior approval of the Commission; *Provided further*, That the prior approval of the Commission is required for reappointment to administrative positions in the fields of personnel, budget, administrative management, and information, in the CAF-13 (or equivalent) grade and higher grades in the departmental service and in the CAF-12 (or equivalent) grade and higher grades in the field service.

(3) All other reappointments under this paragraph shall be subject to the prior approval of the Commission.

(4) Any employee who, on or after March 16, 1942, has been appointed or reappointed under war service regulations within thirty calendar days after separation from a permanent or probational civil service appointment, shall be entitled to the same benefits he would have had under reinstatement in accordance with the provisions of Part 9 of this chapter. Such an employee has permanent tenure as a classified civil service appointee in the agency in which employed.

(b) *Reappointment or reinstatement more than thirty days after separation.*

(1) Subject to the prior approval of the Commission a former civilian employee who has been separated from the service for thirty calendar days or more and who has a status for reinstatement under Part 9 of this chapter, may be (i) reappointed by war service appointment to any position for which he meets the standards as to experience and training established for such position, or (ii) reinstated by civil service appointment in accordance with Part 9 of this chapter. Appointment may be authorized, when necessary, under the war service regulations, pending reinstatement under Part 9 of this chapter.

(2) Subject to the prior approval of the Commission, a former civilian employee who has been separated from the service for thirty calendar days or more, who does not have a status for reappointment or reinstatement under subparagraph (1) of this paragraph, may be reappointed by war service appointment subject to the following conditions:

(i) If he has served under a war service indefinite appointment and is entitled to veteran preference under this part, he may be reappointed to any position for which he meets the standards as to experience and training established for such position.

(ii) If he is not entitled to veteran preference under this part but has served at least one month under war service indefinite appointment, he may, within twelve months of separation from such an appointment, be reappointed to any position in the agency, or successor agency, in which such service was rendered, for which he meets the established standards as to experience and training.

(c) *Conversion to civil service appointments of employees having civil service status.* Any employee having a status for reinstatement under Part 9 of this chapter who is serving under war service regulations may, in the discretion of the head of the agency concerned, be reinstated as a permanent classified civil service employee in the position in which employed, without prior approval of the Commission: *Provided*, That the head of the agency concerned shall determine from its own records, supplemented where necessary, by a signed certificate of the employee, that such employee has a civil service status for reinstatement under Part 9 of this chapter: *Provided further*, That the reinstatement under Part 9 of this chapter of any such employee shall be subject to post-audit by the Commission. All conversion of appointments under this paragraph shall be reported to the Commission on the regular report of personnel actions.

(d) *Actual service required.* Reappointment under this section must be for actual service and not primarily for the purpose of bringing former employees within the provisions of the Civil Service Retirement Act, as amended.

(e) *Trial period.* Persons reappointed under this section will be required to serve a trial period of one year in accordance with § 18.5 (c). In the case of substitutes and charmen and charwomen in the Postal Service, the trial period will be 2,024 hours of active duty.

§ 18.9 *Transfer*—(a) *Status of employees for transfer.* A civilian employee of an agency in the Executive branch of the Federal Government, or in the General Accounting Office, the Government Printing Office, the Library of Congress, the District of Columbia Government, or the Administrative Office of the United States Courts will have a status for transfer provided he has served under a war service indefinite, probational, or permanent civil service appointment, or provided he has completed one year or more of continuous Federal service, under other than a temporary appointment, immediately prior to transfer.

(b) *Inter-agency transfer.* An employee having a status for transfer under paragraph (a) of this section may be transferred to a position in another Federal agency under the conditions set forth below:

(1) Transfer of such employee may be effected by a department or agency without prior approval of the Commission; *Provided*, That (i) the employee presents an official notice of his actual or impending separation because of reduction in force, an official notice of furlough, or an official release granted by his agency or the Commission stating that he is available for employment elsewhere; and (ii) he is transferred to a position of the same or equivalent grade as, or a lower grade than, the position he held prior to transfer, or to a higher grade position when the agency has been delegated authority to make similar promotions of its own employees without prior approval of the Commission; *Provided further*, That the prior approval of the Commission is required for transfer to administrative positions in the fields of personnel, budget, administrative management, and information, in the CAF-13 (or equivalent) grade and higher grades in the departmental service and in the CAF-12 (or equivalent) grade and higher grades in the field service.

(2) All other inter-agency transfers shall be subject to the prior approval of the Commission.

(3) An employee desiring to be transferred may file his application either with the Commission or with the agency to which he desires transfer. The Commission may, as the needs of the service require, restrict the receipt of applications from present Federal employees except where such applications are received in connection and in accordance with the terms of publicly announced examinations.

(4) The Commission may of its own motion initiate action to effect transfers under this paragraph.

(c) *Intra-agency transfer or reassignment.* An employee having a status for transfer under paragraph (a) of this section may be transferred or reassigned within a department or agency under the conditions set forth below:

(1) Such transfer or reassignment may be effected by the head of the department or agency without prior approval of the Commission: *Provided*, That the transfer or reassignment is to a position of the same or equivalent grade as, or a lower grade than, the position

presently held, or to a higher grade position when the agency has been delegated authority to make similar promotions without prior approval of the Commission.

(2) All other transfers or reassignments under this paragraph shall be subject to the prior approval of the Commission.

(d) [Revoked.]

(e) *Reemployment benefits.* (1) Any person, except one who was holding a temporary position, who was transferred by the Commission with reemployment rights under authority of Executive Order 8973 or 9067 (3 CFR, Cum. Supp., Chap. II) or War Manpower Commission Directive No. X (7 F.R. 7298, 11050; 9 F.R. 3534) and who is subsequently involuntarily furloughed or separated without cause such as would reflect upon his suitability for employment in the Federal service or who meets the conditions of subparagraph (6) of this paragraph, shall be entitled to the rights specified below, provided he is still qualified to perform the duties of his position and that he makes application for reemployment within forty days after the termination of his services, but in no event later than six months after the end of the war:

(i) If his transfer was to another Federal department or agency, he shall be entitled to thirty days' notice from the department or agency to which he was transferred, prior to the termination of his services with such department or agency, unless such termination is for cause.

(ii) He shall be reemployed within thirty days of his application in the same department or agency and to the maximum extent practicable, in the same locality, in his former position, or in a position of like seniority, status, and pay, in such manner, to the extent consistent with law, that he does not lose any of the rights or benefits to which he would have been entitled had he not been transferred or released: *Provided*, That such a position then exists.

(iii) If he cannot be reemployed in the agency in which he has reemployment rights, he shall be eligible to apply to the Commission for certification for reemployment in positions elsewhere in the Government service for which he is eligible by reason of his civil service status and qualifications: *Provided*, That he so applies within sixty days of denial of reemployment by the agency in which he had reemployment rights, or, if such agency is no longer in existence, within sixty days of separation from the agency or enterprise to which he was transferred.

(2) In the event of the transfer of any employee under a series of transfers, all of which were with reemployment rights, such reemployment rights shall continue to be applicable only to the agency from which the employee was originally transferred.

(3) An employee who was transferred within the Government service with reemployment rights or an employee who was transferred with reemployment rights from a Government position for

employment in an essential activity conducted by a public or private enterprise, and who, while employed in the agency or enterprise to which transferred, enters active service with the armed forces of the United States, shall be entitled to the same reemployment rights with respect to the Government position from which he was transferred as those to which he would have been entitled had he entered active military or naval service while employed in such Government position.

(4) A person initially appointed for the duration of the war who was transferred with reemployment rights will not be required to be reemployed at the cessation of the war in the department or agency in which he was originally employed in view of the fact that his position would no longer exist and in view of the fact that no position of like status would exist.

(5) Whenever the filling of any position by promotion from within for an indefinite period is being considered by any department or agency, employees who have been transferred with reemployment rights in such department or agency may be given the same consideration they would have received had they not been transferred, and may be selected for such promotion. In the event of such selection, if such employee is not authorized to return to the position to which promotion was made, his reemployment rights shall be applicable to the position to which promotion was made.

(6) An employee having reemployment rights by reason of transfer who has not been involuntarily terminated or furloughed by the agency or public or private enterprise to which so transferred may exercise such rights and may be reemployed in accordance with the provisions of this paragraph by the agency, in which he has reemployment rights whenever such action is agreed to by such agency, the employee, and his present agency or private or public enterprise: *Provided*, That such agreement is reached before termination of the employee's services or on or before the fortieth day following termination.

(f) [Revoked.]

(g) *Status of transferred employees.* In all transfers under this section, the employee shall retain for all intents and purposes under the civil service laws and rules the same civil service status which he had in the agency from which he was originally transferred. No employee who has been transferred from a probational or permanent civil service appointment during the period the war service regulations are in effect, shall, by reason of any transfer made under this section, lose his right to permanent tenure as a classified civil service appointee. No time limit administratively placed on the appointment to the position to which transferred shall affect the employee's right to permanent tenure as a classified civil service appointee in the agency in which employed; nor shall his right to permanent tenure be affected by any transfer made under special procedures adopted

by the Commission during the war period or immediately thereafter.

Any transfer or reappointment of an employee who was originally appointed "subject to investigation" will be subject to the results of the investigation.

Any transfer or reappointment of an employee who had been recommended for classification in his former position, and whose suitability for classification was under investigation, shall be subject to the results of such investigation.

(h) [Revoked.]

(i) *Post Office Department, field service.* Transfers to or between positions in the field service of the Post Office Department of persons having a classified civil service status may be effected under civil service rules and regulations.

(j) *Trial period.* (1) Persons transferred under authority of this part from one Federal agency to another will be required to serve a trial period of one year in accordance with § 18.5 (c).

(2) Persons who have completed a trial or probationary period during their current continuous period of service will not be required to serve a new trial period upon transfer within a department or agency under this part. Persons transferred within a department or agency under this part prior to completion of a trial or probationary period may complete their trial or probationary period in the positions to which transferred subject to the provision of § 18.5 (c) as to termination of service. Other persons transferred within a department or agency under this part will be required to serve a trial period of one year in accordance with § 18.5 (c).

(3) In the case of substitutes and charmen and charwomen in the postal service, the trial period will be 2,024 hours of active duty.

(k) *Preference employees in transfers of functions.* When any or all of the functions of any agency are transferred to, or any agency is replaced by some other agency or agencies, all employees entitled to five- or ten-point preference under this part, in such transferred agency, available and qualified for positions in the replacing agency or agencies, shall first be transferred to such positions before such agency or agencies shall appoint additional employees from any other source for such positions, and the Commission will not certify eligibles for such positions as long as such qualified and available preference employees have not been transferred.

§ 18.10 *Release for Government employment—(a) Consent for re-appointment, reinstatement and reemployment.* No department or agency will effect the transfer or the appointment, reappointment, reinstatement, or reemployment within less than thirty days of separation from the service of any employee or former employee as the case may be of another department or agency without a release from such latter department or agency or from the Commission: *Provided*, That no release shall be required in the case of a person who is serving, or who last served, under an appointment limited to one year or less. An official

notice of actual or contemplated separation for reduction in force, or furlough, will constitute a release for this purpose.

(b) *Conditions under which release to be denied or granted.* The Commission will deny a release where it is found that the operations of the employee's present agency will be unduly jeopardized by such release: *Provided*, That a release shall be granted whenever it is established that denial of a release would be an undue personal hardship upon the employee.

§ 18.11 *Extent of regulations—(a) Regulations superseded.* The regulations in this part shall supersede Parts 3, 5, 6, 7, 8, 10 of this chapter, and all provisions of joint regulations inconsistent with this part (unless otherwise specifically provided in this part) for all positions except:

(1) Positions other than those filled by civilian employees of the forces in the Police and Fire Department of the municipal government of the District of Columbia;

(2) Positions of policemen in the U. S. Park Police force of the Interior Department.

(3) Postmasters.

Section 2.6 of this chapter is suspended as to appointments made under § 18.5 (f) of this part but said § 2.6 of this chapter shall be applicable to postal employees who become eligible for a classified civil service status in accordance with § 2.7 of this chapter.

(b) *Violations; revocation of delegated authority.* Whenever the Commission shall find that any department or agency, or part thereof, has acted in violation of any provision of the civil service rules or of this part, the Commission may revoke in whole or in part any authority to act delegated to such department or agency, or part thereof.

§ 18.12 *Application for reemployment following reduction in force—(a) Persons who may file for reemployment.* An employee or former employee who is to be, or has been, separated or furloughed for ninety days or more, because of reduction in force, from a position in the Executive branch of the Federal Government, the General Accounting Office, the Library of Congress, the District of Columbia Government, or the Administrative Office of the United States Courts may file application for reemployment within the period shown in paragraph (b) of this section: *Provided*, That (1) he has served under a war service indefinite, probational, or permanent civil service appointment, or had immediately prior to such separation or furlough, completed one year or more of continuous Federal service under other than a temporary appointment; (2) he is unqualifiedly recommended by his agency or former agency for further Federal employment; (3) he has a satisfactory service history; and (4) he has not been reemployed (except under temporary appointment) since becoming eligible to apply.

(b) *Time limit.* Application under this section may be made not earlier than thirty days before separation or furlough

and not later than sixty days after absolute separation.

(c) *Examination and entry of names on register.* Applicants will be examined under the current competitive standards unless already examined and rated eligible under such standards. Names of eligible applicants will be entered on competitive registers in accordance with their earned ratings as augmented by any military preference which they may have been granted.

§ 18.13 *Restoration after return from military service—(a) Persons entitled to restoration by law.* Any civilian employee of the Executive branch of the Government covered by the Selective Training and Service Act or other statutes providing for reemployment after military service who has left or leaves his position (other than a temporary position) in order to perform active military or naval service for the United States and (1) is honorably separated from such service, (2) is still qualified to perform the duties of such position, and (3) makes application for reemployment within ninety days after he is relieved from such active duty or service or from hospitalization continuing after discharge for a period of not more than one year, shall be restored within thirty days to the position he left or, if that position does not exist to a position of like seniority, status, and pay: *Provided*, That failure of the agency to act within the said period will not affect the employee's right to restoration: *Provided further*, That the employee's tenure with the agency will determine whether he left other than a temporary position and the fact that the last position the returning veteran held through promotion or reassignment carried a time limitation will not of itself affect his right to be restored to that position or one of like seniority, status and pay.

(b) *Persons not entitled to restoration by law.* (1) Any person having appointment under the civil service rules or the war service regulations not limited to one year or less who left or leaves a temporary position (within the meaning of the statutes providing for restoration) in any department or agency of the Executive branch of the Federal Government in order to perform active military or naval service for the United States and (i) is honorably separated from such service, (ii) is still qualified to perform the duties of such position, and (iii) makes application for reemployment within ninety days after he is relieved from such active duty or service or from hospitalization continuing after discharge for a period of not more than one year, shall be reemployed within thirty days either in the position he left or in a position of like seniority, status, and pay in the same geographical locality in which he was employed formerly: *Provided*, That such reemployment will not require the removal through reduction in force of any employee in a higher retention group: *Provided further*, That reemployment under this paragraph shall not extend the limitation placed upon his original appointment: *Provided fur-*

ther, That failure of the agency to act within the said period will not affect the employee's rights to restoration: *Provided further*, That the fact that the last position the returning veteran held through promotion or reassignment carried a time limitation will not of itself affect his right to be restored to that position or one of like seniority, status, and pay.

(2) Any person who, in order to perform active military or naval service for the United States, left or leaves a position in a public or private enterprise (other than a temporary position limited to one year or less) which was or is subsequently taken over by the Federal Government shall be entitled to the reemployment rights set forth in subparagraph (1) of this paragraph upon meeting the conditions therein.

(c) *Establishing proof of separation from military or naval service.* When a person is reemployed after active military or naval service, the agency concerned shall submit proof of separation from such service and Preference Form 14 to the Civil Service Commission.

(d) *Transfer of functions.* Whenever a function or activity is transferred from one agency to another agency or agencies, arrangements shall be made by the agencies involved and, when necessary, by the Commission and the Bureau of the Budget, for the receiving agency or agencies to assume the reemployment obligations to those former employees who left such function or activity in order to enter the armed forces. The agency to which the reemployment obligation is transferred, together with the function, should notify the employee either through a copy of a regular journal or through a special letter that the employee's reemployment rights pertain to such agency.

Similar steps shall be taken by the head of an agency in connection with the transfer of functions or activities within his agency whenever this will assist the agency and the veteran in identifying the office having primary responsibility within the agency for his reemployment.

(e) *Entry on lists.* Any veteran eligible for restoration under paragraph (a) or paragraph (b) of this section, or any person eligible for restoration to a position in the Executive branch of the Federal Government under Public Law 87—78th Congress (50 U.S.C. App. 1472) after service in the merchant marine, who has not been restored may file application with the Commission within one year of making application to his former agency for restoration. The names of applicants under this section will be entered on appropriate lists for positions for which they are qualified and available.

Effective immediately.

By the United States Civil Service Commission.

[SEAL]

H. B. MITCHELL,
President.

OCTOBER 15, 1945.

[F. R. Doc. 45-19809; Filed, Oct. 26, 1945; 10:23 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration

[1943 CCC Peanut Butter Form 1, Termination]

PART 244—PEANUT BUTTER DISTRIBUTION PAYMENTS

TERMINATION OF OFFER

The offer of Commodity Credit Corporation to make Peanut Butter Distribution Payments, 1943 CCC Peanut Butter Form 1, as amended, is hereby terminated at 12:01 a. m., e. s. t., November 1, 1945. This termination shall not affect the obligations of Commodity Credit Corporation under the offer with respect to eligible peanut butter shipped prior to the effective time of this termination.

Signed, sealed and attested at Washington, D. C., this 26th day of October 1945.

[SEAL] **COMMODITY CREDIT CORPORATION,**
G. G. ARMSTRONG,
Vice President.

Attest: October 26, 1945.

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 45-19823; Filed, Oct. 26, 1945; 11:25 a. m.]

PART 262—BEEF CATTLE PRODUCTION PAYMENTS

OFFER TO MAKE BEEF CATTLE PRODUCTION PAYMENTS

The offer to make beef cattle production payments, as amended (10 F.R. 7081, 9331; 10 F.R. 11279), issued June 11, 1945, is hereby further amended in the following respects:

1. Section 262.2 (a) is amended to read as follows:

(a) The term "legally authorized slaughterer" means any person who operates as a slaughterer.

2. Section 262.2 (b) (1) is amended to read as follows:

(1) An animal which:

(i) Was sold at not less than the minimum price for the zone in which the animal was sold, as shown in Schedule A attached hereto;¹

(ii) Was owned by the seller for not less than 30 days immediately preceding such sale,

(iii) At the time of sale weighed 800 pounds or more live weight or was one of a lot of animals of similar weight and grade included in one weighing (but not necessarily included in one scale draft) and averaging 800 pounds or more live weight each, and

(iv) Was sold during the period beginning May 18, 1945 and ending June 30, 1946, to a legally authorized slaughterer or to a person who has delivered such animal to such a slaughterer within 29 days after such sale but not later than June 30, 1946.

¹ Filed as part of the original document.

3. Section 262.6 (c) is amended to read as follows:

(c) In the case of an eligible feeder, files such application within 60 days after date of sale or on or before October 31, 1945, whichever is later; or in the case of a feeder-slaughterer, files such application within 60 days after date of slaughter or on or before October 31, 1945, whichever is later (unless such time for filing is for cause extended by Commodity).

Paragraph 1 of this amendment shall become effective September 3, 1945 and paragraphs 2 and 3 shall become effective as of May 19, 1945.

(56 Stat. 767; Pub. Law 30, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9323, 8 F.R. 4681; E.O. 9620; 10 F.R. 12033; OES Dir. 55, 10 F.R. 6595, 8906)

Issued this 25th day of October 1945.

[SEAL] **COMMODITY CREDIT CORPORATION,**
G. G. ARMSTRONG,
Vice President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 45-19324; Filed, Oct. 26, 1945; 11:25 a. m.]

PART 270—SHEEP AND LAMB PRODUCTION PAYMENTS

OFFER TO MAKE SHEEP AND LAMB PRODUCTION PAYMENTS

The offer to make sheep and lamb production payments (10 F.R. 9311) issued August 9, 1945 by the Commodity Credit Corporation, is hereby amended in the following respects:

1. Section 270.2 (a) is amended to read as follows:

(a) The term "legally authorized slaughterer" means any person who operates as a slaughterer.

2. A new paragraph (d) is added to § 270.2 to read as follows:

(d) The term "lot" means a group of sheep or lambs included in one sales transaction between one seller and one buyer at one price to be delivered at one time.

Paragraph 1 of this amendment shall become effective September 3, 1945 and paragraph 2 of this amendment shall become effective as of August 5, 1945.

(56 Stat. 767; Pub. Law 30, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9323, 8 F.R. 4681; E.O. 9620, 10 F.R. 12033; OES Dir. 70, 10 F.R. 9478)

Issued this 25th day of October 1945.

[SEAL] **COMMODITY CREDIT CORPORATION,**
G. G. ARMSTRONG,
Vice President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 45-19325; Filed, Oct. 26, 1945; 11:23 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 927—MILK IN THE NEW YORK METROPOLITAN MARKETING AREA

RULES AND REGULATIONS ISSUED BY MARKET ADMINISTRATOR

Correction

In Federal Register Document 45-19390, which appears at page 13035 of the issue for Tuesday, October 23, 1945, in section 2 (c) (3) of Schedule A on page 13033 the word "yields" in the sixth line should read "yield."

In paragraph (x) of section 2 on page 13033 a second line should be added to read "opening inventories or received in the".

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

[WFO 4-9, Amdt. 1]

PART 1450—TOBACCO

CIGAR FILLER AND BINDER TYPES OF TOBACCO

War Food Order No. 4-9, as amended (10 F.R. 8201, 10419), is hereby further amended by deleting therefrom the provisions of § 1450.15 (a) (2) and inserting, in lieu thereof, the following:

(2) "Tobacco" means tobacco of the 1945 crop of the cigar filler types numbered 41, 42, 43, and 44 and the cigar binder types numbered 54 and 55 as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 et seq.) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

The provisions of this amendment shall become effective at 8:00 a. m., e. s. t., November 12, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 4-9, as amended, prior to the effective time of the provisions of this amendment, the provisions of the said War Food Order No. 4-9, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9289, 7 F.R. 10179; E.O. 9322, 8 F.R. 3207; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 2037; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9384, 10 F.R. 103, 126, 10419)

Issued this 24th day of October 1945.

C. W. KITCHEN,
Assistant Administrator,
Production and Marketing Administration.

[F. R. Doc. 45-15775; Filed, Oct. 25, 1945; 3:14 p. m.]

[WFO 73, Termination]

PART 1598—GENERAL REGULATIONS

CONTRACT SCHOOLS, MARINE HOSPITALS, AND
MARITIME ACADEMIES PERMITTED TO BUY
SET-ASIDE AND RESTRICTED FOOD

War Food Order No. 73, as amended (8 F.R. 7523, 13879, 15655; 9 F.R. 4321, 4319, 9584, 10036, 10927, 13741; 10 F.R. 103, 126, 10419), together with the orders (9 F.R. 435, 873, 11309; 10 F.R. 2956, 4787) issued pursuant to said War Food Order No. 73, as amended, are hereby terminated as of 12:01 a. m., e. s. t., October 31, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 73, as amended, and any orders issued pursuant thereto as aforesaid, prior to the effective time of this termination action, all of the provisions of the said War Food Order No. 73, as amended, and of the said orders issued pursuant thereto as aforesaid, in effect prior to the effective time of this termination action shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal. (E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 25th day of October 1945.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 45-19826; Filed, Oct. 26, 1945;
11:25 a. m.]

TITLE 9—ANIMALS AND ANIMAL
PRODUCTSChapter II—Production and Marketing
Administration (Livestock Branch)

Subchapter A—Packers and Stockyards

PART 201—REGULATIONS UNDER THE
PACKERS AND STOCKYARDS ACT

DELEGATION OF AUTHORITY

1. Pursuant to the authority vested in me by a delegation of authority from the Acting Secretary of Agriculture, dated August 25, 1945 (10 F.R. 10988), there is hereby delegated to the Director of the Livestock Branch authority to act with reference to the designation of trustees and to receive notices of terminations of bonds and trust fund agreements in connection with the execution of bonds and trust fund agreements under the Packers and Stockyards Act, 1921, as amended.

2. The Director of the Livestock Branch may, in his discretion, redelegate the authority granted herein to the Chief, Packers and Stockyards Division, Livestock Branch.

Done at Washington, D. C., this 24th day of October 1945.

C. W. KITCHEN,
Assistant Administrator for Regula-
tory and Marketing Service Work,
Production and Marketing Ad-
ministration.

[F. R. Doc. 45-19774; Filed, Oct. 25, 1945;
3:13 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 333-A]

AIR CARRIER AIRCRAFT FUEL SYSTEMS

EXTENSION OF EFFECTIVE DATE PERIOD

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 25th day of October 1945.

Effective October 25, 1945, Special Civil Air Regulation Serial Number 333 is amended by striking "October 31, 1945" and inserting in lieu thereof the words "April 30, 1946."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-19822; Filed, Oct. 26, 1945;
11:16 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 350]

PART 624—VOLUNTEERS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend § 624.1 to read as follows:

§ 624.1 *Who may volunteer.* Registrants who have reached the eighteenth anniversary of the day of their birth and who are not beyond the age currently acceptable to the armed forces as volunteers may volunteer at their local board for induction into the land or naval forces by filing an Application for Voluntary Induction (Form 165).

The foregoing amendment to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

OCTOBER 24, 1945.

[F. R. Doc. 45-19791; Filed, Oct. 25, 1945;
4:54 p. m.]

[Amdt. 351]

PART 632—INDUCTION CALLS

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend paragraph (a) of § 632.4 to read as follows:

§ 632.4 *Manner of selecting registrants to fill an induction call for men qualified for general military service.* (a) In filling an induction call for specified men who have been found qualified for gen-

eral military service, the local board, so far as possible, shall, in the sequence provided in paragraph (b) of this section, select and order to report for induction specified men ages 18 through 25 and specified men who have volunteered for induction and who are of an age currently acceptable to the armed forces as volunteers. The specified men so selected and ordered to report for induction shall be men to whom the local board has mailed a Certificate of Fitness (Form 218) at least 21 days before the date fixed for induction who are available for induction and have been found qualified for general military service and who are not deferred, exempted, or relieved from liability or postponed from induction under the selective service law: *Provided*, That a registrant classified in Class I-A or Class I-A-O who is a delinquent may be selected and ordered to report for induction to fill an induction call notwithstanding the fact that he has not been found qualified for general military service and has not been mailed a Certificate of Fitness (Form 218).

2. Amend § 632.4-2 to read as follows:

§ 632.4-2 *Registrants outside of the United States when ordered to report for induction.* Men ages 18 through 25 and men who have volunteered for induction and who are of an age currently acceptable to the armed forces as volunteers (1) may enlist or be inducted outside of the United States under special procedures prescribed by the Director of Selective Service, or (2) if outside of the United States at the time they are ordered to report for induction, may, upon their return to the United States, be inducted under special procedures prescribed by the Director of Selective Service.

3. Amend paragraph (a) of § 632.6 to read as follows:

§ 632.6 *Certain registrants inducted without calls.* (a) Any man age 18 through 25 and any man who has volunteered for induction and is of an age currently acceptable to the armed forces as a volunteer, who signs a Request for Immediate Induction (Form 219) and is in a class available for service, provided an appeal is not pending in his case and the period during which an appeal may be taken has expired, may be forwarded for induction at the time the local board is forwarding men for preinduction physical examination or for induction or at any other time when special arrangements have been made with the induction station without any calls being made for the delivery of such men.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

OCTOBER 24, 1945.

[F. R. Doc. 45-19792; Filed, Oct. 25, 1945;
4:54 p. m.]

[Amdt. 352]

PART 642—DELINQUENCY

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 642.12 to read as follows:

§ 642.12 *Classification of registrant delinquent.* Any delinquent registrant age 18 through 25 and any delinquent registrant who volunteers for induction and is of an age currently acceptable to the armed forces as a volunteer may be classified in or reclassified into Class I-A, Class I-A-O, or Class IV-E, whichever is applicable, regardless of other circumstances: *Provided*, That a delinquent registrant in Class I-C who has been honorably separated from service in the land or naval forces of the United States and a delinquent registrant in Class IV-E who has been separated from work of national importance under civilian direction may not be classified in or reclassified into Class I-A, Class I-A-O, or Class IV-E under this section, unless his classification out of Class I-C or Class IV-E is specifically authorized by the Director of Selective Service.

2. Amend § 642.13 to read as follows:

§ 642.13 *Certain delinquents to be ordered to report for induction or for work of national importance.* (a) The local board shall order each delinquent registrant age 18 through 25 and each delinquent registrant who volunteers for induction and who is of an age currently acceptable to the armed forces as a volunteer to report for induction in the manner provided in § 632.4 or in § 632.4-1, as the case may be, who is classified in or reclassified into Class I-A or Class I-A-O unless (1) it has already done so, or (2) pursuant to a written request of the United States Attorney, the local board determines not to order such registrant to report for induction. If such delinquent registrant (other than a registrant whom the local board has determined not to order to report for induction pursuant to a written request of the United States Attorney) executes an Application for Voluntary Induction (Form 165) and a Request for Immediate Induction (Form 219), he shall be inducted immediately.

(b) The local board shall, in the manner provided in § 652.1, forward to the State Director of Selective Service a Conscientious Objector Report (Form 48) for each delinquent registrant age 18 through 25 and for each delinquent registrant who volunteers for work of national importance under civilian direction and is of an age currently acceptable to the armed forces as a volunteer, who is classified in or reclassified into Class IV-E unless (1) it has already done so, or (2) pursuant to a written request of the United States Attorney, the local board determines not to forward a Conscientious Objector Report (Form 48) for such registrant to the State Director. The Conscientious Objector Report (Form 48) shall include

the statement that such registrant is a delinquent. As soon as the local board receives an Assignment to Work of National Importance (Form 49) for such delinquent registrant, it shall issue to him an Order to Report for Work of National Importance (Form 50).

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

OCTOBER 24, 1945.

[F. R. Doc. 45-19733; Filed, Oct. 25, 1945;
4:54 p. m.]

[Amdt. 353]

PART 643—PAROLE

RECOMMENDATIONS FOR PAROLE

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 643.6 to read as follows:

§ 643.6 *Classification of selective service violators before recommending parole.* (a) Each selective service violator who has reached the eighteenth anniversary of the day of his birth and who is not beyond the age currently acceptable to the armed forces as a volunteer, and who has served 60 days or more of his sentence after commitment shall be classified by the special panel local board in the following manner:

(1) If the registrant is found by the special panel local board to have a disqualifying physical defect, which is manifest as listed in the List of Defects (Form 220), he shall be placed or retained in the first class listed in § 662.4 for which he is eligible.

(2) If it determines that the registrant should be considered for parole for induction into the land or naval forces of the United States, he shall be placed in Class I-A.

(3) If it determines that the registrant should be considered for parole for induction into the land or naval forces of the United States for noncombatant service, he shall be placed in Class I-A-O.

(4) If it determines that the registrant should be considered for parole for assignment to work of national importance under civilian direction in lieu of induction into the land or naval forces of the United States, he shall be placed in Class IV-E.

(5) If it determines that the registrant should be considered for parole for assignment to any special service established by the Attorney General pursuant to the Selective Training and Service Act of 1940, as amended, he shall be placed in Class IV-E followed by the identification "Spec."

(b) Each selective service violator beyond the age currently acceptable to the armed forces as a volunteer, who has served 60 days or more of his sentence after commitment shall, unless he is already so classified, be placed in the first class listed in § 662.4 for which he is eligible.

2. Amend paragraph (e) of § 643.11 to read as follows:

§ 643.11 *Recommendations for parole by special panel local board.* * * *

(e) Each selective service violator beyond the age currently acceptable to the armed forces as a volunteer, who has served 60 days or more of his sentence after commitment, and who has requested assignment to special service established by the Attorney General, may be recommended by the special panel local board for parole by the Attorney General for such special service.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

OCTOBER 24, 1945.

[F. R. Doc. 45-19734; Filed, Oct. 25, 1945;
4:54 p. m.]

[Amdt. 354]

PART 662—SPECIAL PANEL LOCAL BOARDS
IN PENAL OR CORRECTIONAL INSTITUTIONS

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend paragraph (a) of § 662.5 to read as follows:

§ 662.5 *Transfer of records of registrants.* (a) When a registrant age 18 through 44, who has been convicted of a violation of the Selective Training and Service Act of 1940, as amended, or any rules or regulations prescribed thereunder, or when any other registrant of an age currently acceptable to the armed forces as a volunteer, enters an institution having a special panel local board, the clerk of such special panel local board shall immediately complete a Request for Transfer of Record (Form 64) and transmit it to the local board having jurisdiction of the address given on line 2 of his Registration Card (Form 1).

2. Amend paragraph (c) of § 662.8 to read as follows:

§ 662.8 *Classification in general.* * * *

(c) Whenever a registrant who is an inmate of an institution having a special panel local board reaches an age beyond the age currently acceptable to the

armed forces as a volunteer, the special panel local board shall reopen his classification and place him in the first class listed in § 662.4 for which he is eligible. Unless such registrant is a selective service violator, as defined in Part 643 of this chapter, all papers with reference to such registrant, except his duplicate Cover Sheet (Form 53) and the copy of his Registration Card (Form 1), shall be forwarded to the local board having jurisdiction of the address given on line 2 of his Registration Card (Form 1).

3. Amend paragraph (a) of § 662.10 to read as follows:

§ 662.10 *Classification of registrants other than selective service violators when eligible for release within 90 days.* (a) When a registrant of an age currently acceptable to the armed forces as a volunteer, other than a selective service violator, is an inmate of an institution having a special panel local board, and such registrant is, or within 90 days will be eligible for parole, pardon, or conditional or other release, the special panel local board, if it determines to forward such registrant for consideration by the armed forces, shall reopen his classification and place him in Class I-A or Class I-A-O; or if it determines to forward such registrant for consideration for work of national importance, place him in Class IV-E; *Provided*, That any such registrant who is found to have a disqualifying physical defect which is manifest as listed in the List of Defects (Form 220) shall be placed or retained in the first class listed in § 662.4 for which he is eligible.

4. Amend § 662.15 to read as follows:

§ 662.15 *Local board to which registrant's records are forwarded shall reclassify him.* Whenever the records of a registrant are received by the local board having jurisdiction of the address given on line 2 of his Registration Card (Form 1) from a special panel local board, either under § 662.14 for a registrant who leaves the institution, or under § 662.8 for a registrant other than a selective service violator who becomes of an age beyond the age currently acceptable to the armed forces as a volunteer, the local board to which the registrant's records are forwarded shall immediately reopen his classification and consider it anew without reference to whether his classification has or has not been previously considered by it or by any other local board.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

Lewis B. HERSHEY,
Director.

OCTOBER 24, 1945.

[F. R. Doc. 45-19795; Filed, Oct. 25, 1945; 4:55 p. m.]

Chapter VIII—Department of Commerce,
Office of International Trade Operations

Subchapter B—Export Control

[Amtd. 94]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; MISCELLANEOUS
COMMODITIES

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

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The qualifying footnote reference meaning "Requires individual license for export to all areas except the other American Republics excluding Argentina" is hereby deleted with regard to the following commodity:

Dept. of Comm.

Sched. B No. Commodity
851901 Normal (standard) superphosphate containing not more than 25% available phosphoric acid (P₂O₅).

2. A qualifying footnote reference meaning "Requires individual license for export to all areas except the other American Republics excluding Argentina" is hereby added with respect to the following commodities:

Dept. of Comm.

Sched. B No. Commodity
003901 Chicken, canned.
004000 Poultry and game, fresh or frozen (report canned in 003901 and 003909).
009305 Eggs, dried.
241990 Field seeds, n.e.s.:
241990 Millet.
241990 Sorghum.
241990 Vetch.

3. The following commodities are hereby added to the list of commodities:

Dept. of Comm. Sched. B. No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
006000	Milk and cream, fresh and sterilized (report buttermilk in 006938).	Gals..	100	25
208600	Conveyor belting of rubber, balata, or synthetic rubber.	Lbs....	1	1
218909	Rosin oil.....	Lbs....	100	25
218909	Sulfate wood rosin.....	Lbs....	100	25
601020	Iron and steel scrap: No. 1 heavy melting steel scrap (category 2).	L. ton	100	25
601030	No. 2 melting steel scrap (category 3).	L. ton	100	25
601040	Hydraulically compressed & baled sheet scrap (categories 7 and 8).	L. ton.	100	25
601070	Cast and burnt iron scrap (categories 1, 9, 10, 11, and 12).	L. ton.	100	25
601090	Other (categories 4, 5, 6, and 13) include heavy shoveling steel, selected rail scrap, machine-shop turnings, wire shorts, etc.)	L. ton.	100	25
601300	Tinplate circles, strips, cobbles, & scroll-shear butts.	L. ton.	1	1
601400	Waste—waste tinplate.	L. ton.	1	1
601500	Terneplate clippings and scrap.	L. ton.	100	25

Dept. of Comm. Sched. B. No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
651537	Lead plate, or battery plate, not assembled as complete battery units.	Lbs....	100	125
651538	Lead scrap and residues.	1	1
801000	Croosote or dead oil....	Gals..	100	25
802005	Naphthalene.....	Lbs....	100	25
813538	Streptomycin.....	None	None	None
825300	Rosin modified maleic and fumaric resins.	Lbs....	100	25
825501	Rosin modified phenolic resins.	Lbs....	100	25
825598	Pentaerythritol esters of rosin, glycol esters of rosin, and methyl esters of rosin.	Lbs....	100	25
832998	Argols.....	Lbs....	100	25
835204	Potassium carbonate.	Lbs....	100	25
835993	Potassium chloride, technical grade.	Lbs....	100	25
835998	Potassium sulfate, technical grade.	Lbs....	100	25
837300	Sodium hydroxide or caustic soda, except in small packages.	Lbs....	100	25
837998	Sodium resinate.....	Lbs....	100	25

¹ GLV value limit for shipments to Argentina \$1.00.

4. The following commodities are hereby removed from the list of commodities:

Dept. of Comm.

Sched. B No. Commodity
009200 Eggs, in the shell, other than hatching.
009303 Egg albumen (frozen, dried or otherwise preserved).
009307 Eggs, frozen.
009398 Eggs, otherwise preserved. (Report eggs, dried, in 009305.)
103100 Popcorn for seed.
103500 Grain sorghum for seed.
120150 Seed beans, garden varieties only.
120250 Seed peas, garden varieties only.
125905 Arrowroot, crude, refined or flour.
125905 Other farinaceous substances except tapioca in any form, edible or inedible.
218995 Natural gums and resins, refined or modified in condition except copal, damar and East India class of natural resins and elemi, mastic and sandarac resins.
218998 Natural gums and resins, crude; except copal, damar, and East India class of natural resins and elemi, mastic and sandarac resins.
241990 Field seeds, n. e. s.:
241990 Grama, blue.
241990 Grama, side oats.
301700 Tire cord, cotton, on cones or warps (include rubberized and untreated cords).
302000 Cord tire fabric, cotton.
302100 Other tire fabrics.
302300 Heavy filter cloth, hose and belting duck (report narrow duck under 12" and machinery belting in 314000).
302500 Ounce duck (include Army duck).
302600 Numbered, biscuit and naught duck (include paper dryer).
306200 Colored duck and awning materials (include bleached, dyed, stenciled, painted, proofed and printed duck, and woven awning stripes).
547201 Graphite, natural, Ceylon amorphous.
800600 Benzol or Benzene.
802590 Phthalic anhydride.
805901 Color lakes and toners.
805903 Sulfur black.
805905 Synthetic indigo (all types).
805909 Other coal tar dyes.
820200 Lead arsenate.

Dept. of Comm. Sched. B No.	Commodity
820598	Other agricultural insecticides, fungicides, and similar preparations and materials, dry or liquid basis containing less than 1% DDT (dichlorodiphenyltrichloroethane).
820600	Household & industrial insecticides, exterminators, & repellents (in liquid, paste, powder or solid form) containing less than 1% DDT (dichlorodiphenyltrichloroethane).
831300	Butyl alcohol.
831700	Butyl acetate.
832998	Lead acetate, basic and normal.
850998	Other nitrogenous-chemical materials, n. e. s., except ammonium nitrate as fertilizer (report ammonium sulfate in 850500, calcium cyanamide in 850903, calcium nitrate in 850905, sodium nitrate, n. e. s. in 850919, urea in 850925).
853107	Potassic fertilizer materials, n. e. s., containing 20% or more potassium oxide (K ₂ O) equivalent (reported on 25% K ₂ O basis) (report potassium chloride in 853110 and potassium sulfate in 853103).
853187	Potassic fertilizer materials containing less than 20% potassium oxide (K ₂ O) equivalent. Motion-picture films, not exposed: Sensitized, 35 mm.: Positive film. 911710 911720 Negative film.

5. The dollar value limits in the column headed "GLV Dollar Value Limits" set opposite each of the commodities listed below are hereby amended to read as follows:

Dept. of Comm. Sched. B No.	Commodity	GLV dollar value limits, country group	
		K	E
003600	Corned beef, canned.....	10	10
003600	Other canned beef except beef hash and hamburger steak, corned beef and roast, and boiled beef.....	10	10
006200	Milk and cream: Evaporated (unsweetened). 006300 Dried whole milk (include partially skimmed).....	100	25
006400	Dried skimmed milk.....	100	25
006755	Cheese, processed, blended and spreads: Processed American cheddar..... Cheese, whether or not in original loaves except any cheese processed other than by division into pieces: 006795 American cheddar..... 006798 Other..... 009305 Eggs, dried..... 120219 Peas, dry, ripe (except cowpeas and chickpeas).....	100	25
133098	Dried and evaporated fruits, n. e. s. (report dried fruits for salad in 132100, pears in 132200, raisins and currants in 132400, apples in 132500, apricots in 132600, peaches in 132700, prunes in 132800, apple waste in 132900 and figs in 133600).....	100	25
133100	Dates, fresh, dried or otherwise prepared.....	50	10
133300	Loganberries, canned.....	50	10
133400	Other canned berries.....	50	10
133600	Grapes, canned.....	50	10
134100	Cherries, canned.....	50	10
134500	Pineapples, canned.....	50	10
134700	Canned fruits, n. e. s. (report grapefruit in 133200, apples and applesauce in 133500, apricots in 134000, prunes and plums in 134200, peaches in 134300, pears in 134400, and fruits for salad in 134600).....	50	10
205905	The sundries and repair materials: Camelback..... 205998 Other.....	25	25

Dept. of Comm. Sched. B No.	Commodity	GLV dollar value limits, country group	
		K	E
300510	Rubber thread: Bare or uncovered.....	25	25
300520	Textile covered.....	25	25
300590	Latex or other forms of rubber compounded or processed for use in further manufacture (include rubber sheets, compounded, or processed, and master batch).....	25	25
200920	Natural and synthetic rubber manufactures, n. e. s.....	25	25
820000	Resin size.....	100	25

Shipments of any of the above commodities removed from general license or whose GLV dollar value limits have been reduced, which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions. Shipments of such commodities moving to a vessel subsequent to the effective date of this amendment pursuant to Office of Defense Transportation permits issued prior to such date may also be exported under the previous general license provisions.

This amendment shall become effective immediately upon publication, except that with respect to commodities removed from general license or whose GLV dollar value limits have been reduced, it shall become effective on October 30, 1945.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9338; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: October 24, 1945.

WALTER FREEDMAN,
Director,
Requirements and Supply Branch.

[F. R. Doc. 45-19776; Filed, Oct. 25, 1945; 3:18 p. m.]

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 85 Stat. 230, 60 Stat. 177, 58 Stat. 827; E.O. 8024, 7 F.R. 323; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10165; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

[Directive 21, Revocation]

PART 903—DELEGATIONS OF AUTHORITY
RUBBER-BORNE-TRANSPORTATION EQUIPMENT AND FACILITIES

Section 903.33 *Directive 21* is hereby revoked, effective November 1, 1945. This revocation does not affect any liabilities incurred for violations of rules, orders, regulations or other actions issued pursuant to the directive.

Issued this 25th day of October 1945.

J. A. KRUG,
Chairman.

[F. R. Doc. 45-19733; Filed, Oct. 25, 1945; 11:17 a. m.]

PART 1010—SUSPENSION ORDERS
[Suspension Order S-893, Amdt. 1]

GARY PRINTING AND PUBLISHING CO.

Gary Printing and Publishing Company, an Indiana corporation which publishes a newspaper called the Gary Post-Tribune at Gary, Indiana, was suspended on August 23, 1945 by Suspension Order No. S-399. It appealed from the provisions of the suspension order. The case has been reviewed by Deputy Chief Compliance Commissioner Curtis Bok who has dismissed the appeal and directed that the order be amended.

In view of the foregoing, it is hereby ordered, that: § 1010.399 *Suspension Order No. S-399*, issued August 28, 1945 be and hereby is amended by the substitution of the following paragraph (a) for the present paragraph (a):

(a) Gary Printing & Publishing Company shall reduce its consumption of print paper for the printing of the Gary Post-Tribune during the fourth calendar quarter of 1945, the first, second, third, and fourth quarters of 1946, and the first quarter of 1947, by 113,688 tons under the consumption quota of print paper it would otherwise be entitled to use under the provisions of Limitation Order L-240, unless otherwise specifically authorized in writing by the War Production Board. This reduction in consumption of print paper shall be at the rate of 18,948 tons per calendar quarter.

Issued this 26th day of October 1945.

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

[F. R. Doc. 45-19821; Filed, Oct. 26, 1945; 11:10 a. m.]

Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 502, Amdt. 4]

POPCORN

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

Revised Maximum Price Regulation 502 is amended in the following respects:

1. Section 8 (f) (1) is amended to read as follows:

(1) Name and address of the commercial processor or, in lieu thereof, the name and address of the private brand dealer selling such popcorn, provided such private brand dealer has reported in writing to the national office of the Office of Price Administration at Washington, D. C. the name and address of the commercial processor of such popcorn.

2. The first sentence of the first paragraph of section 13 is amended by substituting the words "moisture proof" for the word "waterproof".

3. The first sentence of section 13 (3) is amended by inserting the words "moisture proof" before the words "fibre carton or canister".

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

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

CHESTER BOWLES,
Administrator.

Approved: October 18, 1945.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-19833; Filed, Oct. 26, 1945;
11:43 a. m.]

PART 1300—PROCEDURE

[Rev. Procedural Reg. 4,¹ Incl. Amdts. 1-3]

PROCEDURE FOR ISSUANCE OF RATIONING SUSPENSION ORDERS AND DETERMINATIONS OF VIOLATIONS²

This compilation of Revised Procedural Regulation 4 includes Amendment 3, effective October 31, 1945. The text amended by Amendment 3 is underscored.

ARTICLE I—SCOPE AND APPLICATION OF REVISED PROCEDURAL REGULATION NO. 4

Sec.

1300.151 Scope of regulation.

ARTICLE II—INSTITUTION AND CONDUCT OF PROCEEDINGS

1300.152 Institution of proceedings.

1300.153 Notice of hearing.

1300.154 Conduct of hearing.

1300.155 Rules of evidence.

1300.156 Appearances.

1300.157 Continuance or adjournment of hearing.

1300.158 Defaults.

1300.159 Subpoenas.

1300.160 Payment of witness fees and mileage.

1300.161 Contemptuous conduct.

1300.162 Transcript of hearings.

1300.163 Presiding Officer's advisory report: service.

1300.164 Briefs on Presiding Officer's advisory report.

1300.165 Briefs after hearing before Hearing Commissioner.

ARTICLE III—ORDERS AND DETERMINATIONS OF HEARING COMMISSIONERS

1300.166 Suspension order or determination of Hearing Commissioner.

1300.167 Stay of operation of suspension order.

1300.168 Consent order or determination.

1300.169 Application for modification, vacation or further hearing in suspension order proceedings.

1300.170 Order upon application.

ARTICLE IV—APPEALS FROM ORDERS OF WAR PRICE AND RATIONING BOARDS OR SPECIAL HEARING OFFICERS

1300.171 Appeals from orders of Boards or Special Hearing Officers.

ARTICLE V—APPEALS TO, REVIEW AND HEARING BY HEARING ADMINISTRATOR

1300.172 Hearing and order by the Hearing Administrator.

1300.173 Petition for reconsideration of order or determination of Hearing Administrator under § 1300.172.

1300.174 Appeals from orders or determinations of Hearing Commissioners.

1300.175 Notice of appeal.

1300.176 Stay pending appeal.

1300.177 Record on appeal.

1300.178 Briefs.

1300.179 Oral argument.

1300.180 Order on appeal.

1300.181 Review on initiative of Hearing Administrator.

ARTICLE VI—MISCELLANEOUS

1300.182 Service of papers.

1300.183 Office hours of Office of Hearing Commissioners and Hearing Administrator: filing.

1300.184 Definitions.

1300.185 Effective date.

AUTHORITY: §§ 1300.151 through 1300.185 issued pursuant to Pub. Law 421, 77th Cong.; Sec. 2 (a) of Pub. Law 671, 76th Cong., as amended by Pub. Law 89, 77th Cong.; and by Pub. Law 507, 77th Cong.; E.O. 9125, 7 F.R. 2719; WPB Dir. No. 1, 7 F.R. 562, as supplemented; Food Dir. No. 3, 8 F.R. 2005, as supplemented.

ARTICLE I—SCOPE AND APPLICATION OF REVISED PROCEDURAL REGULATION NO. 4

§ 1300.151 *Scope of regulation.* (a)

This regulation governs suspension proceedings and determination proceedings of the Office of Price Administration. A suspension proceeding is a proceeding instituted to determine whether a rationing suspension order should be issued.

A determination proceeding is a proceeding instituted to ascertain whether there has been a violation of a rationing regulation or order. A suspension proceeding and a determination proceeding may be joined and one hearing held for both proceedings.

(b) This regulation does not apply to suspension or revocation proceedings before War Price and Rationing Boards or Special Hearing Officers, but Article IV prescribes the procedure on appeal from orders issued in such proceedings.

[§ 1300.151 amended by Am. 3, effective 10-31-45]

ARTICLE II—INSTITUTION AND CONDUCT OF PROCEEDINGS

§ 1300.152 *Institution of proceedings.*

A proceeding for the issuance of a suspension order or determination shall be instituted by the service of a notice of hearing upon the respondent not less than seven (7) days before such hearing.

[§ 1300.152 amended by Am. 3, effective 10-31-45]

§ 1300.153 *Notice of hearing.* (a) A notice of any hearing to be held pursuant to this regulation shall be issued by the District Enforcement Attorney. It shall set forth the time and place of hearing, a clear statement of the charges against the respondent with a reference to the particular section of the regulation or order involved or alleged to have

been violated, and a statement of the purpose or purposes for which the hearing is to be held. The notice shall also state that a suspension order or determination may be entered by default in case of failure to appear at the hearing.

[Paragraph (a) amended by Am. 3, effective 10-31-45]

(b) A copy of Revised Procedural Regulation No. 4 shall be attached to the notice of hearing served upon any respondent.

[§ 1300.153 amended by Am. 1, 9 F.R. 5426, effective 5-27-44; and as otherwise noted]

§ 1300.154 *Conduct of hearing.* (a) Any hearing held pursuant to this regulation shall be conducted by a Hearing Commissioner or by a Presiding Officer designated by the Chief Hearing Commissioner to conduct the hearing. The Hearing Commissioner or Presiding Officer shall preside at the hearing, administer oaths and affirmations, and rule on the admission and exclusion of evidence.

(b) The hearing shall be so conducted as to permit the presentation of evidence and argument to the fullest extent compatible with fair and expeditious determination of the issues raised in the hearing. To this end:

(1) The respondent shall have the right to be represented by counsel of his own choosing.

(2) The Hearing Commissioner or Presiding Officer shall afford reasonable opportunity for cross-examination of witnesses.

(3) All hearings held pursuant to this regulation shall be public.

§ 1300.155 *Rules of evidence.* The rules of evidence governing civil proceedings in matters not involving trial by jury in the courts of the United States shall govern all hearings: *Provided, however,* That such rules may be relaxed by the Hearing Commissioner or Presiding Officer where the ends of justice will be better served by so doing.

§ 1300.156 *Appearances.* Any individual respondent may appear for himself; any partner may appear for a partnership if expressly or impliedly authorized to do so; any officer of a corporation or association may appear for such corporation or association. Any respondent may appear by an attorney. No other person may appear for a respondent unless specifically authorized in writing by such respondent. All appearances shall be noted on the record of the proceeding. Appearances of Office of Price Administration employees and former employees in a representative capacity shall be governed by the provisions of Procedural Regulation No. 14.³

§ 1300.157 *Continuance or adjournment of hearing.* The hearing shall be held at the time and place specified by the notice of hearing but the Hearing Commissioner or Presiding Officer may continue or adjourn the hearing to a later date or to a different place. Notice of such adjournment or continuance shall be given either prior to or at the hearing.

³ 9 F.R. 1594.

¹ 9 F.R. 9412.

² Title amended by Am. 3, effective 10-31-45.

§ 1300.158 *Defaults.* (a) If a respondent fails to appear at a hearing the charges set forth in the notice of hearing may be deemed to be admitted by default, and a hearing need not be held. The District Enforcement Attorney shall, however, present evidence relevant to the determination of the effective period of any suspension order.

[Paragraph (a) amended by Am. 1, 9 F.R. 5426, effective 5-27-44]

(b) At any time within ten (10) days after the service of an order or determination issued after a default, the respondent may file with the Hearing Commissioner a petition for the reopening of the proceedings, setting forth the grounds on which he believes his default should be excused. A copy of such petition shall be served upon the District Enforcement Attorney at or prior to the time of filing. Within three (3) days after such service, the District Enforcement Attorney may file with the Hearing Commissioner affidavits and a brief in opposition, a copy of which shall be served on the respondent at or prior to the time of filing. The Hearing Commissioner shall grant or deny the petition by order. If the Hearing Commissioner grants the petition, his order shall set aside the order or determination to which the petition is directed and shall set forth the time and place for the hearing.

[Paragraph (b) amended by Am. 3, effective 10-31-45]

§ 1300.159 *Subpoenas.* (a) Any Hearing Commissioner may, upon proper application, issue subpoenas compelling the attendance and testimony of witnesses and the production of evidence at a hearing conducted under this regulation.

(b) An applicant for a subpoena shall specify the name and address of the witness and the nature of the facts to be proved by him, and, if calling for the production of evidence, shall specify the same with such particularity as will enable it to be identified for purposes of production.

(c) A subpoena may be served by any person, including a party, who is more than 18 years of age. Service of a subpoena upon a person named therein shall be made by delivering a copy thereof to such person and by tendering to him the fee and mileage for one day's attendance. When the subpoena is issued on behalf of the Office of Price Administration, fees and mileage need not be tendered. The verified return of the person making the service shall be proof of service.

§ 1300.160 *Payment of witness fees and mileage.* Witnesses summoned before a Hearing Commissioner or Presiding Officer at any hearing held pursuant to this regulation shall be paid the same fees and mileage as are paid witnesses in the District Courts of the United States. Witness fees and mileage shall be paid by the party at whose instance the witness appears.

§ 1300.161 *Contemptuous conduct.* Contemptuous conduct at any hearing shall be ground for exclusion from the hearing.

[§ 1300.161 amended by Am. 1, 9 F.R. 5423 effective 5-27-44]

§ 1300.162 *Transcript of hearings.* (a) A stenographic report of all hearings shall be taken. The report shall be transcribed only if the transcription is requested by a party to the proceeding or the Hearing Commissioner, or if the case is heard by a Presiding Officer. Any party may obtain a copy of the transcript. The cost of a transcription requested by a respondent shall be borne by such respondent. If the report is transcribed at the request of the Hearing Commissioner or the District Enforcement Attorney, a copy shall be available for inspection by the respondent during business hours at the District Office or such other place as may be designated by the Hearing Commissioner. Argument of counsel shall not be included in the report except at the direction of the Hearing Commissioner or Presiding Officer.

(b) The parties may, by stipulation, agree upon corrections of inaccuracies in the transcript. The Hearing Commissioner or Presiding Officer, whichever presided at the hearing, shall, by written findings, resolve any dispute of the parties as to the accuracy of the transcript.

§ 1300.163 *Presiding Officer's advisory report: service.* (a) A Presiding Officer who has conducted a hearing shall prepare an advisory report, which shall contain findings of fact and conclusions of law, and may contain recommendations with respect to the disposition of the matter.

(b) The advisory report shall be filed with the Hearing Commissioner, and copies thereof shall be served on the respondent and the District Enforcement Attorney.

§ 1300.164 *Briefs on Presiding Officer's advisory report.* (a) Any party may submit to the Hearing Commissioner a brief in opposition to or in support of the report of the Presiding Officer.

(b) Such briefs shall be filed within five (5) days after the service of the Presiding Officer's report. The brief shall be filed with the Hearing Commissioner and a copy thereof served upon the opposing party at or before the time of filing.

(c) Briefs may be filed after the time prescribed by paragraph (b) of this section only with the permission of the Hearing Commissioner.

§ 1300.165 *Briefs after hearing before Hearing Commissioner.* The Hearing Commissioner may, upon request of any party to a proceeding conducted by him, permit the filing of briefs or written argument. Such briefs or written argument shall be filed within such time as the Hearing Commissioner may prescribe.

ARTICLE III—ORDERS AND DETERMINATIONS OF HEARING COMMISSIONERS

§ 1300.166 *Suspension order or determination of Hearing Commissioner.* (a) If the Hearing Commissioner finds in a suspension proceeding that a respondent has violated a rationing regulation or

order, he may issue a suspension order. If the Hearing Commissioner finds in a determination proceeding that a respondent has violated a rationing regulation or order, he may issue a determination of violation.

[Paragraph (a) amended by Am. 1, 9 F.R. 5425 effective 5-27-44; Am. 2, 9 F.R. 9412 effective 8-7-44; and Am. 3, effective 10-31-45]

[Heading of § 1300.166 and Article III amended by Am. 3, effective 10-31-45]

(b) Any suspension order or determination hereunder, except a consent order issued under § 1300.163, shall set forth the findings of fact and conclusions of law upon which it is based and shall contain a statement of the reasons why a suspension order or determination should be issued, unless such findings of fact, conclusions of law and statement of reasons are set forth in an opinion accompanying the order.

[Paragraph (b) amended by Am. 3, effective 10-31-45]

(c) If the Hearing Commissioner determines that no suspension order should be issued, he shall issue an order dismissing the proceeding or issue an admonitory order. If the Hearing Commissioner concludes in a determination proceeding that no violation has occurred, he shall issue an order dismissing the proceeding. The findings of fact, conclusions of law and a statement of the reasons why an order of dismissal or an admonitory order should be issued shall be set forth in the order or in an opinion accompanying the same.

[Paragraph (c) amended by Am. 3, effective 10-31-45]

(d) A suspension order under this section may contain such provisions as may be deemed appropriate to make it effective.

§ 1300.167 *Stay of operation of suspension order.* (a) A Hearing Commissioner may, for good cause, provide in a suspension order that the operation thereof shall be stayed in whole or in part for so long as the respondent shall comply with rationing orders or the conditions set forth in the suspension order.

(b) The District Enforcement Attorney may at any time file an application with the Hearing Commissioner or, in the Hearing Commissioner's absence, with the Chief Hearing Commissioner to have such a stay vacated. Such application shall be served upon the respondent, shall set forth a detailed statement of charges of further violations of a rationing order by the respondent, and shall contain affidavits or other proofs of such violations. The application shall contain a statement fixing a time, which shall not be less than seven (7) days after service, within which the respondent may file with the Hearing Commissioner or Chief Hearing Commissioner, as the case may be, answering affidavits, proofs, and written arguments.

(c) The Hearing Commissioner or Chief Hearing Commissioner, as the case may be, may, either upon the written proofs submitted by the parties or upon

further hearing ordered by him, enter an order vacating the stay in whole or in part. All proofs submitted and the record of any further hearing shall become part of the record of the original proceeding.

(d) Any Hearing Commissioner may, in an order issued in a suspension proceeding under this regulation, vacate a stay of the operation of a suspension order previously issued against the same respondent.

§ 1300.168 Consent order or determination. If the Hearing Commissioner approves an agreement entered into by the District Enforcement Attorney and a respondent with respect to the terms of a suspension order or determination, he shall issue the order or determination agreed upon, and such order or determination shall have the same force and effect as an order or determination issued under § 1300.166 except that no appeal to the Office of the Hearing Administrator may be taken therefrom.

[§ 1300.168 amended by Am. 3, effective 10-31-45]

§ 1300.169 Application for modification, vacation or further hearing in suspension order proceedings. (a) The District Enforcement Attorney or a respondent may file with the Hearing Commissioner an application for modification, vacation or further hearing of a suspension order issued by the Hearing Commissioner under § 1300.166, from which no appeal is pending. Any application so filed shall be accompanied by proof of service upon the opposing party.

[§ 1300.169 heading amended by Am. 3, effective 10-31-45]

(b) The application may include affidavits or a brief in support thereof, shall state in detail the grounds upon which the order should be modified, vacated or set for re-hearing in accordance with § 1300.170.

(c) The opposing party may, within three days of receipt of service of the application, or such longer period as the Hearing Commissioner may allow, file with the Hearing Commissioner a brief and affidavits in opposition to the application.

(d) At any time after the filing of such an application, the Hearing Commissioner may, in his discretion, stay the suspension order to which the application relates, pending determination of the application.

§ 1300.170 Order upon application. (a) A Hearing Commissioner may by order, at any time, save when an appeal is pending or an order has been entered on appeal by the Hearing Administrator, modify or vacate an order issued by him to correct errors of fact or law disclosed by the record. No oral hearing will be held on such application.

(b) At any time after the issuance of a Hearing Commissioner's order or an order on appeal therefrom, except when an appeal is pending, the Hearing Commissioner may set the proceeding for a further hearing upon a showing to his satisfaction:

(1) That the applicant will produce additional material evidence which the applicant could not have produced at the original hearing by the exercise of reasonable diligence, or

(2) That material changes in conditions or circumstances cause the suspension order to be detrimental to the public interest.

(c) A Hearing Commissioner may, at any time, either upon his own motion or upon motion of either party, modify his order to correct a clerical error or omission, or to change the effective dates of the order.

(d) An order may not be modified, vacated, or set for further hearing by the Hearing Commissioner for reasons other than those stated in paragraphs (a), (b), and (c) of this section, unless it affirmatively appears to the Hearing Commissioner that refusal to take such action would be wholly inconsistent with the just and proper disposition of the proceeding.

ARTICLE IV—APPEALS FROM ORDERS OF WAR PRICE AND RATIONING BOARDS OR SPECIAL HEARING OFFICERS

§ 1300.171 Appeals from orders of Boards or Special Hearing Officers. (a) Whenever a right to appeal to a Hearing Commissioner from an order of a War Price and Rationing Board or a Special Hearing Officer is granted by a rationing order or regulation, such appeal may be taken within the time and in the manner prescribed by the rationing order or regulation.

(b) The appeal shall be heard by the Hearing Commissioner or a Presiding Officer and determined by the Hearing Commissioner in the same manner as if it were an original proceeding instituted by a notice of hearing issued under section § 1300.152.

(c) The Hearing Commissioner may, for good cause shown upon application by the respondent, stay or suspend the operation of an order issued by a War Price and Rationing Board or a Special Hearing Officer pending the hearing and determination of the appeal.

(d) Any order issued by the Hearing Commissioner upon the determination of the appeal shall supersede the order from which the appeal was taken. No appeal may be taken to the Office of the Hearing Administrator from such an order issued by the Hearing Commissioner.

ARTICLE V—APPEALS TO, REVIEW AND HEARING BY HEARING ADMINISTRATOR

§ 1300.172 Hearing and order by the Hearing Administrator. (a) At any time after the service of the notice of hearing and before the service of the order or determination of the Hearing Commissioner, the Hearing Administrator may direct that the proceedings be brought before him.

[Paragraph (a) amended by Am. 3, effective 10-31-45]

(b) Notice that the proceedings are to be brought before the Hearing Administrator shall be served upon the District Enforcement Attorney, the respondent and the Hearing Commissioner.

(c) Proceedings brought before the Hearing Administrator shall be con-

ducted in the same manner as if brought before a Hearing Commissioner.

§ 1300.173 Petition for reconsideration of order or determination of Hearing Administrator under § 1300.172. (a) Any party may file with the Hearing Administrator a petition for reconsideration of an order or determination issued by the Hearing Administrator under § 1300.172.

[Paragraph (a) and section heading amended by Am. 3, effective 10-31-45]

(b) The petition for reconsideration shall be served and filed in the same manner as a notice of appeal under § 1300.175, and such petition shall conform to the requirements for notices of appeal prescribed in § 1300.175 (b). The procedures on such petition shall be the same as on an appeal.

§ 1300.174 Appeals from orders or determinations of Hearing Commissioners. A respondent or the District Enforcement Attorney may appeal to the office of the Hearing Administrator from any order or determination issued under § 1300.166 or § 1300.167 (c) other than an order entered by default. A respondent may appeal to the Office of the Hearing Administrator from an order issued under § 1300.158, denying a petition to reopen a defaulted proceeding.

[§ 1300.174 amended by Am. 3, effective 10-31-45]

§ 1300.175 Notice of appeal. (a) An appeal may be taken by serving a notice of appeal on the Hearing Commissioner and the other party or parties to the proceeding within ten (10) days (or in the case of orders or determinations issued in the Territories and Possessions, within thirty (30) days) after service of the order or determination appealed from. A copy of the notice of appeal with proof of such service shall be filed at the Office of the Hearing Administrator, Washington, D. C., within five (5) days after the taking of the appeal. The Hearing Administrator, for good cause shown, may extend the time within which an appeal may be taken.

(b) The notice of appeal shall contain (1) a reference to the findings of fact and conclusions of law, if any, to which exception is taken, (2) a brief statement of the grounds for such exceptions, (3) the modifications proposed with respect to the order or determination appealed from, and (4) a brief statement of the reasons supporting such proposed modifications. The Hearing Administrator may dismiss any appeal if the notice of appeal is deficient in such respects.

[Paragraphs (a) and (b) amended by Am. 3, effective 10-31-45]

(c) The appealing party shall, within ten days after taking the appeal, or such longer period as the Chief Hearing Commissioner shall allow, file in the Office of the Chief Hearing Commissioner the transcript of the stenographic report of the hearing unless the preparation of the transcript was requested by the Hearing Commissioner or the case was heard by a Presiding Officer.

§ 1300.176 Stay pending appeal. The taking of an appeal shall not automati-

cally stay the operation of the order or determination appealed from. A Hearing Commissioner may, however, for good cause shown, upon application of any party, stay or suspend the operation of an order or determination pending the determination of the appeal. A copy of such application shall be served upon the opposing party at or before the time it is filed with the Hearing Commissioner. If the Hearing Commissioner does not act upon such application within three days after filing, or denies such application, the requesting party may apply for a stay to the Office of the Hearing Administrator, Washington, D. C.

[§ 1300.176 amended by Am. 3, effective 10-31-45]

§ 1300.177 *Record on appeal.* The Chief Hearing Commissioner shall, within three (3) days after the receipt of the notice of appeal or the stenographic transcript, whichever is later, send to the Office of the Hearing Administrator the complete record in the case which shall include:

(a) The notice of hearing and proof of service thereof;

[Paragraph (b) revoked and former (c) through (g) redesignated (b) through (f), respectively, by Am. 2, 9 F.R. 9412, effective 8-7-44]

(b) The transcript of testimony and all exhibits;

(c) The Presiding Officer's report and briefs in support and opposition thereto, if any;

(d) The order or determination of the Hearing Commissioner with proof of service thereof and the accompanying opinion, if any;

[Paragraph (d) amended by Am. 3, effective 10-31-45]

(e) The stay order, if any; and

(f) All petitions, applications, or motions filed and orders issued in the proceeding.

§ 1300.178. *Briefs.* (a) Any party to the appeal may submit to the Office of the Hearing Administrator a brief in support of or in opposition to the order or determination of the Hearing Commissioner.

[Paragraph (a) amended by Am. 3, effective 10-31-45]

(b) Two copies of briefs submitted on behalf of an appealing party, together with proof of service of a copy thereof upon the opposing party, shall be filed with the Office of the Hearing Administrator, Washington, D. C., within ten (10) days after the taking of the appeal. Within five (5) days after receipt of a copy of the appealing party's brief, the opposing party shall file two copies of his brief, together with proof of service of a copy thereof, in the Office of the Hearing Administrator. In the case of an appeal from an order issued in a Territory or Possession twenty (20) days shall be added to the times specified for the filing of briefs. Reply briefs will not be allowed except with the permission of the Office of the Hearing Administrator.

(c) Briefs may be filed after the time prescribed by paragraph (b) of this section only with the permission of the Office of the Hearing Administrator.

§ 1300.179 *Oral argument.* The Hearing Administrator may, upon application or upon his own motion, order that oral argument be heard before him, the Deputy Hearing Administrator, or any Assistant Hearing Administrator.

§ 1300.180 *Order on appeal.* (a) The Hearing Administrator may affirm, reverse, or modify the order or determination of the Hearing Commissioner, or remand the proceeding with directions.

[Paragraph (a) amended by Am. 3, effective 10-31-45]

(b) Copies of the order on appeal shall be served on the respondent and the District Enforcement Attorney.

(c) The provisions of this section applicable to the Hearing Administrator shall apply to the Deputy Hearing Administrator or any Assistant Hearing Administrator, when either is acting in lieu of the Hearing Administrator pursuant to paragraph (b) of Revised General Order No. 46, as amended.

§ 1300.181 *Review on initiative of Hearing Administrator.* (a) If neither the District Enforcement Attorney nor the respondent appeals within the time prescribed in § 1300.175, the Hearing Administrator may review the case on his own motion. The Hearing Administrator may review on his own motion, any order or determination issued by a Hearing Commissioner from which an appeal does not lie.

[Paragraph (a) amended by Am. 3, effective 10-31-45]

(b) The Hearing Administrator shall initiate a review under paragraph (a) of this section by serving a notice of intention to review on the District Enforcement Attorney and the respondent.

(c) A review proceeding under this section shall be conducted in the same manner as an appeal except that the time for filing briefs shall be computed from the time of service of the notice of intention to review.

ARTICLE VI—MISCELLANEOUS

§ 1300.182 *Service of papers.* Notices, orders, and other process and papers may be served personally, or by leaving a copy thereof at the residence or during usual business hours at the principal office or place of business of the person to be served, or by registered mail or by telegraph. Service by registered mail or by telegraph is complete upon mailing or upon delivery of the text of the telegram to a telegraph office. The verified return of the person making the service, or where service is by registered mail or telegraph the verified return of the person making the service and the return post office or telegraph receipt shall be proof of service.

§ 1300.183 *Office hours of Office of Hearing Commissioners and Hearing Administrator: filing.* The Offices of the Hearing Administrator and the Hearing

Commissioners shall be open daily (except Saturday) from 9 a. m. until 5 p. m. Any person desiring to file papers at any time other than the regular hours stated, may file a written application with the appropriate Hearing Commissioner or the Hearing Administrator, if such papers are to be filed with him, requesting permission therefor. Whenever service is required of papers submitted for filing, proof of such service must accompany the papers.

[§ 1300.183 amended by Am. 3, effective 10-31-45]

§ 1300.184 *Definitions.* As used in this regulation, unless the context otherwise requires, the term:

(a) "Hearing Administrator" means the Hearing Administrator of the Office of Price Administration or any duly designated person temporarily so acting.

(b) "Office of the Hearing Administrator" includes the Hearing Administrator, the Deputy Hearing Administrator, and any Assistant Hearing Administrator of the Office of Price Administration, located at Washington, D. C.

(c) "Hearing Commissioner" means the Chief Hearing Commissioner of the Office of Price Administration for the region in which the proceeding is instituted, or such Hearing Commissioner as may be authorized to determine a proceeding held pursuant to this procedural regulation.

(d) "District Enforcement Attorney" means the Enforcement Attorney of the Office of Price Administration for the District in which the proceeding is instituted or an attorney authorized to act for the District Enforcement Attorney in any proceeding conducted pursuant to this regulation.

(e) "Suspension order" means an order of allocation which regulates or suspends for a period the acquisition, sale, transfer, delivery or other disposition or use of rationed commodities or facilities, issued against a person who has acted in violation of a ration order or regulation.

[Paragraph (e) amended by Am. 1, 9 F.R. 5425, effective 5-27-44 and Am. 2, 9 F.R. 9412, effective 8-7-44]

(f) "Rationing order or regulation" means any order or regulation of the Office of Price Administration issued pursuant to War Production Board Directive No. 1, as supplemented or amended, or any Directive of the War Food Administrator or the Secretary of Agriculture, or any other delegation of authority conferred by section 2 (a) of the Second War Powers Act.

§ 1300.185 *Effective date.* This Revised Procedural Regulation No. 4 shall become effective at 12:01 a. m. on April 1, 1944. It governs all proceedings in cases instituted on and after that date. Unless the Hearing Administrator otherwise directs, it shall also govern all future proceedings in cases then pending: *Provided, however,* That the procedure prescribed by Temporary Procedural Regulation No. 4 shall govern review of orders issued prior to March 1, 1943, and the provisions establishing such proce-

dures are continued in effect for this purpose.

[Revised Procedural Regulation No. 4, originally issued March 6, 1944]
[Effective dates of amendments are shown in notes following the parts affected]

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19830; Filed, Oct. 26, 1945;
11:42 a. m.]

PART 1305—ADMINISTRATION

[SO 118, Amdt. 6]

SMALL VOLUME MANUFACTURERS' RECONVERSION PRICING

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

Supplementary Order No. 118 is amended in the following respects:

1. In Appendix D the following products and profit factors are added to List 1:

	Factor (percent)
Automobile lifts.....	3.7
Bottling and beverage machinery.....	7.6
Gasoline computer and noncomputer pumps.....	5.5
Radio cabinets.....	3.7
Sheet metal work covered by MPR 591.....	2.1
Shoe making and repairing machinery.....	5.6
Window sashes, frames, moldings, and trim made of metal, and window and door screens.....	2.9
Wool floor coverings.....	3.1

2. In Appendix D the following products and profit factors are added to List 2:

	Factor (percent)
Cooking and kitchen utensils made of metal (except aluminum ware).....	2.4
Hand tools (except edge tools, machine tools, files, and saws).....	4.4

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19834; Filed, Oct. 26, 1945;
11:43 a. m.]

PART 1305—ADMINISTRATION

[SO 130, Amdt. 2]

MAXIMUM PRICES FOR SALES OF CONTRACTOR INVENTORY

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

Supplementary Order 130 is amended in the following respects:

Section 4 is amended to read as follows:

SEC. 4. *Invoices.* (a) Every person who makes a sale in accordance with the provisions of subparagraphs (1) (i), (2) (ii) or (3) (ii) of section 2 (a) shall furnish the purchaser an invoice of sale, a

copy of which he must retain, which shall include (in addition to his own and the purchaser's name and address, a brief description of the material, and the date, price, terms and quantity of the sale) the following:

(1) The number of the war contract pursuant to which the goods were to be fabricated or processed, and in the case of a subcontract, the name of the prime contractor, and (2) a statement as follows:

The price of this material does not exceed the maximum price established by Supplementary Order 130, Maximum Price for Sales of Contractor Inventory.

(b) Every person who makes a sale in accordance with the provisions of subparagraphs (1) (i), (2) (i) or (3) (i) of Section 2 (a) shall comply with the invoice, record keeping and marking requirements of the applicable maximum price regulation.

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

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19836; Filed, Oct. 26, 1945;
11:44 a. m.]

PART 1305—ADMINISTRATION

[SO 119, Amdt. 8]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

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

Supplementary Order No. 119 is amended in the following respects:

1. In Appendix C the following products and profit factors are added to List 1:

	Factor (percent)
Automobile lifts.....	3.7
Bottling and beverage machinery.....	7.6
Gasoline computer and noncomputer pumps.....	5.5
Radio cabinets.....	3.7
Sheet metal work covered by MPR 591.....	2.1
Shoe making and repairing machinery.....	5.6
Window sashes, frames, moldings, and trim made of metal, and window and door screens.....	2.9
Wool floor coverings.....	3.1

2. In Appendix C the following products and profit factors are added to List 2:

	Factor (percent)
Cooking and kitchen utensils made of metal (except aluminum ware).....	2.4
Hand tools (except edge tools, machine tools, files, and saws).....	4.4

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19935; Filed, Oct. 26, 1945;
11:43 a. m.]

PART 1305—ADMINISTRATION

[SO 132, Amdt. 5]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

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

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (1) the following commodities are added in alphabetical order:

Abalone (Halotis species) canned in natural juice (domestic and imported)
Clams, canned (domestic and imported)
Fish bait used for sport fishing, canned or processed
Fish roe, canned (domestic and imported)
Lake herring, salted
Lobster, frozen uncooked
Oysters, canned (domestic and imported)

2. In section 1 (a) (2) the following commodities are added in alphabetical order:

Apricots, whole unpitted, dried
Beets, frozen
Black wine grapes, dried (includes all varieties of black wine grapes, including Zinfandel and Alicante)
Cherries and cherry stems, dried
Citrus segments, frozen
Coconut, frozen
Figs, frozen
Kale, frozen
Lime juice canned
Melon, frozen
Mushrooms, frozen
Peaches, whole unpitted, dried
Pears, frozen
Plums, halved pitted, dried
Potatoes, frozen
Prunes, silver (prunes made from sweet yellow plums), dried
Vegetable greens, frozen (does not include frozen spinach)
Vegetables, dehydrated (does not include dried or dehydrated beans, dried or dehydrated peas, or dehydrated soups), bulk or packaged. For the purpose of this order, dehydrated vegetables are vegetables which have had their moisture content reduced by controlled artificial drying to such an extent that the moisture content of the finished product does not exceed 8% by weight.

3. In section 1 (a) (5) the following commodities are added in alphabetical order:

Anise (domestic and imported)
Basil leaves (domestic and imported)
Bouillon cubes
Chutney, sweet and sour (an imported relish made of mangoes, flavored by raisins, tamarinds, limes, ginger, chilies and spices with or without sugar; imported)
Cumin (domestic and imported)
Curry powder (domestic and imported)
Dill (domestic and imported)
Dough ready for baking, frozen
Fennel Seed (domestic and imported)
Foenugreek Seed (domestic and imported)
Garlic salt (domestic and imported)
Laurel (Bay Leaves) (domestic and imported)
Marjoram (Oregano) (domestic and imported)
Mint flakes (domestic and imported)

* 10 F.R. 11512, 11808.

Mint leaves (domestic and imported)
 Onion salt (domestic and imported)
 Prepared hard sauce containing distilled spirits
 Rosemary leaver (domestic and imported)
 Saffron (domestic and imported)
 Sage (domestic and imported)
 Savory (domestic and imported)
 Savory salt (domestic and imported)
 Thyme (domestic and imported)
 Tortillas, a maize product used as bread
 Turmeric (domestic and imported)

4. Section 1 (a) (6) is added to read as follows:

(6). Bakery products category, as follows:
 Ice cream cones
 Pretzels

5. In section 2 (a) (1) the following item is added in alphabetical order:

From	Termination date
Oct. 31, 1945	Jan. 29, 1946

Carrots, canned, including carrot juice. (This does not include strained or chopped carrots sold as "baby food" or "junior food").

6. Section 2 (a) (2) is added to read as follows:

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

From	Termination date
Oct. 31, 1945	Jan. 29, 1946

Crab meat, fresh, frozen and canned.

7. Section 2 (a) (3) is added to read as follows:

(3) Miscellaneous category, as follows:

From	Termination Date
Oct. 31, 1945	Indefinite

Bakers' fruit pie and pastry fillings (Semi-solid mixtures of (1) a sweetening ingredient with (2) either fruit, fruit juice pectin or pectinous extracts, or a combination of these, and (3) with or without a thickener, added flavor or color, which are sold in containers of eight pounds or more for use in filling or glazing pies or pastries).

8. Section 2 (b) is added to read as follows:

(b) The following items in the seeds category:

From	Termination Date
Oct. 31, 1945	Jan. 29, 1946

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
 Administrator.

Approved: October 18, 1945.

J. B. HUTSON,
 Acting Secretary of Agriculture.

[F. R. Doc. 45-19837; Filed, Oct. 26, 1945; 11:42 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
 [FPR 3, Amdt. 4 to Supp. 1]

COTTONSEED PRODUCTS

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

Supplement 1 to Foods Products Regulation 3 is amended in the following respect:

Section 7 (b) is amended to read as follows:

(b) *Maximum markup.* As a processor you are not permitted to add a maximum markup in figuring the maximum price for a sale of any lot, except in the following cases:

	Cottonseed hulls or hull bran	All other cottonseed products per ton
If you sell such lot to a feeder after having unleded it into a store operated by you as a separate place of business not located at the production plant where the lot was produced.	\$4 per ton...	\$4.00
In all other cases if you sell such lot after having unleded it into a separate place of business not located at the production plant where the lot was produced:		
To feeders.....	No markup.	\$2.00
To anyone else.....	No markup.	\$1.50
If you sell to a feeder in quantities of 20,000 pounds or less from the production plant where the lot was produced.	No markup.	\$2.00

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
 Administrator.

Approved: October 19, 1945.

CLINTON P. ANDERSON,
 Secretary of Agriculture.

[F. R. Doc. 45-19828; Filed, Oct. 26, 1945; 11:42 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
 [FPR 1, Supp. 14]

DRIED FRUITS, 1945 AND LATER CROPS

Correction

In Federal Register Document 45-19095, appearing in the issue for Wednesday, October 17, 1945, at page 12920, in the table for "Adriatics" under section 4 (a) (6) (ii) the third column head-note should read "Extra choice and fancy 8-oz. layers".

PART 1351—FOOD AND FOOD PRODUCTS
 [MPR 585, Amdt. 6]

MIXED FEEDS FOR ANIMALS AND POULTRY

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

Maximum Price Regulation No. 585 is amended in the following respect:

Section 4.10 (b) (1) is amended to read as follows:

(1) In seller's new paper and cotton bags other than 100 pounds. The maximum price for sales of a mixed feed in seller's new paper or cotton bags other than 100 pound bags shall be the maximum price for like sales in 100 pound cotton bags plus the appropriate differential at the rate set forth per ton in the following schedule:

SCHEDULE I

Column 1	Column 2	Column 3	Column 4
Containers etc.	Seller's new paper bags	Seller's new cotton bags	Feeding (used only in subparagraphs (2) and (4) below)
Over 100 lbs.....	Bags	Bags	Bags
100 lbs.....	Bags	Bags	Bags
55 to 100 lbs., inc.....	\$0.25	\$1.25	\$0.40
11 to 25 lbs., inc.....	1.00	2.00	.80
6 to 10 lbs., inc.....	4.00	5.00	2.00
1 to 5 lbs., inc.....	5.00	6.00	3.00

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
 Administrator.

Approved: October 19, 1945.

CLINTON P. ANDERSON,
 Secretary of Agriculture.

[F. R. Doc. 45-19838; Filed, Oct. 26, 1945; 11:42 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 149]

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

Correction

In Federal Register Document 45-19150, appearing on page 12860 of the issue for Thursday, October 18, 1945, the figure for item 12 in footnote 5 should read "8.8 cents."

PART 1439—COMMODITIES AND SERVICES
 [SR 14C; Amdt. 12]

HARD CANDY

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

Supplementary Regulation 14C is amended in the following respects:

1. Section 2.4 (c) (2) is amended to read as follows:

(2) A domestic manufacturer's maximum prices for sales to any class of purchaser other than wholesalers shall be the prices set forth in Table A, less the manufacturer's customary differentials, except in the case of sales to retail stores not units of a corporate chain of four or more stores, in which event the maximum prices in Table B shall apply, and except in the case of sales to ultimate consumers, in which event the maximum prices as set forth in Table C shall apply.

* 10 F.R. 1165, 1704, 2618, 5453, 6303, 7404, 8020, 9010, 9332, 10124, 10231, 11364, 11908.

2. Section 2.4 (c) (4) is amended to read as follows:

(4) The maximum retail price for any sale of domestic or imported hard candy by any person who purchases directly from a domestic manufacturer or foreign seller for resale to the consumer in stores owned or controlled by such person shall be as set forth in Table C. This table, however, does not apply to hard candy purchased directly from a domestic manufacturer by retail stores not units of a corporate chain of four or more stores.

3. Section 2.4 (g) (1) is amended to read as follows:

(1) A domestic manufacturer's maximum price per pound f. o. b. factory for sales of hard candy in container sizes hereinafter specified, to purchasers other than consumers, and retail stores not units of a corporate chain of four or more stores, shall be determined by adding the actual cost of the container (size of which is specified below) to the appropriate price calculated from the prices per pound specified in Table 1 below:

TABLE 1
[Price per pound]

Item	Over 8 oz. but less than 2 lbs.	2 lbs. to less than 3 lbs.	3 lbs. to less than 4 lbs.	4 lbs. to less than 5 lbs.
Solid hard candy assortment.....	\$0.16½	\$0.15½	\$0.15½	\$0.14½
Plastic filled hard candy assortment...	.17½	.16½	.16½	.15½

4. Section 2.4 (g) (2) is amended to read as follows:

(2) The maximum delivered price per pound for sales to retailers for any sale not provided for in (1) above, shall be determined by adding the actual cost of the container to the appropriate price calculated from the prices per pound specified in Table 2 below:

TABLE 2
[Price per pound]

Item	Over 8 oz. but less than 2 lbs.	2 lbs. to less than 3 lbs.	3 lbs. to less than 4 lbs.	4 lbs. to less than 5 lbs.
Either assortment...	\$0.22¼	\$0.21½	\$0.20¾	\$0.20

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

Approved: October 18, 1945.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-19831; Filed, Oct. 26, 1945; 11:43 a. m.]

PART 1499—COMMODITIES AND SERVICES
[SR 14C, Amdt. 13]

PECAN CANDY ITEMS

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 14C is amended in the following respects:

1. Section 2.6 is added to read as follows:

SEC. 2.6 *Maximum prices of pecan candy—containing more than twenty-five percent pecans (halves and pieces) by weight—(a) Sales by manufacturer.* Any pecan candy item, containing twenty-five percent or more pecans (halves and pieces) by weight, the price for which was frozen in March 1942 under the General Maximum Price Regulation, may be re-priced by a manufacturer who, in March 1942, manufactured such item under the following formula:

(1) Divide the weight of the pecans by the weight of all the ingredients used in making a pound of candy.

(2) Multiply 62¢ by the resulting decimal.

(3) Add the result obtained in subdivision (2) to the March 1942 f. o. b. or delivered ceiling price per pound of the item.

(b) *Sales by wholesalers.* Any pecan candy item, containing twenty-five percent or more pecans (halves and pieces) by weight, the price of which was frozen in March 1942 under the General Maximum Price Regulation, and re-priced by the manufacturer under the adjustment provisions in (a) of this section, may be sold by a wholesaler at a maximum price not to exceed his delivered cost price plus a twenty-five percent markup thereon.

(c) *Sales by retailers.* Any pecan candy item, containing twenty-five percent or more pecans (halves and pieces) by weight, the price of which was frozen in March 1942 under the General Maximum Price Regulation, and re-priced by the manufacturer under the adjustment provisions in (a) of this section, may be sold by a retailer at a price not to exceed his cost price plus a fifty percent markup thereon.

(d) *Notification to purchasers.* All manufacturers establishing a maximum price for a pecan candy item pursuant to the provisions of this section, shall state on the first invoice to each purchaser the applicable notice as follows:

TO WHOLESALERS

The OPA has authorized us to increase our March 1942 maximum price for (*insert name of item*), which contains 25% or more pecans (halves and pieces) by weight, the price of which was frozen in March 1942 by the General Maximum Price Regulation. Your new OPA maximum price for such item shall be your delivered cost price plus a 25% markup thereon.

Wholesalers are required to furnish an invoice with their first sale to each retailer. Each invoice shall have stated upon it your

10 F.R. 1165, 1704, 2618, 5458, 6308, 7404, 8020, 9010, 9882, 10124, 10231, 11364, 11906.

OPA maximum price and the retailer's OPA maximum price.

A retailer's maximum price for the sale of this item purchased from a wholesaler shall be his purchase price plus a 50% markup thereon.

This amendment shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

Approved: October 18, 1945.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-19832; Filed, Oct. 26, 1945; 11:43 a. m.]

Chapter XVIII—Office of Stabilization Administrator, Office of War Mobilization and Reconversion

[Directive 85]

PART 4003—SUPPORT PRICES; SUBSIDIES,
PEANUT BUTTER DISTRIBUTION PAYMENTS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942, Executive Order 9328 of April 8, 1943, Executive Order 9599 of August 18, 1945, and Executive Order 9620 of September 20, 1945; *It is hereby ordered:*

1. The Secretary of Agriculture is authorized and directed to terminate the making of distribution payments, as authorized by letter of Economic Stabilization Director dated November 1, 1943, and Directive 79 issued by the Economic Stabilization Director on August 31, 1945, on peanut butter shipped by processors on or after November 1, 1945.

2. The Price Administrator is authorized and directed to increase by an appropriate amount the maximum prices for peanut butter shipped by processors on or after November 1, 1945, in containers of 2 pounds or less to all persons other than commercial, industrial, institutional users, and governmental agencies; to authorize and direct primary distributors, in accordance with the terms of the applicable maximum price regulations, to refigure after November 1, 1945, their maximum prices on sales of peanut butter in containers of 2 pounds or less to all persons other than commercial, industrial, institutional users, and governmental agencies; and to authorize and direct wholesalers and retailers, in accordance with the terms of the applicable maximum price regulations, to refigure after November 1, 1945, their maximum prices on sales of peanut butter in containers of 2 pounds or less.

(E.O. 9250; E.O. 9328, 3 CFR, Cum. Supp. pp. 1213, 1267; E.O. 9599 (10 F.R. 10155); and E.O. 9620 (10 F.R. 12033))

Issued and effective this 25th day of October 1945.

J. C. COLLET,
Stabilization Administrator.

[F. R. Doc. 45-19810; Filed, Oct. 26, 1945; 10:23 a. m.]

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

Subchapter E—War Contracts
[Rev. G. O. 57, Supp. 2]

PART 298—SETTLEMENT OF CLAIMS ARISING UNDER TERMINATED WAR CONTRACTS

MISCELLANEOUS AMENDMENTS

The regulations with respect to the termination of work under contracts for the convenience or at the option of the Commission, the settlement of claims arising therefrom, and the disposition of property, Revised General Order 57, March 6, 1945, as amended by Supplement 1, September 6, 1945,¹ are amended as follows:

1. The figure "\$10,000" is stricken from § 298.63 (as amended) and from § 298.82, and the figure "\$25,000" is inserted in lieu thereof.

2. Section 298.101 is revised to read:

§ 298.101 *Application for, authority to make, and approval of partial payments; use of advance payments.* Applications for partial payments on account of the termination claim of a war contractor should be made and certified on forms prescribed by the Director of Contract Settlement.² Forms for such applications may be obtained from the Director, Contract Settlement and Surplus Materials Division, or from the Maritime Settlement Section in the area in which is located the war contractor on behalf of whom the partial payment is sought. The executed form should be sent to such Director or such Maritime Settlement Section. Where the war contractor making application is a prime contractor, such Director, or his designee, (or the Chairman or Vice Chairman of the Commission, or the Chairman's designee, in the case of prime contracts for the construction of vessels) is authorized to grant the partial payment. Partial payments on behalf of subcontractors pursuant to the provisions of paragraph (a) of section 6 of General Regulation 2 of the Office of Contract Settlement³ may be granted by the Director, or his designee, without further approval; but partial payments on behalf of subcontractors pursuant to the provisions of paragraph (b) or paragraph (c) of such section 6 may be granted only with the approval of the Settlement Review Board, upon recommendation of such Director. Advance payments authorized for use in performing a war contract may be used, with the approval of such Director, or his designee, (or the Chairman or Vice Chairman of the Commission, or the Chairman's designee, in the case of prime contracts for the construction of vessel) to finance the war contractor pending settlement of his termination claim.

(58 Stat. 649)

By order of the United States Maritime Commission.

[SEAL]

A. J. WILLIAMS,
Secretary.

OCTOBER 25, 1945.

[F. R. Doc. 45-19778; Filed, Oct. 25, 1945; 3:56 p. m.]

¹ 10 F. R. 2619; 11525.

² 9 F. R. 11277.

³ 10 F. R. 11275.

Chapter III—War Shipping Administration

[Rev. G. O. 23, Supp. 3]

PART 310—MERCHANT MARINE TRAINING

REGULATIONS AND MINIMUM STANDARDS FOR STATE MARITIME ACADEMIES

Effective as of October 1, 1945, paragraph (c) of § 310.2 *Appropriations and disbursements* is amended by striking out the last comma and the words "and shall receive \$195.00 clothing and textbook allowance," so that paragraph (c) shall read:

(c) All cadets at State Maritime Academies will be enrolled in the Maritime Service and in the U. S. Naval Reserve, as midshipmen, Merchant Marine Reserve (inactive), and will be paid a scholarship subsidy of \$65.00 per month plus subsistence allowance of 75¢ per day.

(E.O. 9054, 9193, 3 CFR Cum. Supp.)

[SEAL]

E. S. LARD,
Administrator.

OCTOBER 25, 1945.

[F. R. Doc. 45-19777; Filed, Oct. 25, 1945; 3:56 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. SO 357]

PART 95—CAR SERVICE

SUBSTITUTION OF REFRIGERATOR CARS FOR BOX CARS TO TRANSPORT FRUIT AND VEGETABLE CONTAINERS AND BOX SHOOKS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of October, A. D. 1945.

It appearing, that fruit and vegetable containers and box shooks are now moving in box cars from Houston, Jacksonville, Marshall, Mineola, Paris, and Turney, Texas, and Ashdown and Hope, Arkansas, to destinations in the Texas-Rio Grande Valley; that refrigerator cars are moving empty from the same points of origin to the same points of destination and that the substitution of refrigerator cars for such box cars will release the box cars for other and more essential transportation; in the opinion of the Commission an emergency exists requiring immediate action to prevent a shortage of equipment; it is ordered, that:

Substitution of refrigerator cars for box cars, to transport fruit and vegetable containers and box shooks. (a) (1) Except as provided in paragraph (a) (2), common carriers by railroad subject to the Interstate Commerce Act transporting fruit and vegetable containers and box shooks in carloads from Houston, Jacksonville, Marshall, Mineola, Paris, and Turney, Texas, and Ashdown and Hope, Arkansas, to destinations in the Texas-Rio Grande Valley, may, at their option, furnish and transport not more than three (3) RS type refrigera-

tor cars with floor racks suitable for loading fruits and vegetables, in lieu of each box car ordered, subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car.

(2) On shipments on which the carload minimum weight varies with the size of the car:

(i) Two (2) RS type refrigerator cars with floor racks suitable for loading fruits and vegetables, may be furnished in lieu of one (1) box car ordered of a length of 40' 7", or less, subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car of the size ordered.

(ii) Three (3) RS type refrigerator cars with floor racks suitable for loading fruits and vegetables may be furnished in lieu of one (1) box car ordered of a length of over 40' 7", but not over 50' 7", subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car of the size ordered.

(b) *Application.* The provisions of this order shall apply to shipments moving in intrastate commerce as well as to those moving in interstate commerce.

(c) *Expiration date.* This order shall expire at 11:59 p. m., February 29, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

(d) *Conflicting service orders suspended.* The operation of Service Order No. 68 (8 F. R. 8513) of January 30, 1942, as amended (8 F. R. 8513; 8 F. R. 14224, 8 F. R. 16265, 9 F. R. 7206), and all other orders of the Commission insofar as they conflict with the provisions of this order, or as amended, is suspended.

(e) *Tariff provisions suspended; announcement required.* The operation of all tariff rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

It is further ordered, that this order shall become effective at 12:01 a. m., October 31, 1945, and shall vacate Service Order No. 357 on the effective date hereof; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and 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. 45-19351; Filed Oct. 26, 1945; 11:57 a. m.]

Notices

DEPARTMENT OF LABOR.

Office of the Secretary.

[WLD 119]

CARLSON OIL CO., INC., AND CUSHMAN-
WILSON OIL CO., INC.**FINDINGS AS TO CONTRACTS IN PROSECUTION
OF WAR**

In the matter of Carlson Oil Company, Inc. and Cushman-Wilson Oil Company, Inc., Des Moines, Iowa; Case No. S-2802.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Carlson Oil Company, Inc., Cushman-Wilson Oil Company, Inc. and Superior Oil Company, Des Moines, Iowa,

I find that motor transportation of petroleum products by Carlson Oil Company, Inc., Cushman-Wilson Oil Company, Inc., and Superior Oil Company, Des Moines, Iowa, pursuant to contracts for the sale and delivery of such products to bakeries, dairies, food processing and packing establishments, industrial concerns and concerns engaged in transportation of passengers or commodities is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 24th day of October 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-19827; Filed, Oct. 26, 1945;
11:35 a. m.]

BUREAU OF THE BUDGET.**FOREIGN ECONOMIC ADMINISTRATION
DISPOSITIONS WITH RESPECT TO CERTAIN
AFFAIRS**

OCTOBER 19, 1945.

Pursuant to the provisions of paragraphs 10 and 13 of Executive Order No. 9630, dated September 27, 1945 (10 F.R. 12245), and effective as of the close of business October 20, 1945, determinations are hereby made and measures and dispositions are hereby ordered as follows:

Personnel

1. The personnel and positions set forth in Schedules A, B, and C, attached,¹ relate to the functions transferred from the Foreign Economic Administration and its agencies to the Departments of State, Commerce, and Agriculture under the said Executive order and shall be deemed to be trans-

ferred to the said departments, respectively.

2. The personnel and positions set forth in Schedule D, attached,¹ and all personnel and positions of the Rubber Development Corporation and of the Petroleum Reserves Corporation, relate to the functions of the Foreign Economic Administration and its agencies transferred to the Reconstruction Finance Corporation under the said Executive order and shall be deemed to be transferred to the Reconstruction Finance Corporation.

Funds

3. Funds in the amounts set forth in Schedule E, attached, relate to the functions transferred from the Foreign Economic Administration and its agencies to the Departments of State, Commerce, and Agriculture, by the said Executive order and shall be transferred to the said departments, respectively.

4. Other funds available for use in connection with the functions of the Foreign Economic Administration and its agencies shall remain subject to transfer to the said departments pursuant to further determinations by the Director of the Bureau of the Budget under the said Executive order.

5. The limitation on funds of the U. S. Commercial Company available for administrative expenses, under Public Law 132, 79th Congress, is apportioned as follows: Department of Agriculture, \$400,000; Reconstruction Finance Corporation, \$2,729,600; total, \$3,129,600.

Property and Records

6. All property and records of the Rubber Development Corporation and of the Petroleum Reserves Corporation relate to the function of the said Corporations transferred under the said Executive order and shall be deemed to be transferred to the Reconstruction Finance Corporation.

7. Pending such time as it shall be feasible to segregate the other property and records of the Foreign Economic Administration and of its agencies and to provide for the transfer thereof to the respective agencies to which functions are transferred pursuant to the said Executive order, the heads of the Departments of State, Commerce, and Agriculture, and of the Reconstruction Finance Corporation, shall make appropriate interim arrangements with respect to the use of and responsibility for such property and records.

Termination of Agency

8. The Foreign Economic Administration shall terminate as of the close of business October 20, 1945.

Further Dispositions; Interpretation

9. The provisions of this order (a) shall be subject to such further measures and dispositions by the Director of the Bureau of the Budget as may be deemed necessary in order to effectuate the transfers and abolitions provided for in said Executive order, and (b) shall not be construed to prevent the head of any agency concerned from placing the said personnel, records, property,

and funds under the jurisdiction of such officers and agencies as may be designated by such head.

PAUL H. APPELBY,
*Acting Director of the
Bureau of the Budget.*

[F. R. Doc. 45-19813; Filed, Oct. 25, 1945;
5:03 p. m.]

**FOREIGN ECONOMIC ADMINISTRATION
DATE OF TRANSFER OF FUNCTIONS TO STATE
DEPARTMENT**

In accordance with the authority conferred upon the Secretary of State and the Director of the Bureau of the Budget by Executive Order No. 9630 of September 27, 1945, the effective date of the transfer to the Department of State of all authority under section 3 (b) of the act of March 11, 1941, as amended, heretofore exercised by the Foreign Economic Administration, is designated as October 4, 1945.

It is agreed that the remaining functions under the Act of March 11, 1941, as amended, together with all personnel, substantially in accord with the lists of persons working on lend-lease submitted to the Bureau of the Budget by the Foreign Economic Administration and currently under discussion, shall be transferred en bloc at the earliest possible date.

DEAN ACHESON,
Acting Secretary of State.

HAROLD D. SMITH,
Director of the Bureau of the Budget.

OCTOBER 5, 1945.

[F. R. Doc. 45-19817; Filed, Oct. 25, 1945;
5:03 p. m.]

**FOREIGN ECONOMIC ADMINISTRATION
JOINT DESIGNATION OF TIME OF CERTAIN
TRANSFERS TO STATE DEPARTMENT**

OCTOBER 19, 1945.

Pursuant to the provisions of paragraph 13 of Executive Order No. 9630 of September 27, 1945 (10 F.R. 12245), and except as otherwise heretofore provided, the undersigned hereby designate October 20, 1945, as of the close of business, as the effective date of the transfers of functions to the Department of State and the Secretary of State under the provisions of paragraphs 2, 6, and 7 of the said Executive order.

PAUL H. APPELBY,
*Acting Director of the
Bureau of the Budget.*

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 45-19814; Filed, Oct. 25, 1945;
5:03 p. m.]

**FOREIGN ECONOMIC ADMINISTRATION
JOINT DESIGNATION OF TIME OF CERTAIN
TRANSFERS TO COMMERCE DEPARTMENT**

OCTOBER 19, 1945.

Pursuant to the provisions of paragraph 13 of Executive Order 9630 of

¹ Not filed with the Division of the Federal Register.

September 27, 1945 (10 F.R. 12245), the undersigned hereby designate October 20, 1945, as of the close of business, as the effective date of the transfers of functions to the Department of Commerce and the Secretary of Commerce under the provisions of paragraphs 4 and 6 of the said Executive order.

PAUL H. APPELBY,
*Acting Director of the
Bureau of the Budget.*
HENRY A. WALLACE,
Secretary of Commerce.

[F. R. Doc. 45-19811; Filed, Oct. 25, 1945; 5:03 p. m.]

FOREIGN ECONOMIC ADMINISTRATION

JOINT DESIGNATION OF TIME OF CERTAIN TRANSFERS TO AGRICULTURE DEPARTMENT

OCTOBER 19, 1945.

Pursuant to the provisions of paragraph 13 of Executive Order No. 9630 of September 27, 1945 (10 F.R. 12245), the undersigned hereby designate October 20, 1945, as of the close of business, as the effective date of the transfers of functions to the Department of Agriculture and the Secretary of Agriculture under the provisions of paragraphs 5 and 6 of the said Executive order.

PAUL H. APPELBY,
*Acting Director of the
Bureau of the Budget.*

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 45-19812; Filed, Oct. 25, 1945; 5:03 p. m.]

FOREIGN ECONOMIC ADMINISTRATION

JOINT DESIGNATION OF TIME OF CERTAIN TRANSFERS TO RECONSTRUCTION FINANCE CORPORATION

OCTOBER 19, 1945.

Pursuant to the provisions of paragraph 13 of Executive Order No. 9630 of September 27, 1945 (10 F.R. 12245), the undersigned hereby designate October 20, 1945, as of the close of business, as the time of taking effect of the transfers provided for by paragraphs 3 and 6 of the said Executive order.

PAUL H. APPELBY,
*Acting Director of the
Bureau of the Budget.*

CHARLES B. HENDERSON,
*Chairman of the Board,
Reconstruction Finance Corporation.*

[F. R. Doc. 45-19816; Filed, Oct. 25, 1945; 5:03 p. m.]

ARMY-NAVY LIQUIDATION COMMISSIONER DISPOSITIONS WITH RESPECT TO CERTAIN AFFAIRS

OCTOBER 19, 1945.

Pursuant to the provisions of paragraphs 10 and 13 of Executive Order No. 9630, dated September 27, 1945 (10 F.R. 12245), and effective as of the close of business October 20, 1945, determinations are hereby made and measures and dispositions are hereby ordered as follows:

The personnel and positions set forth in Schedule I, attached,² funds in the amounts set forth in Schedule II, attached,² and all property and records in the offices of the Army-Navy Liquidation Commissioner, relate to the functions transferred to the Department of State by paragraph 7 of the said Executive order and shall be deemed to be transferred to the Department of State. The office of Army-Navy Liquidation Commissioner shall terminate as of the close of business October 20, 1945. The provisions of this order shall be subject to such further measures and dispositions by the Director of the Bureau of the Budget as may be deemed necessary in order to effectuate the transfers and abolitions provided for in said Executive order.

PAUL H. APPELBY,
*Acting Director of the
Bureau of the Budget.*

[F. R. Doc. 45-19815; Filed, Oct. 25, 1945; 5:03 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-503]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF APPLICATION

OCTOBER 23, 1945.

Notice is hereby given that on October 16, 1945, application was filed with the Federal Power Commission by New York State Natural Gas Corporation (Applicant), a corporation organized under the laws of the State of New York with its principal office at 30 Rockefeller Plaza, Borough of Manhattan, City, County and State of New York, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authority to deliver and sell to Dempseytown Gas Company natural gas to be transported through facilities authorized by order of the Commission dated April 26, 1944, in Docket No. G-508 and to construct and operate facilities for such deliveries and sales.

Natural gas is to be delivered to Dempseytown Gas Company by Applicant at a point in Limestone Township, Clarion County, Pennsylvania, through a connection between its existing 12-inch pipe line and a 4-inch pipe line proposed to be constructed and operated by Dempseytown Gas Company under authority requested from the Commission in Docket No. G-670. Applicant proposes to install the connection and regulating and metering equipment necessary for such delivery at a cost of approximately \$2,000.00.

Applicant states that the natural gas to be delivered and sold to Dempseytown Gas Company is for resale by that company to its consumers in Clarion, Venango and Forest Counties, Pennsylvania, and that the territory now served by that company has long been served by it, and no extension thereof is contemplated.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 8th

²Filed as part of the original document.

day of November, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-19830; Filed, Oct. 25, 1945; 9:53 a. m.]

[Docket No. G-667]

NORTHERN NATURAL GAS CO.

NOTICE OF APPLICATION

OCTOBER 23, 1945.

Notice is hereby given that on September 27, 1945, an application was filed with the Federal Power Commission by Northern Natural Gas Company, a corporation organized under the laws of the State of Delaware, with its principal place of business at Omaha, Nebraska, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize Applicant to construct and operate certain facilities, hereinafter more particularly described, which, if constructed will increase the capacity of Applicant's transmission system to approximately 300,000 Mcf per day.

Applicant delivers natural gas for distribution in numerous communities in the States of Oklahoma, Kansas, Nebraska, Iowa, Minnesota and South Dakota.

The facilities which Applicant seeks authority to construct and operate are described as follows:

1. Certain additions and improvements to compressor stations of Applicant consisting of:

(a) Installation of two additional 1000 H. P. compressor units and appurtenant equipment and facilities at the Sublette, Kansas, compressor station.

(b) Installation of one additional 900 H. P. compressor unit and appurtenant equipment and facilities at the Oakland, Iowa, compressor station.

(c) Installation of one additional 800 H. P. compressor unit and appurtenant equipment and facilities at the South Sioux City, Nebraska, compressor station.

2. New compressor stations of Applicant consisting of:

(a) Construction of a 450 H. P. natural gas compressor station on the 18-inch gas line of Applicant near Otis, Kansas.

(b) Construction of a 2400 H. P. natural gas compressor station on the 16-inch main gas transmission line of Applicant near Cherokee, Iowa.

3. Additional loop lines of Applicant consisting of:

(a) Construction of approximately 82.8 miles of 20-inch O. D. loop line in Kansas, extending northeasterly from Applicant's Sublette compressor station to Applicant's Mullinville compressor station.

(b) Construction of approximately 37.85 miles of 24-inch O. D. loop line in Kansas, extending northeasterly from a point 23.7 miles northeast of Appli-

cant's Mullinville compressor station, in continuation of existing loop line.

(c) Construction of approximately 30.0 miles of 24-inch O. D. loop line in Kansas, extending northeasterly from a point 42.5 miles northeast of Applicant's Bushton compressor station, in continuation of existing loop line.

(d) Construction of approximately 13.5 miles of 24-inch O. D. loop line extending southwesterly from Applicant's Beatrice Compressor station to connect with an existing loop line in Gage County, Nebraska.

(e) Construction of approximately 22.4 miles of 24-inch O. D. loop line, extending southwesterly from Applicant's Palmyra compressor station to connect with an existing loop line in Gage County, Nebraska.

(f) Construction of approximately 31.56 miles of 20-inch O. D. loop line in Iowa, extending northerly from Applicant's Ogden compressor station and connecting with its 20-inch transmission line in Webster County, Iowa.

(g) Construction of approximately 13.7 miles of 18-inch O. D. loop line in Nebraska, extending southwesterly from Applicant's Hooper compressor station to connect with Applicant's 16-inch O. D. pipe line in Saunders County, Nebraska.

(h) Construction of approximately 25.92 miles of 18-inch O. D. loop line in Nebraska, extending northerly from Applicant's Hooper compressor station to connect with Applicant's 16-inch line in Burt County, Nebraska.

(i) Construction of approximately 6.8 miles of 12 $\frac{3}{4}$ -inch O. D. pipe line extending northwesterly from the South St. Paul town border station to the St. Paul town border station.

(j) Together with tie-lines, valve settings and other appurtenances necessary or convenient for the utilization of the facilities described above.

The application recites that the present capacity of Applicant's system will be increased from approximately 260 million to 300 million cubic feet per day by the construction of the proposed facilities; that construction of the projected facilities described above is scheduled to start on or about November 1, 1945, and be completed about November 1, 1946; that the increased capacity to be provided by the proposed construction is required to meet not only Applicant's present demand but also anticipated future demands based upon estimates of Applicant's utility customers; and that the estimated cost of the proposed additions with appurtenant facilities is \$8,570,260.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 10th day of November, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-19801; Filed, Oct. 26, 1945; 9:58 a. m.]

[Docket No. G-668]

NORTHERN NATURAL GAS Co.

NOTICE OF APPLICATION

OCTOBER 23, 1945.

Notice is hereby given that on September 27, 1945, an application was filed with the Federal Power Commission by Northern Natural Gas Company, a corporation organized under the laws of the State of Delaware, with its principal place of business at Omaha, Nebraska, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize Applicant to construct and operate certain facilities, hereinafter more particularly described, which, if constructed, will extend Applicant's existing natural gas transmission system.

Applicant delivers natural gas for distribution in numerous communities in Oklahoma, Kansas, Nebraska, Iowa, Minnesota, and South Dakota.

The facilities which Applicant seeks authority to construct and operate are described in its application as follows:

The construction of approximately 8.5 miles of 4 $\frac{1}{2}$ -inch O. D. pipe line, from a point of connection with applicant's 20-inch pipe line in Section 11, Township 89 North, Range 27 West, Webster County, Iowa, extending in a southeasterly direction to a point at or near the corporate limits of Webster City, Iowa.

The construction of a measuring and regulating station, to be located at the terminus of the aforesaid pipe line.

Applicant states that it proposes, by means of the facilities which it seeks authority to construct, to supply the entire natural gas requirements of Webster City, Iowa; that such natural gas service will replace the present manufactured gas service now being rendered by means of a municipally owned manufacturing gas plant and distribution system which the municipality has leased to Peoples Natural Gas Company under an agreement dated December 18, 1944; that natural gas to be supplied by Applicant to Peoples Natural Gas Company will be delivered at the town border of Webster City, Iowa, as provided by agreement between the parties dated September 7, 1945; that the estimated maximum day demand to meet the natural gas requirements of Webster City is 1,975 Mcf and the estimated minimum day demand is 560 Mcf; that the proposed line will have a capacity of approximately 2,200 Mcf per day; and that the estimated cost of the proposed line and facilities, which Applicant seeks authority to construct, is \$56,230.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 10th day of November, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-19802; Filed, Oct. 26, 1945; 9:58 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 56]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on October 23, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
James Tomes.....	Island of Jersey.....	<i>Item 1</i> Estate of Philip Le Gros, deceased, in the Surrogate's Court, Erie County, N. Y.	\$17,724.41.....	Lucy Broad, 29 Minnesota Ave., Buffalo, N. Y., and Carl W. Hoganson, Bank of Akron Building, Akron, N. Y., Executors of the Estate of Philip Le Gros, deceased.	\$3.20
Wilfred Tomes.....	Island of Jersey.....	<i>Item 2</i> Same.....	\$1,762.41.....	Same.....	3.20
Adolphus Le Breton.....	Island of Jersey.....	<i>Item 3</i> Same.....	\$1,762.41.....	Same.....	2.20
Matilda A. Tomes.....	Island of Jersey.....	<i>Item 4</i> Same.....	\$1,762.41.....	Same.....	3.20
Gladys Tomes.....	Island of Jersey.....	<i>Item 5</i> Same.....	\$1,762.41.....	Same.....	2.21
Ada May Le Gros.....	Island of Jersey.....	<i>Item 6</i> Same.....	\$1,762.41.....	Same.....	2.21
Leontine Solignac.....	France.....	<i>Item 7</i> Estate of Jules Henri Solignac, deceased, in the Surrogate's Court, Dutchess County, N. Y.	\$1,620.00.....	The County Treasurer of Dutchess County, Poughkeepsie, N. Y.	51.00
Therese Chebanier.....	France.....	<i>Item 8</i> Same.....	\$1,620.00.....	Same.....	13.00
Marcel de Gailleaux.....	France.....	<i>Item 9</i> Estate of Richard H. Strongman, deceased, in the Surrogate's Court, New York County, N. Y., Docket No. P-99141.	\$1,620.00.....	James L. Sherritt, Executor of the Estate of Richard H. Strongman, deceased, 1 Wall St., New York, N. Y.	77.00
Alois Keller.....	France.....	<i>Item 10</i> Estate of Joseph Keller, deceased, in the Surrogate's Court, Monroe County, N. Y.	\$1,600.00.....	The County Treasurer of Monroe County, Rochester, N. Y.	62.00
Marchess Marina Degli Albizzi.....	Italy.....	<i>Item 11</i> Estate of Albert J. Wright, deceased, in the Surrogate's Court, Erie County, N. Y.	\$2,317.65.....	The County Treasurer of Erie County, Buffalo, N. Y.	112.00
Count Stanislas de Castellane.....	France.....	<i>Item 12</i> Estate of George Blumenthal, deceased, in the Surrogate's Court, New York County, N. Y.	\$25,000.00 subject to payment of taxes.	Carl J. Schmittlapp, 18 Pine St., New York, N. Y., and Louis M. Leeb, 29 Pine St., New York, N. Y., Executors of the Estate of George Blumenthal, deceased.	577.00
Helen Bonneau.....	France.....	<i>Item 13</i> Same.....	\$5,000.00 subject to payment of taxes.	Same.....	115.00
Anna Maward.....	France.....	<i>Item 14</i> Same.....	\$1,000.00 subject to payment of taxes.	Same.....	62.00
Maurice Paris.....	France.....	<i>Item 15</i> Same.....	\$10,000.00 subject to payment of taxes.	Same.....	231.00
Bertha Fournel.....	France.....	<i>Item 16</i> Trust w/ of Emille Bonst, deceased, in the Surrogate's Court, New York County, N. Y. File No. P-233523.	1/2 of \$23,953.44 as of June 3, 1943.	Bankers Trust Company, Trustee, 16 Wall St., New York, N. Y.	8.00
Yvonne Le Bris.....	France.....	<i>Item 17</i> Same.....	1/2 of \$23,953.44 as of June 3, 1943.	Same.....	8.00
Les Maison Claire Pour Abriter Les Enfants Pauvres de Nos Soldats.	France.....	<i>Item 18</i> Same.....	56 of \$23,953.44 as of June 3, 1943.	Same.....	70.00
Juliette Forêt, also known as Gabrielle Juliette Antoinette de Bie.	France.....	<i>Item 19</i> Trust under the will of Benjamin Hart, deceased, in the Surrogate's Court, New York County, N. Y.	\$16,000.00 per annum.....	United States Trust Co., Trustee, 45 Wall Street, New York, N. Y.	124.00
George L. Lorillard.....	France.....	<i>Item 20</i> Charles P. Donnelly, et al, Plaintiffs-Respondents, versus George L. Lorillard, Defendants-Respondents, and Charles P. Donnelly, et al, Defendants-Appellants, in the Supreme Court of the State of New York, Court of New York, File No. 14933/42.	Beneficiary of income and principal of Trust established under indenture of Trust dated April 17, 1926, made by Louis L. Lorillard.	Charles P. Donnelly, 67 Wall St., New York, N. Y., and John A. Lyon, 69 Wall Street, New York, N. Y., as co-trustees.	162.00

[F. R. Doc. 45-19746; Filed, Oct. 25, 1945; 11:28 a. m.]

[Vesting Order CE 57]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on October 23, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Charles Adnot.....	France.....	Estate of Edward Tuck, deceased, in the Surrogate's Court, New York County, N. Y., Docket No. P-1317/38.	\$705.03	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	\$5.00
		<i>Item 2</i>			
Paul Andre.....	France.....	Same.....	470.02	Same.....	5.00
		<i>Item 3</i>			
Forte Attilio.....	France.....	Same.....	352.50	Same.....	5.00
		<i>Item 4</i>			
Jean Baptiste Ballestra.....	France.....	Same.....	1,880.05	Same.....	11.00
		<i>Item 5</i>			
Marthe Ballestra.....	France.....	Same.....	940.03	Same.....	6.00
		<i>Item 6</i>			
Emile Beaurain.....	France.....	Same.....	587.53	Same.....	5.00
		<i>Item 7</i>			
Jules Beaurain.....	France.....	Same.....	352.50	Same.....	5.00
		<i>Item 8</i>			
Beauzeron.....	France.....	Same.....	145.20	Same.....	5.00
		<i>Item 9</i>			
Mme. Veuve Brunel, widow of Maurice Brunel, deceased, and all his distributees, heirs, legatees, devisees, executors, universal legatee, assigns and successors in interest and all claiming to be such.	France.....	Same.....	254.09	Same.....	5.00
		<i>Item 10</i>			
Henri Cadiou.....	France.....	Same.....	254.09	Same.....	5.00
		<i>Item 11</i>			
Etienne Colliot.....	France.....	Same.....	1,410.05	Same.....	9.00
		<i>Item 12</i>			
Octave Coignard.....	France.....	Same.....	587.53	Same.....	5.00
		<i>Item 13</i>			
Alexis Decoppet.....	France.....	Same.....	1,645.04	Same.....	10.00
		<i>Item 14</i>			
Marie Dequitre.....	France.....	Same.....	250.39	Same.....	5.00
		<i>Item 15</i>			
Maurice Delaporte.....	France.....	Same.....	1,175.03	Same.....	7.00
		<i>Item 16</i>			
Marie Denis (called Louise).....	France.....	Same.....	2,036.52	Same.....	12.00
		<i>Item 17</i>			
Henri Deschamps.....	France.....	Same.....	587.53	Same.....	5.00
		<i>Item 18</i>			
Jules Deschamps.....	France.....	Same.....	587.53	Same.....	5.00
		<i>Item 19</i>			
Paul Deschamps.....	France.....	Same.....	587.53	Same.....	5.00
		<i>Item 20</i>			
George Drouot.....	France.....	Same.....	705.03	Same.....	5.00
		<i>Item 21</i>			
Desiro Dubuisson.....	France.....	Same.....	705.03	Same.....	5.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Mme. Veuve Epert, widow and Robert Lecat, grandson of Francois Epert, deceased, and all his distributees, heirs, legatees, devisees, executors, universal legatee, assigns and successors in interest and all claiming to be such.	France.....	<i>Item 22</i> Estate of Edward Tuck, deceased, in the Surrogate's Court, New York County, New York, Docket No. P-131733.	\$215.67	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	\$5.00
Arthur Ernult.....	France.....	Same..... <i>Item 23</i>	672.50	Same.....	5.00
William Morton Fullerton.....	France.....	Same..... <i>Item 24</i>	15,657.03	Same.....	24.00
Lucien Galindo.....	France.....	Same..... <i>Item 25</i>	1,175.03	Same.....	7.00
Louis Ganier.....	France.....	Same..... <i>Item 26</i>	612.03	Same.....	6.00
Victor Gaudron.....	France.....	Same..... <i>Item 27</i>	1,410.03	Same.....	9.00
Antoine Goldyke.....	France.....	Same..... <i>Item 28</i>	672.50	Same.....	5.00
Esther Gory.....	France.....	Same..... <i>Item 29</i>	612.03	Same.....	6.00
Louis Gossent.....	France.....	Same..... <i>Item 30</i>	637.53	Same.....	5.00
Louis Gourio.....	France.....	Same..... <i>Item 31</i>	1,657.53	Same.....	6.00
Louis Gourlet.....	France.....	Same..... <i>Item 32</i>	181.43	Same.....	5.00
Antoine Grenier.....	France.....	Same..... <i>Item 33</i>	703.03	Same.....	5.00
Mme. Veuve Gruz, widow, and M. and Mme. Balayan, only children of Adrien Gruz, deceased, and all his distributees, heirs, legatees, devisees, executors, universal legatee, assigns and successors in interest and all claiming to be such.	France.....	Same..... <i>Item 34</i>	224.09	Same.....	5.00
Joseph Guillaumin.....	France.....	Same..... <i>Item 35</i>	232.23	Same.....	5.00
Georges Guion.....	France.....	Same..... <i>Item 36</i>	642.03	Same.....	6.00
Roger Guye.....	France.....	Same..... <i>Item 37</i>	672.50	Same.....	5.00
Michel Hayden.....	France.....	Same..... <i>Item 38</i>	470.62	Same.....	5.00
Elise Richards Jusserand.....	France.....	Same..... <i>Item 39</i>	15,742.71	Same.....	24.00
Mademoiselle Koppe.....	France.....	Same..... <i>Item 40</i>	470.62	Same.....	5.00
Jean La Beaume.....	France.....	Same..... <i>Item 41</i>	232.21	Same.....	5.00
Mademoiselle Laboudigne.....	France.....	Same..... <i>Item 42</i>	470.01	Same.....	5.00
La Maison Maternelle of Paris.....	France.....	Same..... <i>Item 43</i>	1,675.23	Same.....	10.00
Fernand Lasson.....	France.....	Same..... <i>Item 44</i>	1,410.03	Same.....	9.00
Leopold Lematte.....	France.....	Same..... <i>Item 45</i>	1,232.55	Same.....	5.00
Madam Marthe Launay.....	France.....	Same..... <i>Item 46</i>	2,610.03	Same.....	12.00
Leon Leger.....	France.....	Same..... <i>Item 47</i>	217.79	Same.....	5.00
Marthe Leroy.....	France.....	Same..... <i>Item 48</i>	642.03	Same.....	6.00
Emile Lheureux.....	France.....	Same..... <i>Item 49</i>	181.43	Same.....	5.00

¹ 287 shares Hudson Bay Mining and Smelting Co., stock.
² 114 shares The Chase National Bank of the City of New York, stock.

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Mme. Henri Bieuville, only daughter of Hyacinthe Liard, deceased, and all her distributees, heirs, legatees, devisees, executors, universal legatee, assigns and successors in interest and all claiming to be such.	France.....	<i>Item 50</i> Estate of Edward Tuck, deceased, in the Surrogate's Court, New York County, New York, Docket No. P-1317/38.	\$435.57	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	\$3.00
Maison Ecole d'Infirmieres Privées of Paris.	France.....	Same..... <i>Item 51</i>	1,675.33	Same.....	10.00
Charles Marlin.....	France.....	Same..... <i>Item 52</i>	352.51	Same.....	5.00
Jules Maucler.....	France.....	Same..... <i>Item 53</i>	145.20	Same.....	5.00
Jeanne Meunier.....	France.....	Same..... <i>Item 54</i>	2,115.07	Same.....	13.00
Rene Mille.....	France.....	Same..... <i>Item 55</i>	352.50	Same.....	5.00
Edmond Mignot.....	France.....	Same..... <i>Item 56</i>	362.50	Same.....	5.00
Joseph Monnier.....	France.....	Same..... <i>Item 57</i>	1,121.52	Same.....	7.00
Fernand Ossart.....	France.....	Same..... <i>Item 58</i>	705.03	Same.....	5.00
Jeanne Paruzza.....	France.....	Same..... <i>Item 59</i>	352.50	Same.....	5.00
Camille Pinchart.....	France.....	Same..... <i>Item 60</i>	470.02	Same.....	5.00
Henri Rollin.....	France.....	Same..... <i>Item 61</i>	1,410.05	Same.....	9.00
Marcel Rouvet.....	France.....	Same..... <i>Item 62</i>	537.53	Same.....	5.00
Ernest Saldumbide.....	France.....	Same..... <i>Item 63</i>	352.50	Same.....	5.00
Gustavo Segaut.....	France.....	Same..... <i>Item 64</i>	1,527.55	Same.....	9.00
Julian Sevestre.....	France.....	Same..... <i>Item 65</i>	352.50	Same.....	5.00
Maurice Sevrct.....	France.....	Same..... <i>Item 66</i>	705.03	Same.....	5.00
Paul Tarisien.....	France.....	Same..... <i>Item 67</i>	537.53	Same.....	5.00
Distributees, heirs, legatees, devisees, executors, universal legatee, assigns and successors in interest of Francoise Vaechette, deceased, and all claiming to be such.	France.....	Same..... <i>Item 68</i>	940.03	Same.....	9.00
Isabelle Vadam.....	France.....	Same..... <i>Item 69</i>	940.03	Same.....	6.00
Maurice Van Balingham.....	France.....	Same..... <i>Item 70</i>	352.50	Same.....	5.00
Augustine Van Balingham.....	France.....	Same..... <i>Item 71</i>	352.50	Same.....	5.00
Dr. Louis Landowski.....	France.....	Same..... <i>Item 72</i>	31,541.51	Same.....	9.00

¹ 172 shares The Chase National Bank of the City of New York, stock.

[F. R. Doc. 45-19747; Filed, Oct. 25, 1945; 11:28 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 83 under 3 (e)]

KERKLING AND CO.

ESTABLISHMENT OF MAXIMUM PRICES

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

(a) Maximum delivered prices for sales in 8-oz. bottles of K & W Radiator and Block Cleaner, K & W Chrome Cleaner, and K & W Knock'er Loose, pol-

ishes and cleaners for automobiles, manufactured by Kerklings and Company, 415 North College Avenue, Bloomington, Indiana, are established as follows:

	Each
For sales by the manufacturer to warehouse distributor.....	\$0.255
For sales by warehouse distributor to jobber.....	.34
For sales by jobber to dealer.....	.51
For sales by dealer to consumer.....	.85

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of any of the aforesaid commodities, on and after the effective date of this order, to a warehouse distributor, jobber or dealer, Kerklings and Company or any other seller shall furnish such warehouse distributor, jobber or dealer with a written notice containing the schedule of maximum prices set out in paragraph (a) above, and a statement that they have been established by the Office of Price Administration. In the case of a sale to a warehouse distributor, the man-

ufacturer shall also notify such distributor that he is required to furnish the jobber the same information.

(d) Prior to making any delivery of any of the aforesaid commodities, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price—35 cents

This order shall become effective October 26, 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19761; Filed, Oct. 25, 1945; 11:44 a. m.]

[RMFR 136, Rev. Order 505]

AVAILABLE TRUCK COMPANY

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 11 (c) of Revised Maximum Price Regulation 136, it is ordered:

Order No. 505 under Revised Maximum Price Regulation 136 is redesignated Revised Order No. 505 and is amended and revised to read as follows:

(a) A reseller of Available trailers may sell, delivered at place of business, each Available semi-trailer, containing the chassis described in subparagraph (1) below at a price not to exceed the total of the suggested resale price in that subparagraph and the applicable charges in subparagraph (2) below (less the discounts the reseller had in effect on March 31, 1942):

(1) *Description.* Chassis, semi-trailer; with manufacturer's basic specifications and equipment identified as the following chassis models and including synthetic tire equipment of base tire sizes.

Chassis:	<i>Suggested resale price</i>
G-16	\$1,325.20
G-16-D	2,596.45

(2) *Charges.* (i) A charge for extra, special, and optional equipment when sold as original equipment with the applicable chassis in subparagraph (1) above, which shall not exceed the reseller's invoiced cost (not in excess of the applicable maximum price), plus a percentage margin of 25% over net invoiced cost.

(ii) A charge for transportation which shall not exceed the charge Available Truck Company would make for the transportation of the semi-trailer chassis from the factory to the place of business of the reseller.

(iii) A charge equal to the charge made by the Available Truck Company in accordance with the method that the Available Truck Company had in effect on March 31, 1942, to cover federal taxes on tires and tubes and other federal excise taxes.

(iv) A charge equal to reseller's expense for payment of state and local

taxes on the purchase, sale or delivery of the trailers.

(v) A charge equal to reseller's actual expense for handling and delivery.

(b) A reseller of Available trailers in any of the territories or possessions of the United States is authorized to sell the semi-trailer chassis in paragraph (a) at a price not to exceed the maximum price established in that paragraph, to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of the trailers; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(c) All requests not granted herein are denied.

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

NOTE: Where the manufacturer's invoice charge to the receller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the trailer, the receller may add to its price under paragraph (a) or (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in the price, the receller must reduce its price under paragraph (a) or (b) by the amount of the decrease and its customary markup on such an amount).

This order shall become effective October 26, 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19763; Filed, Oct. 25, 1945; 11:44 a. m.]

[MPR 188, Order 4617]

CLARY MULTIPLIER 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 § 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 Clary Multiplier Corporation, Los Angeles 12, California.

(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 Distributors	Retail Dealers	Ultimate users
Adding machine	Clary A-1	\$119.65	\$122.05	\$209.00

The above are net prices including one year guarantee and prepayment by the

seller of freight to destination within the continental United States. On sales to users on deferred payment contracts a finance charge, not to exceed that finance charge which is customary in the industry, may be made but such charge must be stated as a separate item on the invoice, contract, or order. These maximum prices are for the articles described in the manufacturer's application dated October 1, 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.

(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) 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.

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

(d) This order shall become effective on the 26th day of October 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19764; Filed Oct. 25, 1945; 11:44 a. m.]

[MPR 183, Order 52 Under Order 1032]

BLOOM FURNITURE MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Correction

In the table headed "For Sales to Retailers" in Federal Register Document 45-18700, appearing on page 12749 of the issue for Thursday, October 11, 1945, the price under the column headed "Additional adjustment permitted by this order" for the article "Bench" should read ".53".

[RMFR 506, Order 80]

ADVANCE GLOVE CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 80 under section 4 (b) of Revised Maximum Price Regulation 506, Maximum Prices for Staple Work Gloves.

Granting maximum prices to Advance Glove Co. and other sellers, Docket No. 6062-506-4b-21.

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

(a) On and after October 26, 1945, Advance Glove Co., 5110 N. 35th Street, Milwaukee, Wisconsin, 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 Advance 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 with section 3 (b) of Revised Maximum Price Regulation 506.

Style No.	Glove description	Column A		Column B
		Manufacturer's price		
		Group I ceiling	Group II ceiling	
51-20	Men's heavy side split palm, full leather thumb and forefinger, leather pull, ¾ length leather back, 4½" water-proofed gauntlet cuff (no palm lining).....	Per doz. \$7.85	Per doz. \$8.55	Per doz. \$9.35

(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, Advance Glove Company on all deliveries of the style number listed in paragraph (a), made pursuant to this order, on and after October 20, 1945, must place the letter "S" following the lot 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) Advance Glove Company must furnish each of its customers, who, on or after October 26, 1945, purchased or purchases the style number listed in paragraph (a) for purposes of resale, a notice in the form set forth below. Advance 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. 80 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 Advance Glove Company.

OPA has ruled that Advance 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		Column B
	Manufacturer's price		
	Group I ceiling	Group II ceiling	
51-20-S.....	Per doz. \$7.85	Per doz. \$8.55	Per doz. \$9.35

You will note that the letter "S" follows the manufacturers' 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. 80 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

This order shall become effective October 26, 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19765; Filed, Oct. 25, 1945; 11:45 a. m.]

[RMPR 506, Order 81]

JETT GLOVE CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 81 under section 4 (b) of Revised Maximum Price Regulation 506—Maximum Prices for Staple Work Gloves. Granting maximum prices to Jett Glove Company and other sellers, Docket No. 6062-506-4b-30.

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

(a) On and after October 26, 1945, Jett Glove Company, Greenville, Illinois, 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 Jett 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 with

section 3 (b) of Revised Maximum Price Regulation 506.

Style No. and glove description	Column A		Column B
	Manufacturer's prices		
	Group I Ceiling	Group II Ceiling	
Men's gunn or fourchette pattern, two thumb 6 oz. golden brown single thickness canton flannel "husking glove", knit wrist.....	Per doz. \$1.70	Per doz. \$1.85	Per doz. \$2.02½

(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, Jett Glove Company, on all deliveries of the style number listed in paragraph (a), made pursuant to this Order, on and after October 26, 1945, must place the letter "S" following the lot 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) Jett Glove Company must furnish each of its customers, who, on or after October 26, 1945, purchased or purchases the style number listed in paragraph (a) for purposes of resale, a notice in the form set forth below. Jett 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. This 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. 81 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 Jett Glove Company.

OPA has ruled that Jett 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		Column B
	Manufacturer's prices		
	Group I ceiling	Group II ceiling	
S.....	\$1.70	\$1.85	\$2.02½

You will note that the letter "S" follows the manufacturers' 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. 81 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

This order shall become effective October 26, 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19766; Filed, Oct. 25, 1945; 11:45 a. m.]

[MPR 580, Amdt. 1 to Order 197]

SHWAYDER BROS. INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order No. 197, Amendment 1. Establishing ceiling prices at retail for branded articles; Docket No. 6063-580-13-206.

For the reasons set forth in the opinion issued simultaneously herewith, paragraph (a) of Order No. 197 is amended by adding the following:

Brand name	Article	Style No.	Manufacturer's selling price	Retail ceiling price
Samson	Card table	7700	Per doz \$24.35	Per unit \$3.50

This order shall become effective October 26, 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19767 Filed, Oct. 25, 1945; 11:45 a. m.]

[MPR 598, Order 4]

NASH-KELVINATOR 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 sections 13 and 21 of Maximum Price Regulation No. 598, it is ordered:

(a) This order establishes ceiling prices for sales by distributors to dealers of the refrigerator models listed below manufactured by the Nash-Kelvinator Corporation, 14250 Plymouth Road, Detroit 32, Mich., as follows:

Brand and model No.		Ceiling prices for sales to dealers who buy—		
Kelvinator	Leonard	In car-load lots	On split car basis	From distributor's warehouse
CS-7	SL-7	Each \$91.34	Each \$92.70	Each \$97.27
C-7	L-7	103.85	105.46	112.94
CD-7	DL-7	112.13	114.72	122.76
M-9	LH-9	150.35	155.17	168.48

These ceiling prices include the Federal excise tax and are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles except that they are subject to the following terms and conditions:

(1) *Left-hand door.* A charge of \$2.50 may be added for a refrigerator equipped with a left-hand door.

(2) *Freight charges.* (i) Purchases in carload lots are f. o. b. purchaser's city.

(ii) Purchases on a split car basis are subject to an additional charge (which must be separately stated on the seller's invoice) for switching and other freight charges in excess of the carload freight charges.

(iii) Purchases from the distributor's warehouse are f. o. b. distributor's warehouse except that any freight costs incurred in connection with a delivery to the dealer in excess of \$0.50 per hundred-weight shall be paid by the distributor.

(3) *Service charges.* (i) A distributor who, at the request of a dealer, provides the consumer with delivery, installation and first year service on behalf of the dealer may make an additional charge per refrigerator (which must be separately stated) no greater than the amount set forth below opposite each model:

Brand and model No.		Additional charge which may be added
Kelvinator	Leonard	
CS-7	SL-7	Each \$3.40
C-7	L-7	0.60
CD-7	DL-7	10.10
M-9	LH-9	11.61

(ii) A distributor who, at the request of a dealer, provides a consumer with whatever is necessary to meet the four year warranty may make an additional charge of \$5.00 per refrigerator. This additional charge must be separately stated.

(b) At the time of or prior to the first invoice to each distributor the manufacturer shall notify each distributor of the ceiling prices established by this order for his resales. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

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

(f) This order shall become effective on the 25th day of October 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19781; Filed, Oct. 25, 1945; 4:13 p. m.]

[RMPP 499, Rev. Order 15]

HARVEL WATCH CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499, it is ordered that Order No. 15 under RMPP 499 be revised to read as follows:

(a) *Effect of this order.* This order establishes maximum prices at which certain imported watches identified below may be sold to retailers and at retail. These watches are imported by the Harvel Watch Company, 630 Fifth Avenue, New York, New York, hereinafter called the "importer".

(b) *Maximum prices for sales to retailers and at retail.* The maximum prices for sales by any person to retailers and at retail of the Harvel watches identified below are as follows:

Size	Description	Group	Maximum price to retailers	Maximum retail price including Federal excise tax
11 1/2	Gents YSB 0J	AA	\$9.55	\$23.75
11 1/2	Gents YSB 0J Sweep	AB	10.35	24.75
11 1/2	Gents YSB 17J	AC	12.05	29.75
11 1/2	Gents YSB 17J Sweep	AD	13.35	32.50
11 1/2	Gents RGP 0J	AE	10.00	24.75
11 1/2	Gents RGP 0J Sweep	AF	11.45	28.50
11 1/2	Gents RGP 17J	AG	13.35	32.50
11 1/2	Gents RGP 17J Sweep	AH	14.35	35.00
11 1/2	Gents 102 GF 0J	AI	14.05	35.00
11 1/2	Gents 102 GF 0J Sweep	AJ	16.25	37.50
11 1/2	Gents 102 GF 17J	AK	17.35	42.50
11 1/2	Gents 102 GF 17J Sweep	AL	18.75	45.00
11 1/2	Gents 148 17J	AM	25.00	62.00
11 1/2	Gents 148 17J Sweep	AN	27.50	65.00
10 1/2	Gents YSB 0J	BA	9.95	23.75
10 1/2	Gents YSB 0J Sweep	BB	11.25	24.75
10 1/2	Gents YSB 17J	BC	12.95	32.50
10 1/2	Gents YSB 17J Sweep	BD	13.75	33.75
10 1/2	Gents RGP 0J	BE	10.00	24.75
10 1/2	Gents RGP 0J Sweep	BF	12.20	28.50
10 1/2	Gents RGP 17J	BG	14.75	33.00
10 1/2	Gents RGP 17J Sweep	BH	15.25	35.00
10 1/2	Gents 102 GF 0J	BI	15.25	35.00
10 1/2	Gents 102 GF 0J Sweep	BJ	17.00	38.50
10 1/2	Gents 102 GF 17J	BE	19.35	45.00
10 1/2	Gents 102 GF 17J Sweep	BL	20.85	48.00
10 1/2	Gents 148 17J	BN	32.50	69.00
10 1/2	Gents 148 17J Sweep	BO	37.50	74.50
8 x 9	Gents YSB 0J	CA	11.05	27.50
8 x 9	Gents YSB 17J	CC	14.05	35.00
8 x 9	Gents YSB 17J Sweep	CD	15.55	37.50
8 x 9	Gents RGP 0J	CE	12.30	29.75
8 x 9	Gents RGP 0J Sweep	CF	13.50	32.50
8 x 9	Gents RGP 17J	CG	17.20	39.75
8 x 9	Gents RGP 17J Sweep	CH	18.20	42.50
8 x 9	Gents 102 GF 0J	CO	15.45	35.00
8 x 9	Gents 102 GF 0J Sweep	CI	15.55	37.50
8 x 9	Gents 102 GF 17J	CJ	16.35	37.75
8 x 9	Gents 102 17J GF	CK	19.35	47.50
8 x 9	Gents 102 17J Sweep GF	CL	20.35	50.00
8 x 9	Gents 148 17J	CM	37.40	69.00
8 x 9	Gents 148 17J Sweep	CN	39.45	100.00
8 x 9	Gents 148 17J	CP	33.15	63.00
8 x 9	Gents 148 17J	CQ	33.45	63.00
8 x 9	Gents 148 17J	CE	24.65	53.00
8 1/2	Gents RGP sterling back 0J	DX	13.10	29.75
8 1/2	Ladies YSB 0J	DA	8.80	21.75
8 1/2	Ladies YSB 0J Sweep	DB	10.35	24.75
8 1/2	Ladies YSB 17J Sweep	DO	12.45	29.75
8 1/2	Ladies YSB 17J	DC	12.75	32.50
8 1/2	Ladies RGP 17J Sweep	DD	13.50	33.75
8 1/2	Ladies RGP 0J	DE	10.15	23.75
8 1/2	Ladies RGP 0J Sweep	DF	11.25	25.50
8 1/2	Ladies RGP 17J	DG	13.80	32.75
8 1/2	Ladies RGP 17J Sweep	DH	14.50	35.00
8 1/2	Ladies 102 GF 0J	DI	12.30	28.50
8 1/2	Ladies 102 GF 0J Sweep GF	DJ	13.25	32.50
8 1/2	Ladies 102 17J Sweep GF	DP	15.25	37.50
8 1/2	Ladies 102 GF 17J	DE	15.75	37.50
8 1/2	Ladies 102 GF 17J Sweep	DL	16.50	37.75
8 1/2	Ladies 148 17J	DM	22.80	55.00
8 1/2	Ladies 148 17J Sweep	DN	23.35	57.50

Size	Description	Group	Maximum price to retailers	Maximum retail price including Federal excise tax
8 3/4	Ladies Chromium Steel Back 15J Sweep.	DQ	\$14.20	\$35.00
6 1/4 x 8	Ladies YSB 7J	EO	9.20	21.75
6 1/4 x 8	Ladies YSB 9J	EA	10.75	24.75
6 1/4 x 8	Ladies YSB 9J Sweep.	EB	11.75	27.50
6 1/4 x 8	Ladies YSB 17J	EO	12.90	32.50
6 1/4 x 8	Ladies YSB 17J Sweep.	ED	13.90	33.75
6 1/4 x 8	Ladies RGP 7J	EP	10.55	24.75
6 1/4 x 8	Ladies RGP 9J	EE	12.60	29.50
6 1/4 x 8	Ladies RGP 9J Sweep.	EF	13.60	32.50
6 1/4 x 8	Ladies RGP 17J	EG	15.30	35.00
6 1/4 x 8	Ladies RGP 17J Sweep.	EH	15.70	37.50
6 1/4 x 8	Ladies 10k GF 9J	EI	14.00	33.75
6 1/4 x 8	Ladies 10k GF 9J Sweep.	EJ	15.00	35.00
6 1/4 x 8	Ladies 10k GF 17J	EK	16.75	40.00
6 1/4 x 8	Ladies 10k GF 17J Sweep.	EL	17.75	42.50
6 1/4 x 8	Ladies 14k 17J	EM	16.80	39.75
6 1/4 x 8	Ladies 14k 17J	EQ	18.30	45.00
6 1/4 x 8	Ladies 14k 17J	ER	19.00	47.50
6 1/4 x 8	Ladies 14k 17J	ES	20.00	47.50
6 1/4 x 8	Ladies 14k 17J Sweep.	EN	21.65	50.00
6 1/4	Ladies 14k 17J	FM	22.40	55.00
6 1/4	Ladies 14k 17J	FN	23.70	55.00
6 1/4	Ladies 14k 17J	FO	25.70	59.50
6 1/4	Ladies 14k 17J	FP	26.90	65.00
6 1/4	Ladies 14k 17J	FQ	27.70	65.00
6 1/4	Ladies 14k 17J	FR	27.90	65.00
6 1/4	Ladies 14k 17J	FS	28.90	65.00
6 1/4	Ladies 14k 17J	FT	30.50	70.00
6 1/4	Ladies 14k 17J	GM	23.90	55.00
6 1/4	Ladies 14k 17J	GN	24.40	59.50
6 1/4	Ladies 14k 17J	GO	25.60	59.50
6 1/4	Ladies 14k 17J	GP	26.40	59.50
6 1/4	Ladies 14k 17J	GQ	28.00	65.00
6 1/4	Ladies 14k 17J	GR	34.40	85.00
6 1/4	Ladies 14k 17J	GS	39.50	100.00
17	Pocket RGP 17J	IE	10.55	24.75
17	Pocket RGP 17J	IG	13.15	29.75
8 3/4	Lapel RGP 9J	HE	12.85	27.50
8 3/4	Lapel RGP 9J	HT	12.50	27.50
8 3/4	Lapel RGP 9J	HU	12.05	27.50
6 1/2	Lapel 14k 17J	HM	43.10	100.00
6 1/2	Lapel 14k 17J	HN	43.80	100.00
6 1/2	Lapel 14k 17J	HO	44.15	100.00
6 1/2	Lapel 14k 17J	HP	45.90	110.00
6 1/2	Lapel 14k 17J	HQ	48.75	120.00
6 1/2	Lapel 14k 17J	HR	60.35	150.00
Mullguard series (moisture-repellent, shock-absorber, nonmagnetic)				
8 3/4	Ladies Nurse Steel 15J Sweep.	JA	19.50	45.00
8 3/4	Ladies Nurse Steel 17J Sweep.	JB	19.50	45.00
8 3/4	Ladies Nurse Silver Steel Back Dom. 15J Sweep.	JC	14.15	33.75
8 3/4	Ladies Nurse Steel 17J Sweep.	JD	17.50	39.75
11 1/2	Gents steel 9J Sweep.	KA	16.10	35.00
11 1/2	Gents steel 17J Sweep.	KB	20.05	50.00
11 1/2	Gents Chromium Steel Back 9J.	KO	14.60	32.50
11 1/2	Gents Dom. Silver Steel Back 17J.	KE	14.85	35.00
11 1/2	Gents Dom. Silver Steel Back Sweep 17J.	KF	16.90	37.50
11 1/2	Gents Dom. 14k 17J Sweep.	KG	42.90	100.00
10 1/2	Gents Steel 17J	LA	19.60	47.50
10 1/2	Gents Steel 17J Sweep.	LB	20.60	50.00
10 1/2	Gents Dom. Silver Steel Back 17J Sweep.	LO	17.10	39.75
10 1/2	Gents Dom. 14k 17J Sweep.	LD	43.60	110.00
8 3/4	Gents Self-O-Matic Steel 17J.	MA	22.60	55.00
11 1/2	Gents Date-O-Graph Steel 17J.	NA	22.60	55.00

The prices established above for 6 x 8 ligne ladies watches are for watches with ratchet cord. Forty cents may be added to the price to retailers and ninety cents may be added to the retail price if any of these watches are supplied with a ratchet bracelet.

The above maximum prices to retailers are exclusive of boxes and are subject to the importer's customary (March 1942) discounts and terms. For sales to retailers who desire boxes, there may be added to these prices the seller's maximum price for the box selected by the purchaser.

The maximum retail prices listed above are inclusive of the Federal excise tax

of 10%, 20% in the case of watches whose retail price is more than \$65.00.

No charge may be added to the above maximum retail prices for boxes or for the extension of credit, except under the conditions specified and to the extent permitted by section 12a of Revised Maximum Price Regulation No. 499.

(c) *Notification.* Any person who sells the above watches to a purchaser for resale shall furnish the purchaser with a copy of this order or a price list incorporating the above prices and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, he shall include on every invoice covering a sale of these watches the following statement:

OPA Revised Order No. 15 under RMPR 499 establishes the maximum prices at which you may sell these watches.

This notification requirement supersedes the notification requirement in section 12 of Revised Maximum Price Regulation 499 with respect to the watches covered by this order.

(d) *Tagging.* The importer shall include with every watch covered by this order delivered to a purchaser for resale after its effective date, a tag or label setting forth style number and the maximum retail price of the particular watch. This tag or label may not be removed until the watch is sold to an ultimate consumer.

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

(f) Unless the context otherwise requires, the definitions set forth in section 2 of Revised Maximum Price Regulation No. 499 shall apply to the terms used herein.

This order shall become effective on the 26th day of October 1945.

Issued this 25th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19780; Filed, Oct. 25, 1945; 4:12 p. m.]

[Rev. Gen. Order 64]

EXERCISE BY DEPUTY OR ASSISTANT REGIONAL ADMINISTRATOR OF DISTRICT DIRECTOR'S FUNCTIONS, WHERE LATTER OFFICE NONEXISTENT

DELEGATION OF AUTHORITY

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

General Order No. 64 is revised and amended to read as follows:

Pursuant to the authority conferred upon the Price Administrator by the Emergency Price Control Act of 1942 as amended, and by the Second War Powers Act as amended and Executive Order 9125 and WPB Directive No. 1, as supplemented, the following is issued:

(a) Any power or function granted to a District Director by any order of the

Administrator or his duly authorized representative may, in those areas where the office of the District Director does not exist, and where such power or function has been delegated or transferred to the Regional Administrator, be delegated by the Regional Administrator to the Deputy Regional Administrator, the Assistant Regional Administrator, or an Assistant to the Regional Administrator.

(b) Any action taken pursuant to this order by the Regional Administrator, the Deputy Regional Administrator, the Assistant Regional Administrator, or an Assistant to the Regional Administrator shall be deemed to be action taken by the Regional Administrator in the first instance for all purposes including, but not limited to, action taken pursuant to section 17 of Revised Procedural Regulation 1.

This order shall become effective October 31, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19829; Filed, Oct. 26, 1945; 11:44 a. m.]

[RMPR 136, Amdt. 1 to Order 500]

GASOLINE DISPENSING PUMPS

ADJUSTMENT OF MAXIMUM PRICES

For reasons set forth in our opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 506 under Revised Maximum Price Regulation 136 is hereby amended to read as follows:

(a) The maximum price for sales of new power operated gasoline dispensing pumps by any manufacturer shall be established as follows:

(1) For any power operated gasoline dispensing pumps for which the manufacturer had a published list price in effect on October 1, 1941, or an established price in effect on the base date, the maximum prices shall be the published list price in effect on October 1, 1941, or the established price in effect on the base date, multiplied by 109.2 percent.

(2) For any power operated gasoline dispensing pumps which are modifications of those described in paragraph (1) above, the maximum prices shall be computed under the provisions of section 8 of Revised Maximum Price Regulation 136 using the price computed under paragraph (1) above as the price for the pump before modification.

(3) For any other power operated gasoline dispensing pumps the maximum price shall be computed under sections 9 and 10 of Revised Maximum Price Regulation 136.

(b) As used in this order the phrase "established price in effect on the base date" shall be defined as that phrase is defined in section 28 of Revised Maximum Price Regulation 136.

(c) For the purposes of this order, a commission paid shall not be deducted

from a list price in order to determine an established price in effect on the base date.

(d) All prices established under paragraph (a) of this order shall be subject to the same discounts, credits and allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

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

This amendment shall become effective October 27, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19839; Filed, Oct. 26, 1945; 11:43 a. m.]

to cases numbered 3 and 6 is amended to read as follows:

Case No.	No. of bottles	Bottle capacity (fluid oz.)	If partitioned, No. of packets	Minimum liquid dimensions (inches)
13	24	10 (12 when reamed) or less.	24	10 1/2 x 10 1/2 x 3 1/4.
6	24	10 (12 when reamed) or less.	24	10 1/2 x 10 1/2 x 8.

This amendment shall become effective October 27, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19847; Filed, Oct. 26, 1945; 11:44 a. m.]

[RMFR 436, Amdt. 8 to Order 37]

CRUDE PETROLEUM AND NATURAL AND PETROLEUM GAS

ADJUSTMENT OF MAXIMUM PRICE

An opinion accompanying this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) of Order No. 37 of Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. The following pools with the designated increases are hereby added thereto:

Pool, county and state:	Amount of increase per 42-gallon barrel
Bend, White, Ill.	¢0.35
Dix South, Jefferson, Ill.	.35
McKinley, Washington, Ill.	.25
New Haven North, White, Ill.	.25
Schnell, Richland, Ill.	.35
Rahn Southwest, Cowley, Kans.	.35
Doyle (Payne), Stephens, Okla.	.35
Fream, Hughes, Okla.	.35
Ft. Hill, Comanche, Okla.	.25
Grayson, Seminole, Okla.	.08
Landon, Osage, Okla.	.35
Grayson, Reagan, Tex.	.24

2. The Lehn Pool, Pecos County, Texas, with a maximum price increase of 35 cents per barrel is hereby redesignated Apco (1600')—Lehn Pool, Pecos County, Texas, with a maximum price increase of 35 cents per barrel.

This amendment shall become effective as of October 1, 1945.

Issued this 26th day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-19848; Filed, Oct. 26, 1945; 11:42 a. m.]

[2d RMFR 195, Amdt. 1 to Order 12]

INDUSTRIAL WOODEN BOXES

ADJUSTMENT OF MAXIMUM PRICES

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

In Order 12 under Second Revised Maximum Price Regulation 195 so much of the table in section 2 (b) as pertains

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 I

Connecticut Order 1-P, Amendment 5, covering fresh fish and seafood in the state of Connecticut. Filed 2:51 p. m.

Connecticut Order 3-O, covering eggs in the state of Connecticut. Filed 2:51 p. m.

Hartford Order 3-W and 8, covering dry groceries in the state of Connecticut. Filed 2:51 p. m.

Hartford Order 5-F, Amendment 23, covering fresh fruits and vegetables in the Waterbury and Watertown Areas. Filed 2:49 p. m.

Hartford Order 6-F, Amendment 24, covering fresh fruits and vegetables in the Hartford Order Area. Filed 2:50 p. m.

Hartford Order 7-F, Amendment 23, covering fresh fruits and vegetables in the New Haven Area. Filed 2:50 p. m.

Hartford Order 8-F, Amendment 23, covering fresh fruits and vegetables in the Bridgeport Area. Filed 2:50 p. m.

Hartford Order 9-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Connecticut. Filed 2:50 p. m.

REGION II

Pittsburgh Order 18 and 5-W, covering dry groceries in certain areas in Pennsylvania. Filed 2:51 p. m.

Pittsburgh Order 21 and 6-W, covering dry groceries in certain counties in Pennsylvania. Filed 2:52 p. m.

Scranton Order 4-F, Amendment 45, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:50 p. m.

REGION III

Cleveland Order 5-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Ohio. Filed 2:51 p. m.

Toledo Order 1-O, covering eggs in the Toledo Area. Filed 2:45 p. m.

Toledo Order 2-D, covering butter and cheese in the Toledo Area. Filed 3:25 a. m.

REGION IV

Columbia Order 6-W, covering dry groceries in the South Carolina Area. Filed 3:25 p. m.

Columbia Order 10, covering dry groceries in the South Carolina Area. Filed 3:24 p. m.

Columbia Order 20, covering dry groceries in the South Carolina Area. Filed 3:25 p. m.

Jackson Order 6-F, covering fresh fruits and vegetables in the Jackson, Mississippi, Area. Filed 2:53 p. m.

Jackson Order 7-F, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 2:54 p. m.

Jackson Order 21, covering dry groceries in certain areas in Mississippi. Filed 2:54 p. m.

Jackson Order 22, covering dry groceries in certain areas in Mississippi. Filed 2:55 p. m.

Jackson Order 23, covering dry groceries in certain areas in Mississippi. Filed 2:55 p. m.

Memphis Order 8-F, covering fresh fruits and vegetables in Memphis and Shelby Counties, Tennessee. Filed 3:26 p. m.

Savannah Order 1-O, Amendment 4, covering eggs in certain areas in Georgia. Filed 3:23 p. m.

Savannah Order 2-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 3:21 p. m.

Savannah Order 2-O, Amendment 4, covering eggs in certain counties in Georgia. Filed 3:23 p. m.

Savannah Order 3-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 3:21 p. m.

Savannah Order 3-O, Amendment 4, covering eggs in certain counties in Georgia. Filed 3:23 p. m.

Savannah Order 4-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 3:31 p. m.

Savannah Order 4-O, Amendment 4, covering eggs in certain counties in Georgia. Filed 3:23 p. m.

Savannah Order 5-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 3:23 p. m.

Savannah Order 5-O, Amendment 4, covering eggs in certain counties in Georgia. Filed 3:24 p. m.

Savannah Order 6-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 3:23 p. m.

Savannah Order 6-O, Amendment 4, covering eggs in certain counties in Georgia. Filed 3:24 p. m.

Savannah Order 7-C, Amendment 3, covering poultry in certain counties in Georgia. Filed 3:23 p. m.

REGION V

Houston Order 18, covering dry groceries in certain counties in Texas. Filed 2:46 p. m.

San Antonio Order 4-C, covering poultry in certain counties in Texas. Filed 2:47 p. m.

San Antonio Order 5-C, covering poultry in certain counties in Texas. Filed 2:43 p. m.

San Antonio Order 5-W, Amendment 1, covering dry groceries. Filed 2:43 p. m.

San Antonio Order 6-F, Amendment 10, covering fresh fruits and vegetables in Bexar County, Texas. Filed 2:46 p. m.

San Antonio Order 6-F, Amendment 11, covering fresh fruits and vegetables in Bexar County, Texas. Filed 2:49 p. m.

San Antonio Order 7-F, Amendment 10, covering fresh fruits and vegetables in Austin County, Texas. Filed 2:46 p. m.

San Antonio Order 7-F, Amendment 11, covering fresh fruits and vegetables in Austin, Texas. Filed 2:49 p. m.

San Antonio Order 8-F, Amendment 10, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 2:46 p. m.

San Antonio Order 8-F, Amendment 11, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 2:49 p. m.

San Antonio Order 9-F, covering fresh fruits and vegetables in certain areas in Texas. Filed 2:46 p. m.

San Antonio Order 9-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Texas. Filed 2:49 p. m.

San Antonio Order 10-F, covering fresh fruits and vegetables in certain areas in Texas. Filed 2:47 p. m.

San Antonio Order 16, Amendment 1, covering dry groceries. Filed 2:47 p. m.

San Antonio Order 17, Amendment 1, covering dry groceries. Filed 2:47 p. m.

Wichita Order 7-F, Amendment 1, covering fresh fruits and vegetables in Sedgwick County, Kansas. Filed 2:48 p. m.

Wichita Order 8-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kansas. Filed 2:48 p. m.

Wichita Order 9-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kansas. Filed 2:48 p. m.

Wichita Order 10-F, Amendment 1, covering fresh fruits and vegetables in Reno, Kansas. Filed 2:48 p. m.

Wichita Order 11-F, Amendment 1, covering fresh fruits and vegetables in Shawnee County, Kansas. Filed 2:48 p. m.

REGION VI

Des Moines Order 1-O, covering eggs in Des Moines, West Des Moines and Marshalltown, Iowa Areas. Filed 2:45 p. m.

Milwaukee Order 4-W, Amendment 2, covering dry groceries in Milwaukee County, and cities of Racine and Kenosha, Wisconsin. Filed 2:52 p. m.

Milwaukee Order 6, Amendment 2, covering dry groceries in Milwaukee County, and cities of Racine and Kenosha, Wisconsin. Filed 2:52 p. m.

North Platte Order 3, covering dry groceries in certain areas in Nebraska. Filed 2:45 p. m.

Springfield Order 13-F, Amendment 31, covering fresh fruits and vegetables in Springfield, Sangamon County, Illinois. Filed 2:53 p. m.

Springfield Order 14-F, Amendment 32, covering fresh fruits and vegetables in certain areas in Illinois. Filed 2:53 p. m.

Springfield Order 15-F, Amendment 32, covering fresh fruits and vegetables in Decatur and Macon County, Illinois. Filed 2:53 p. m.

REGION VII

Salt Lake City Order 6-W, covering dry groceries in the Salt Lake Ogden Provo Area. Filed 3:27 p. m.

Salt Lake City Order 26, covering dry groceries in the Salt Lake Ogden Provo Area. Filed 3:26 p. m.

REGION VIII

Phoenix Order 4-M, covering malt beverages in certain cities and towns in Arizona. Filed 3:28 p. m.

Phoenix Order 21 under FPR 4, Amendment 1, covering dry groceries in the Mohave County and Southern Navajo-Apache Areas. Filed 3:28 p. m.

Phoenix Order 22, Amendment 1 under FPR 4, covering dry groceries in the Kingham and Central Navajo-Apache Areas. Filed 3:28 p. m.

Phoenix Order 24-W under Basic Order 2-B, Amendment 1, covering dry groceries in the Coconino-Yavapai and Southeastern Arizona Area. Filed 3:28 p. m.

Phoenix Order 25-W, under Basic Order 2-B, Amendment 1, covering dry groceries in the Mohave County and Southern Navajo-Apache Areas. Filed 3:28 p. 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. 45-19782; Filed, Oct. 25, 1945; 4:13 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 II

Baltimore Order 4-F, Amendment 60, covering fresh fruits and vegetables in certain areas in Maryland. Filed 11:14 a. m.

Baltimore Order 10-F, Amendment 16, covering fresh fruits and vegetables in certain areas in Maryland. Filed 11:14 a. m.

Baltimore Order 14-W, Amendment 1, covering dry groceries in Baltimore, Maryland. Filed 11:15 a. m.

Baltimore Order 16-W, Amendment 1, covering dry groceries in Allegany and Garrett and Washington Counties, Maryland. Filed 11:16 a. m.

Baltimore Order 42, Amendment 1, covering dry groceries in Baltimore City, Maryland. Filed 11:14 a. m.

Baltimore Order 46, Amendment 1, covering dry groceries in Baltimore City, Maryland. Filed 11:15 a. m.

Baltimore Order 48, Amendment 1, covering dry groceries in Allegany, Garrett and Washington Counties, Maryland. Filed 11:15 a. m.

Binghamton Order 2-F, Amendment 55, covering fresh fruits and vegetables in certain counties in New York. Filed 11:13 a. m.

Newark Order 7-F, Amendment 27, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 11:12 a. m.

Syracuse Order 34, Amendment 8, covering dry groceries in certain counties in New York. Filed 11:12 a. m.

Syracuse Order 35, Amendment 8, covering dry groceries in certain counties in New York. Filed 11:12 a. m.

Trenton Order 12-F, Amendment 31, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 11:12 a. m.

REGION III

Charleston Order 7-F, Amendment 34, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 11:13 a. m.

Charleston Order 9-F, Amendment 34, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 11:13 a. m.

Charleston Order 10-F, Amendment 34, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 11:10 a. m.

Charleston Order 11-F, Amendment 34, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 11:10 a. m.

Charleston Order 15-F, Amendment 31, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 11:11 a. m.

Charleston Order 16-F, Amendment 30, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 11:11 a. m.

Charleston Order 17-F, Amendment 30, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 11:11 a. m.

Cincinnati Order 4-F, Amendment 42, covering fresh fruits and vegetables in Hamilton County, Ohio. Filed 11:11 a. m.

Cincinnati Order 8-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Ohio. Filed 11:12 a. m.

Escanaba Order 1-D, covering butter and cheese in certain areas in Michigan. Filed 11:03 a. m.

Escanaba Order 2-D, covering butter and cheese in certain areas in Michigan. Filed 11:03 a. m.

Louisville Order 12-F, Amendment 41, covering fresh fruits and vegetables in certain areas in Kentucky and Indiana. Filed 11:03 a. m.

Louisville Order 17-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 11:07 a. m.

Louisville Order 18-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 11:07 a. m.

Louisville Order 19-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 11:07 a. m.

Louisville Order 20-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 11:07 a. m.

REGION IV

Memphis Order 10-W, Amendment 1, covering dry groceries in the Memphis Area. Filed 11:08 a. m.

Memphis Order 27, Amendment 1, covering dry groceries in the Memphis Area. Filed 11:07 a. m.

Montgomery Order 20-F, Amendment 40, covering fresh fruits and vegetables in Mobile County, Alabama. Filed 11:08 a. m.

Montgomery Order 21-F, Amendment 51, covering fresh fruits and vegetables in Montgomery County, Alabama. Filed 11:09 a. m.

Montgomery Order 22-F, Amendment 52, covering fresh fruits and vegetables in Houston County, Alabama. Filed 11:09 a. m.

Montgomery Order 24-F, Amendment 49, covering fresh fruits and vegetables in Dallas County, Alabama. Filed 11:09 a. m.

Montgomery Order 25-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Alabama. Filed 11:10 a. m.

Roanoke Order 6-W, Amendment 3, covering dry groceries. Filed 11:10 a. m.

REGION VI

North Platte Order 5-W and Order 5, covering dry groceries in certain areas in Nebraska. Filed 11:03 a. m.

Sioux Falls Order 2-F, Amendment 12, covering fresh fruits and vegetables in the city of Sioux Falls, South Dakota. Filed 11:03 a. m.

REGION VIII

Seattle Order 19-F, covering fresh fruits and vegetables in the Yakima and Wenatchee, Washington Area. Filed 10:55 a. m.

Seattle Order 19-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Washington. Filed 10:55 a. m.

Spokane Order 1-O, Amendment 3, covering eggs in the Spokane, Washington Area. Filed 11:01 a. m.

Spokane Order 1-O, Amendment 4, covering eggs in the Spokane, Washington Area. Filed 11:01 a. m.

Spokane Order 1-W, Amendment 2, covering dry groceries in the city and county of Spokane, Washington. Filed 11:01 a. m.

Spokane Order 1-W, Amendment 3, covering dry groceries in the city and county of Spokane, Washington. Filed 11:01 a. m.

Spokane Order 2-W, Amendment 2, covering dry groceries in certain areas in Idaho. Filed 11:01 a. m.

Spokane Order 2-W, Amendment 3, covering dry groceries in certain areas in Idaho. Filed 11:00 a. m.

Spokane Order 8-F, Amendment 34, covering fresh fruits and vegetables in Spokane County, Washington. Filed 10:55 a. m.

Spokane Order 8-F, Amendment 35, covering fresh fruits and vegetables in Spokane County, Washington. Filed 10:54 a. m.

Spokane Order 8-F, Amendment 34, covering fresh fruits and vegetables in Kootenai County, Idaho. Filed 10:57 a. m.

Spokane Order 9-F, Amendment 35, covering fresh fruits and vegetables in Kootenai County, Idaho. Filed 10:57 a. m.

Spokane Order 10-F, Amendment 33, covering fresh fruits and vegetables in Shoshone and Kootenai Counties, Idaho. Filed 10:56 a. m.

Spokane Order 10-F, Amendment 34, covering fresh fruits and vegetables in Shoshone and Kootenai Counties, Idaho. Filed 10:56 a. m.

Spokane Order 11-F, Amendment 33, covering fresh fruits and vegetables in Latah County, Idaho and Whitman County, Washington. Filed 10:56 a. m.

Spokane Order 11-F, Amendment 34, covering fresh fruits and vegetables in Latah County, Idaho and Whitman County, Washington. Filed 10:59 a. m.

Spokane Order 12-F, Amendment 34, covering fresh fruits and vegetables in Asotin County, Washington and Nez Perce County, Idaho. Filed 10:59 a. m.

Spokane Order 12-F, Amendment 35, covering fresh fruits and vegetables in Asotin County, Washington and Nez Perce County, Idaho. Filed 10:59 a. m.

Spokane Order 13-F, Amendment 34, covering fresh fruits and vegetables in Columbia and Walla Walla Counties, Washington. Filed 10:59 a. m.

Spokane Order 13-F, Amendment 37, covering fresh fruits and vegetables in Columbia and Walla Walla Counties, Washington. Filed 10:58 a. m.

Spokane Order 14-F, Amendment 35, covering fresh fruits and vegetables in Benton and Franklin Counties, Washington. Filed 10:58 a. m.

Spokane Order 14-F, Amendment 36, covering fresh fruits and vegetables in Benton and Franklin Counties, Washington. Filed 10:58 a. m.

Spokane Order 45, covering dry groceries in certain areas in Washington. Filed 10:57 a. m.

Spokane Order 46, covering dry groceries in certain areas in Idaho and Washington. Filed 11:02 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. 45-19783; Filed, Oct. 25, 1945;
4:13 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 24, 1945.

REGION I

Augusta Order 3-F, Amendment 17, covering fresh fruits and vegetables in Portland, South Portland and Westbrook, Maine. Filed 10:10 a. m.

Augusta Order 5-F, Amendment 17, covering fresh fruits and vegetables in the Bangor and Brewer, Maine Areas. Filed 10:10 a. m.

Boston Order 2-O, Amendment 2, covering eggs in certain counties in Massachusetts. Filed 9:59 a. m.

Boston Order 3-O, Amendment 2, covering eggs in certain counties in Massachusetts. Filed 9:59 a. m.

Boston Order 4-O, Amendment 1, covering eggs in certain counties in New Hampshire, Vermont and Massachusetts. Filed 10:01 a. m.

Boston Order 5-O, Amendment 1, covering eggs in certain counties in New Hampshire, Vermont and Massachusetts. Filed 10:00 a. m.

Boston Order 7-F, Amendment 22, covering fresh fruits and vegetables in the Boston Area. Filed 9:58 a. m.

Boston Order 8-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:58 a. m.

Boston Order 9-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:58 a. m.

Boston Order 10-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:58 a. m.

Boston Order 11-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:57 a. m.

Boston Order 13-F, Amendment 1, covering fresh fruits and vegetables in the Brockton Area. Filed 9:57 a. m.

Maine Order 2-O, Amendment 2, covering poultry in certain areas in Maine. Filed 10:03 a. m.

Maine Order 2-O, Amendment 2, covering eggs in certain counties in Maine. Filed 10:03 a. m.

Maine Order 2-W, covering dry groceries in the state of Maine except Aroostook County, Maine. Filed 10:09 a. m.

Maine Order 3-C, Amendment 2, covering poultry in certain counties in Maine. Filed 10:02 a. m.

REGION II

Altoona Order 23, covering dry groceries in certain areas in Pennsylvania. Filed 10:01 a. m.

Buffalo Order D-4, Amendment 1, covering poultry in certain areas in New York. Filed 10:04 a. m.

Scranton Order 5-W and Order 16, Amendment 2, covering dry groceries in certain areas in Pennsylvania. Filed 10:03 a. m.

Trenton Order P-2, Amendment 5, covering fish and seafood in certain areas in New Jersey. Filed 10:03 a. m.

Trenton Order P-2, Amendment 6, covering fish and seafood in certain areas in New Jersey. Filed 10:04 a. m.

Trenton Order 3-C, covering poultry in certain areas in New Jersey. Filed 10:02 a. m.

Trenton Order 4-C, covering poultry in certain areas in New Jersey. Filed 10:02 a. m.

REGION III

Escanaba Order 46, covering dry groceries in certain areas in Michigan. Filed 10:04 a. m.

REGION IV

Columbia Order 7-F, Amendment 19, covering fresh fruits and vegetables in the entire state of South Carolina. Filed 9:53 a. m.

Columbia Order 8-F, covering fresh fruits and vegetables in the entire state of South Carolina. Filed 9:54 a. m.

REGION V

Dallas Order of Revocation of certain orders issued by the district director of the Lubbock District Office. Filed 10:04 a. m.

Kansas City Order 7-F, Amendment 1, covering fresh fruits and vegetables in Jasper County, Missouri. Filed 10:09 a. m.

St. Louis Order 4-F, Amendment 11, covering fresh fruits and vegetables in the city and county of St. Louis, Missouri. Filed 9:59 a. m.

St. Louis Order 5-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:58 a. m.

REGION VI

Chicago Order 2-F, Amendment E3, covering fresh fruits and vegetables in certain areas in Illinois and Lake County, Indiana. Filed 10:03 a. m.

REGION VII

Salt Lake City Order 11-F, Amendment 17, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:55 a. m.

Salt Lake City Order 12-F, Amendment 17, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:56 a. m.

Salt Lake City Order 13-F, Amendment 17, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:57 a. m.

Salt Lake City Order 27, covering dry groceries in certain areas in Utah. Filed 9:53 a. m.

Salt Lake City Order 28, covering dry groceries in certain areas in Idaho and Evanston, Wyoming. Filed 9:53 a. m.

Salt Lake City Order 29, covering dry groceries in certain areas in Idaho and Evanston, Wyoming. Filed 9:53 a. m.

Salt Lake City Order 30, covering dry groceries in certain areas in Nevada and Arizona. Filed 9:53 a. m.

Salt Lake City Order 31, covering dry groceries in all of the state of Utah and Preston, Idaho Areas. Filed 9:54 a. m.

REGION VIII

Phoenix District Order 9-F, Amendment 9, covering fresh fruits and vegetables in the Phoenix Area. Filed 10:09 a. m.

Phoenix Order 10-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Arizona. Filed 10:03 a. m.

Phoenix Order 10-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Arizona. Filed 10:03 a. m.

Phoenix Order 11-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Arizona. Filed 10:03 a. m.

Phoenix Order 11-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Arizona. Filed 10:03 a. m.

Phoenix Order 19 under FPR 4, Amendment 1, covering dry groceries in the South Central Area. Filed 10:03 a. m.

Phoenix Order 20 under FPR 4, Amendment 1, covering dry groceries in the Coconino-Yavapai and Southeastern Arizona Area. Filed 10:07 a. m.

Phoenix Order 23-W under Basic Order 2-B, Amendment 1, covering dry groceries in the South Central Area. Filed 10:07 a. m.

San Francisco Order 16-F, Amendment 22, covering fresh fruits and vegetables in Del Norte and Humboldt except Eureka. Filed 10:01 a. m.

Seattle Order 3-P, Amendment 6, covering fish in Seattle, Bremerton, and Renton, Washington. Filed 10:07 a. m.

Seattle Order 16-F, Amendment 3, covering fresh fruits and vegetables in the Seattle, Tacoma, and Bremerton, Washington, Areas. Filed 10:10 a. m.

Seattle Order 17-F, Amendment 3, covering fresh fruits and vegetables in the Bellingham and Everett, Washington, Areas. Filed 10:10 a. m.

Seattle Order 18-F, Amendment 3, covering fresh fruits and vegetables in the Olympia, Aberdeen, Hoquiam, Centralia, and Chehalis, Wash., Area. Filed 10:10 a. m.

Seattle Order 19-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Washington. Filed 10:10 a. m.

Spokane Order 8-F, Amendment 35, covering fresh fruits and vegetables in the Spokane County, Washington, Areas. Filed 10:05 a. m.

Spokane Order 8-F, Amendment 37, covering fresh fruits and vegetables in the Spokane County, Washington, Area. Filed 10:07 a. m.

Spokane Order 8-F, Amendment 36, covering fresh fruits and vegetables in the Kootenai County, Idaho, Area. Filed 10:06 a. m.

Spokane Order 9-F, Amendment 37, covering fresh fruits and vegetables in Kootenai County, Idaho. Filed 10:06 a. m.

Spokane Order 10-F, Amendment 35, covering fresh fruits and vegetables in the Shoshone and Kootenai Counties, Idaho. Filed 10:06 a. m.

Spokane Order 10-F, Amendment 36, covering fresh fruits and vegetables in the Shoshone and Kootenai Counties, Idaho. Filed 10:06 a. m.

Spokane Order 11-F, Amendment 35, covering fresh fruits and vegetables in Latah County, Idaho, and Whitman County, Washington. Filed 10:05 a. m.

Spokane Order 11-F, Amendment 36, covering fresh fruits and vegetables in Latah County, Idaho, and Whitman County, Washington. Filed 10:05 a. m.

Spokane Order 12-F, Amendment 36, covering fresh fruits and vegetables in Asotin County, Washington, and Nez Perce, Idaho. Filed 10:05 a. m.

Spokane Order 12-F, Amendment 37, covering fresh fruits and vegetables in Asotin

County, Washington, and Nez Perce County, Idaho. Filed 10:05 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. 45-19784; Filed, Oct. 25, 1945; 4:13 p. m.]

[Region II Order G-2 Under SO 119]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS IN NEW YORK REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator, Region II, of the Office of Price Administration by section 16 of Supplementary Order 119, as amended, *It is hereby ordered, That:*

(a) Maximum prices of F. L. Smithe Machine Company Inc., 44th Street and 12th Ave., New York, N. Y. for its envelope making machines shall be determined by adding 27% to its maximum net prices as determined under Revised Maximum Price Regulation No. 136, as amended, "Machines, Parts and Industrial Equipment".

(b) Maximum prices of persons who buy from F. L. Smithe Machine Company, Inc., for resale, envelope making machinery produced by it may add the dollars and cents amount of the increase in prices charged by them under the provisions of paragraph (a) of this order to their maximum prices as determined under Revised Maximum Price Regulation No. 136, as amended. At or before the first sale after the date hereof to any reseller, F. L. Smithe Machine Company Inc. shall notify such reseller in writing of the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order, except as otherwise provided herein.

(d) This order may be revoked, amended or corrected at any time.

(e) A copy of this order is being filed with the Division of the Federal Register, where it is open to inspection by the public.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9599)

This order shall become effective immediately.

Issued this 19th day of October 1945.

LEO F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 45-19788; Filed, Oct. 25, 1945; 4:14 p. m.]

[Region VII 3d Rev. Order G-24 Under RMPR 122, Amdt. 8]

SOLID FUELS IN DENVER REGION

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. 8 is issued.

1. Subparagraph (1) of Part I, Mines in District 17, as amended by Amendment No. 6, is hereby further amended to read as follows:

Operator	Sub-district	Index No.	Clze groups	Amount	Effective date
(1) Huerfano Coal Co.: Ludlow.....	7	47	1	Cents 25	8-22-45
			2 through 6	35	8-22-45
			7	40	8-22-45
			9	35	8-22-45
			10	30	8-22-45
			13	35	8-22-45
			14	40	8-22-45
			16	45	8-22-45
			17 and 18	10	8-22-45
			19	45	8-22-45

2. *Effective date.* This Amendment No. 8 shall become effective on the 16th day of October 1945.

Issued this 16th day of October 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-19787; Filed, Oct. 25, 1945; 4:14 p. m.]

[Region VIII Order G-2 Under Supp. Service Reg. 47 to RMPR 165]

RETAIL SHOE REPAIR SERVICES IN IDAHO AND WASHINGTON

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator by § 1499.680 (a) of Supplementary Service Regulation 47 to Revised Maximum Price Regulation 165, it is hereby ordered:

SECTION 1. (a) *Geographical applicability.* This order shall apply to sellers located in the following areas:

In the State of Idaho: The counties of Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, and Shoshone.

In the State of Washington: The counties of Adams, Asotin, Benton (except the village of Richland), Douglas, Ferry, Franklin, Garfield, Grant, Lincoln, Pend Oreille, Spokane, Stevens, Walla Walla, Whitman, and all that portion of Okanogan County lying east of Douglas County, Washington, and south and east of a line extending north 45 degrees east from the most northerly point in said Douglas County.

(b) *Maximum prices.* On and after October 20, 1945, and notwithstanding the pricing provisions of Revised Maximum Price Regulation 165, and regardless of any previous regulation, order (including an order authorizing a price adjustment), or approval, no seller located in the area covered by this order may sell or offer to sell the shoe repair services for which prices are established in this order at higher prices than those listed in table 1 below:

TABLE 1--MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES

	Men's shoes and boys' shoes larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes larger than size 13	Children's shoes, size 13 or smaller
LEATHER HALF-SOLE SERVICES				
	<i>Per pair</i>	<i>Per pair</i>	<i>Per pair</i>	<i>Per pair</i>
Men's and boys' 4-inch or lighter leather or equal.....	\$1.25	\$1.00		
Men's and boys' with 4½ or heavier leather or equal.....	1.50	1.25		
Women's, girls', and children's nailed, in all weights of leather.....			\$1.00	\$0.95
Women's, girls', and children's sewed, in all weights of leather.....			1.25	1.00
Women's, girls', and children's cemented, in all weights of leather.....			1.35	1.10
<i>Additional charges in the following amounts may be added for</i>				
Premium leather—which must be stamped with one of the following terms: Prime, Fine, S. B. Prime, X-Fine, Extra-Fine, X-Prime, Y-Fine, Prime-F, Fine-F, Prime-X, Fine-E, Government Selection, Military Selection, or Army Selection.....	.25	.25	.15	.10
<i>(When an additional charge is made for premium leather, the seller must give a sales slip, or otherwise identify by a special marker, denoting that a premium grade leather has been used in a half-sole service.)</i>				
Men's and large boys' finished leather half-soles wider than 4½ linear inches, measured any place on the sole at right angles to the length; or longer than 6½ linear inches, measured from the center of the shank to the center of the toe; or both.....	.25			
Women's and girls' finished leather half-soles wider than 3½ linear inches, measured any place on the sole at right angles to the length; or longer than 6½ linear inches, measured from the center of the shank to the center of the toe; or both.....			.15	
COMPOSITION, RUBBER, OR FIBER HALF-SOLE SERVICES				
Competitive grade, 10½ iron.....	1.15	.80	.90	.75
Standard grade, 10½ iron.....	1.25	1.00	1.00	.85
Super grade, 10½ iron.....	1.35	1.10	1.10	.95
Flat cord grade, 10½ iron.....	1.45	1.20	1.20	1.05
Cord-on-end and cord insert grades, 10½ iron.....	1.55	1.30	1.30	1.10
<i>NOTE: Deductions in the following amounts must be made for 9 iron.....</i>				
	.10	.10	None	.10

TABLE 1—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES—Continued

	Men's shoes and boys' shoes larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes larger than size 13	Children's shoes, size 13 or smaller
COMPOSITION, RUBBER, OR FIBER HALF-SOLE SERVICES—continued				
<i>Additional charges in the following amounts may be made for—</i>				
Heavy (12 iron) in above grades.....	Per pair \$0.10	Per pair \$0.10	Per pair \$0.10	Per pair \$0.10
Extra heavy (14 iron) in above grades.....	.15	.15	.15	.15
Size 12 tap, or larger, in above grades.....	.15	.15	.15	.15
Brown in above grades.....	.15	.15	.15	.15
Full soles in above grades.....	.65	.65	.65	.65
COMPO-DRESS HALF-SOLE SERVICES—GROUP "A" GRADES				
Men's and boys' half-soles.....	1.75	1.60		
Women's, girls', and children's:				
Nailed.....			1.15	1.19
Sewed.....			1.40	1.15
Cemented.....			1.60	1.25
LEATHER HEEL SERVICES				
Large—broad, low type; one full lift, with or without block, wedge, or skiving, equal to one lift.....	.65	.70	.70	.60
Medium—Cuban type; one full lift.....			.60	.65
Small—spike type; one full lift.....			.60	
<i>Additional charges in the following amounts may be added for:</i>				
Leveling women's covered heels.....			.10	.10
Maximum prices for leather heels services not listed above shall be determined under Revised Maximum Price Regulation No. 165.				
LEATHER TOE TIP SERVICES				
Nailed.....	.60	.40	.65	.65
Sewed.....	.75	.45	.60	.40
Cello cemented or pyroxalin cemented.....	.65	.75	.65	.70
Otherwise cemented.....	.60	.60	.45	.45

Relasting with fitted wooden lasts. When shoes are relasted with fitted wooden lasts in conjunction with a soling service listed in Table 1 above, the maximum price for such soling service shall be determined under Revised Maximum Price Regulation 165.

SEC. 2. Definitions. (a) "Half-sole service" means the attachment of all half-soles regardless of the method used. The term includes all operations, materials and preparatory services for a half-sole service including the following for which no additional charges may be made: replacing and removing all filler material and friction strips; repairing or replacing only a part of an innersole; repositioning loose covered arch support; reseating or tightening shank piece; attaching a loose welt by tacking; re-attaching the toe box area; re-attaching any loose portion of a sole in the shank area; picking stitches, any bottom finish; invisible shank; re-attaching loose heel breasting; resetting old sock lining; treating of leather.

The following shall not be considered part of a half-sole service; repairing or replacing Goodyear welt, or attaching a pulled loose welt by sewing; inserting a new full innersole; repairing a broken shank piece, or inserting a new shank piece; repairing or replacing toe box.

(b) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, and any other types of footwear specified in this area order. The term does not include the special repair services required for occupational footwear, such as, cowboys' boots, logger-type shoes, safety shoes, etc., unless specified in this order.

(c) "Group 'A' grades" of half-soles means Neolite Brand half-soles manufactured by the Goodyear Tire and Rubber Company.

(d) The definitions of "fine grade leather" and "prime grade leather" contained in Supplementary Service Regulation 47 shall not apply to the shoe repair services subject to this order.

SEC. 3. Applicability of other regulations. Except as otherwise expressly provided herein, all provisions of Supplementary Service Regulation 47 and Revised Maximum Price Regulation 165, including the definitions, shall apply to the shoe repair service suppliers subject to this order. Shoe repair services not listed in this order shall remain subject to the provisions of Revised Maximum Price Regulation 165 (Services) and Maximum Price Regulation 200 (Rubber Heels and Soles in the Shoe Repair Trade), whichever is applicable.

SEC. 4. Posting. Every seller in the area covered by this order shall, within 15 days after the effective date of this area order, post on his premises in such a place and manner as to be plainly visible to the purchasing public, a poster to be supplied by the Office of Price Administration, setting forth the maximum price established by this area order.

This order shall become effective October 20, 1945.

Issued this 5th day of October 1945.

BEN. C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 45-19786; Filed, Oct. 25, 1945; 4:14 p. m.]

[Region VIII Rev. Order G-9 Under Supp. Service Reg. 43 to RMPP 165]

HARVESTING POTATOES IN KLAMATH FALLS, OREG., AREA.

For the reasons set forth in an opinion issued simultaneously herewith and under authority vested in the Regional Administrator of the Office of Price Administration by § 1499.676 (a) of Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation No. 165, as amended, *It is hereby ordered:*

(a) The maximum prices that independent contractors may charge for services in connection with the harvesting and grading of potatoes are as follows:

I. Digging. (a) When the contractor furnishes all equipment and labor—3½¢ per 60 lb. sack.

(b) When the contractor furnishes only labor—2¢ per 60 lb. sack.

II. Picking. 5½¢ per 60 lb. sack.

III. Grading and sorting. (a) Grading of the U. S. No. 1's and U. S. No. 2's, Dehydrated percentage grades and Blue Tag grades of Certified Seed Potatoes, when sorted at cellar and loaded on trucks or when sorted at warehouse on railroad and loaded in car, potatoes delivered to warehouse by grower—18¢ per cwt.

(b) Sorting all grades of Red Tag potato seed when sorted at cellar and loaded on trucks or when sorted at warehouse or railroad and loaded in car, potatoes delivered to warehouse by grower—15¢ per cwt.

IV. Loading, unloading, and emptying sacks. (a) Loading on trucks in field and unloading and emptying sacks at cellar—2½¢ per 60 lb. sack.

(b) The contractor shall recruit and supervise workers, provide transportation and equipment normally supplied by contractors.

(c) This order shall apply in Klamath County, Oregon and in the Tule Lake area of Modoc and Siskiyou Counties in California.

(d) This order may be revoked or amended at any time.

(e) This order shall become effective October 15, 1945, and shall expire December 15, 1945.

Issued this 9th day of October 1945.

BEN. C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 45-19785; Filed, Oct. 25, 1945; 4:13 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1153]

COLUMBUS AND SOUTHERN OHIO ELECTRIC CO. AND CONTINENTAL GAS & ELECTRIC CORP.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE.

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 22d day of October, A. D. 1945.

Columbus and Southern Ohio Electric Company ("Columbus"), an electric utility, and its parent, Continental Gas & Electric Corporation, a registered holding company subsidiary of The United Light and Railways Company, also a registered holding company, having filed a joint application-declaration and amendments thereto pursuant to sections 6 (a), 6 (b), 7 and 12 of the Public Utility Holding Company Act of 1935 regarding the issue by Columbus of Cumulative Preferred stock, 4¼% Series, and the exchange of such stock, share for share, for the outstanding First Preferred 6% and Series B (6½%) Stock of the Company, and the redemption of all unexchanged shares of the two latter classes of Preferred Stock, at the redemption price thereof; the amendment of the charter of Columbus to provide for such new Cumulative Preferred Stock and for the authorization of 1,500,000 new shares of common stock, \$10 par value per share; and the exchange of such new common stock for the outstanding shares of common stock without par value on the basis of five new shares for each present share; and

Columbus having requested an exemption from the competitive bidding provisions of Rule U-50 in connection with the issue of the new Cumulative Preferred Stock, 4¼% Series; and

A public hearing having been held on said amended application-declaration after appropriate notice, and the Commission having examined the record and made and filed its findings and opinion based thereon:

It is ordered, That the said amended application-declaration be, and the same hereby is, granted and permitted to become effective forthwith, subject, however, to the reservation of jurisdiction as to all fees and expenses of counsel and financial advisers and as to "Other Miscellaneous Expenses" to be paid in connection with the proposed transactions, and subject also to the provisions of Rule U-24.

It is further ordered, That the proposed issuance of Cumulative Preferred Stock, 4¼% Series, by Columbus be, and hereby is, exempted from the provisions of Rule U-50.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-19806; Filed, Oct. 26, 1945;
9:58 a. m.]

[File No. 70-1163]

FEDERAL LIGHT & TRACTION CO. ET AL.

NOTICE OF FILING AND NOTICE OF AND ORDER
FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of October, A. D. 1945.

In the matter of Federal Light & Traction Company, Federal Realty Company, Stonewall Electric Company, and The Tucson Gas, Electric Light and Power Co., File No. 70-1163.

Notice is hereby given that applications or declarations (or both) have been filed

with this Commission pursuant to the Public Utility Holding Company Act of 1935, by Federal Light & Traction Company (Federal), a subsidiary of Cities Service Power & Light Company, both registered holding companies, and its subsidiary companies, Federal Realty Company (Realty), Stonewall Electric Company (Stonewall), and The Tucson Gas, Electric Light and Power Co. (Tucson);

All interested persons are referred to the aforesaid applications and declarations (or both) on file in the office of this Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

Federal proposes to sell its entire interest in Tucson, consisting of all of the outstanding stock of such company (147,000 shares of no par value common stock) to Arizona Edison Company, Inc. (Arizona Edison), for a cash consideration of \$5,040,812.79 subject to adjustments. Federal proposes to add the proceeds of this sale to its general funds and states that it is contemplated that the proceeds will ultimately be used to retire outstanding securities of Federal. In conjunction with and preliminary to the aforesaid sale, the following transactions are proposed to be consummated:

(a) Tucson proposes to acquire and Stonewall proposes to sell the property of Stonewall located in Arizona for a cash consideration, as of June 30, 1945, of \$81,625.58, pursuant to an Option Agreement entered into between the parties dated June 20, 1939. The filing states that Federal will furnish to Tucson, as a capital contribution, the funds necessary to acquire said properties and that Stonewall will apply the proceeds of such sale to the payment of its mortgage indebtedness.

(b) Federal, as sole stockholder, proposes to liquidate and dissolve Realty. Upon such dissolution and liquidation, Federal proposes to acquire all the assets of Realty and proposes to transfer or cause Realty to transfer its principal asset, an office building, land and fixtures in Tucson, Arizona, to Tucson, as a capital contribution. Federal proposes to sell or cause Realty to sell its remaining property.

(c) Federal proposes to donate to Tucson, as a capital contribution, 4,488 shares of common stock, par value \$10 per share of Tucson Rapid Transit Company (Rapid Transit) together with \$114,700 principal amount of First Mortgage Bonds of such company presently owned by Federal.

The filing has designated sections 9 (a), 10, 12 (b), 12 (c), 12 (d) and 12 (f) of the act and Rules U-42, U-43, U-45, and U-50 as being applicable to the proposed transaction. Federal seeks an exception from the requirements of Rule U-50 pursuant to paragraph (a) (5) thereof in respect of the sale of the common stock of Tucson.

Federal requests that any order approving the proposed transactions contain the recitals described in sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code, as amended.

It appearing to the Commission that it is appropriate in the public interest

and in the interests of investors and consumers that a hearing be held with respect to said matters and that said applications or declarations (or both) shall not be granted or be permitted to become effective except pursuant to further order of the Commission.

It is ordered, That a hearing on said matters under the applicable provisions of the act and the rules of the Commission thereunder be held on November 14, 1945, at 11:00 a. m., e. s. t., at the office of the Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as the hearing room clerk in Room 318 will at that time advise. Any person proposing to be heard or otherwise to participate in these proceedings shall file with the Secretary of the Commission on or before November 2, 1945 a written request relative thereto as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Allen McCullen, or any other officer or officers of this Commission designated by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed transactions are in furtherance of, and not inconsistent with, the orders of this Commission pursuant to section 11 (b) (1) of the act dated August 17, 1943 and March 30, 1944.

2. Whether the consideration to be received by Federal for the sale of its interest in Tucson is reasonable, and bears a fair relation to the sums invested in or to the earning capacity of the assets underlying the securities proposed to be sold.

3. Whether, in connection with the proposed sale of the common stock of Tucson by Federal, there has been maintenance of competitive conditions and whether the proposed sale shall be excepted from the competitive bidding requirements of Rule U-50.

4. Whether the terms and conditions of the proposed transactions between affiliated companies of Federal, including the considerations to be paid and received, are detrimental to the public interest or to the interest of investors or consumers.

5. Whether the proposed capital contributions by Federal satisfy the applicable requirements of the act.

6. Whether the accounting entries to be made in connection with the proposed transactions are proper and in accordance with sound accounting principles.

7. Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are fair and reasonable.

8. Whether it is necessary or appropriate to impose terms and conditions in

the public interest or for the protection of investors or consumers, and, if so, what terms and conditions should be imposed.

9. Generally, whether the proposed transactions comply with all of the provisions and requirements of the act and the rules and regulations promulgated thereunder.

It is further ordered, That notice of said hearing is hereby given to the applicants and declarants and to all other persons; said notice to be given Federal Light & Traction Company, Federal Realty Company, Stonewall Electric Company, The Tucson Gas, Electric Light and Power Co., The Arizona Edison Company, Inc., Arizona Corporation Commission, The Mayor of the City of Tucson, Arizona, City Attorney for Tucson, Arizona, Town of South Tucson and Town Attorney for South Tucson, Arizona by registered mail and to all other persons by general release of this Commission, distributed to the press and mailed to the mailing list for releases issued under the act, and by publication of this notice and order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-19807; Filed, Oct. 26, 1945;
9:59 a. m.]

[File No. 54-128]

PENNSYLVANIA POWER & LIGHT CO.

ORDER AUTHORIZING SOLICITATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of October, A. D. 1945.

A plan of recapitalization having been filed by Pennsylvania Power & Light Company on August 17, 1945, pursuant to section 11 (e) and other applicable sections of the Public Utility Holding Company Act of 1935 regarding, among other things: an increase in the stated capital for the preferred stock from \$58,941,836.39 to \$60,439,200 for the purpose of stating such capital for the preferred stock at the liquidating value thereof; the conversion of presently authorized but unissued preferred stock into 440,000 shares of new preferred stock of the par value of \$100 per share and the increase of the presently authorized shares of common stock from 2,200,000 shares to 5,000,000 shares; the issuance, in exchange for 440,000 shares of presently outstanding \$7, \$6 and \$5 preferred stock, of 440,000 shares of the new preferred and the redemption and retirement of the remainder of presently outstanding preferred stock; the issuance of 1,818,719 shares of new common stock, without nominal or par value, for \$10 per share; and the reduction of the stated capital for the common stock by the net amount of \$11,288,161.33 for the purpose of creating capital surplus in that amount to be utilized in meeting certain orders of the Pennsylvania Public Utility Commission and the Federal Power Commission with respect to the company's accounts; and

Pennsylvania Power & Light Company having filed a declaration pursuant to Rule U-62 proposing to solicit authorizations from its stockholders for approval of the foregoing transactions; and

Pennsylvania Power & Light Company having requested that the declaration with respect to such solicitation of authority under Rule U-62 be permitted to become effective prior to the issuance of any orders by this Commission approving such proposed transactions in order to permit voting on the transactions at a special meeting of the stockholders scheduled for October 31, 1945; and

Said declaration, pursuant to Rule U-62, having contained copies of the proposed letter of solicitation, copies of all other documents proposed to be transmitted with such letter of solicitation, and a full statement of the manner in which the solicitation is proposed to be made; and

It appearing that the solicitation of proxies of the stockholders as proposed to be conducted does not make it necessary or appropriate in the interest or for the protection of investors or consumers or to prevent the circumvention of the provisions of the act or the general rules and regulations thereunder for the Commission to issue any order with respect thereto other than an order permitting the declaration with respect to such solicitation to become effective;

It is, therefore, ordered, That, without in any manner passing upon the merits of the proposed transactions, the declaration with respect to solicitation of proxies pursuant to Rule U-62 be and hereby is permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-19804; Filed, Oct. 26, 1945;
9:59 a. m.]

[File Nos. 59-39, 54-50, 59-10, 54-82]

NORTH AMERICAN LIGHT & POWER CO. ET AL.

ORDER GRANTING PETITION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of October, A. D. 1945.

In the matter of North American Light & Power Company holding-company system and The North American Company, File No. 59-39; North American Light & Power Company, File No. 54-50; The North American Company et al., File No. 59-10; The North American Company, File No. 54-32.

Illinois Power Company having filed a petition under the Public Utility Holding Company Act of 1935 seeking such order or orders as the Commission may deem necessary or advisable in view of the proposal of Illinois Traction Company and North American Light & Power Company to elect three representatives to the board of directors of Illinois Power Company;

A hearing having been held, the Commission having heard argument and considered briefs and requests for findings, and having this day issued its

findings and opinion herein, on the basis of said findings and opinion,

It is ordered, That neither Illinois Traction Company, nor North American Light & Power Company, nor The North American Company, nor any proxy holder or any other representative thereof shall vote any of the shares of Illinois Power Company for the election of directors of Illinois Power Company until further order of this Commission.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc 45-19895; Filed, Oct. 26, 1945;
9:59 a. m.]

[File Nos. 70-1160, 54-117, 59-72]

COLUMBIA GAS & ELECTRIC CORP. ET AL.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 24th day of October 1945.

In the matters of Columbia Gas & Electric Corporation and The Dayton Power and Light Company, File No. 70-1160; Columbia Gas & Electric Corporation, File No. 54-117; Columbia Gas & Electric Corporation and its subsidiaries, Respondents, File No. 59-72.

The Dayton Power and Light Company ("Dayton"), a public utility subsidiary of Columbia Gas & Electric Corporation ("Columbia"), a registered holding company, having filed, *inter alia*, an application, and amendments thereto, under section 6 (b) for exemption from the provisions of section 6 (a) and 7 of the act of the issue and sale, pursuant to the competitive bidding provisions of Rule U-50, of \$28,850,000 principal amount of First Mortgage Bonds to mature in 1975, the proceeds of said bonds to be applied, in part, to the redemption of Dayton's presently outstanding First Mortgage Bonds; and

The Commission having, by Order dated October 15, 1945, granted said application, as amended, except as to the price to be paid for said bonds, the redemption price therefor, the interest rate thereon, the underwriters' spread and its allocation, and all legal fees and expenses to be paid in connection with the transactions proposed, as to which matters jurisdiction was reserved; and

Dayton having filed a further amendment to the application in which it is stated that in accordance with the permission granted by the said order of the Commission dated October 15, 1945, it offered such bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and on October 24, 1945, it received the following bids:

	Interest rate	Price to company	Annual cost of money
Haley, Stuart & Co., Inc.	Percent 2 3/4	\$101.139	Percent 2.034475
Morgan Stanley & Co.	2 3/4	101.05501	2.057764
and W. E. Hutton & Co.	2 3/4	100.09	2.700000
Blyth & Co., Inc.	2 3/4		

It is further stated that Dayton has accepted the bid of Halsey, Stuart & Co., Inc., as representatives of and on behalf of a group of underwriters. The bonds will be resold to the public at a price of 101.625% of their principal amount, resulting in a spread of .486%.

The Commission, having examined the said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said bonds, the redemption price therefor, the interest rate thereon, the underwriters' spread and its allocation, and the expenses to be paid in connection with the proposed transactions;

It is ordered, That jurisdiction heretofore reserved over the price to be paid for said bonds, the redemption price therefor, the interest rate thereon, the underwriters' spread and its allocation, and the expenses to be paid in connection with the proposed transactions, be, and the same hereby is, released, and said application be, and the same hereby is, granted, subject, however, to the terms and conditions prescribed in Rule U-24 and the reservation of jurisdiction heretofore made over all legal fees to be paid in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-19808; Filed, Oct. 26, 1945;
9:59 a. m.]

[File No. 1-342]

RED BANK OIL Co.

ORDER SUMMARILY SUSPENDING TRADING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of October, A. D. 1945.

The Commission, by order adopted on October 16, 1945, pursuant to section 19 (a) (4), having summarily suspended trading in the Common Stock, \$1 Par Value, of Red Bank Oil Company on the New York Curb Exchange for a period of ten (10) days in order to prevent fraudulent, deceptive, or manipulative acts or practices;

The Commission, with due regard for the public interest and the protection of investors, deeming it appropriate that trading in said Common Stock on the New York Curb Exchange be summarily suspended;

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive, or manipulative acts or practices, with the result that it will be unlawful under section 15 (c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule X-15C-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of, such security otherwise than on a national securities exchange;

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, that trading in such security on the New York Curb Exchange be, and it

hereby is, summarily suspended in order to prevent fraudulent, deceptive, or manipulative acts or practices, effective for a period of ten (10) days from the opening of the trading session on October 26, 1945.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-19803; Filed, Oct. 26, 1945;
9:59 a. m.]

WAR PRODUCTION BOARD.

NOTICE TO ALL PERSONS REQUIRED BY THE WAR PRODUCTION BOARD TO FILE REPORTS

All persons required to file reports under Priorities Regulation 8 are hereby notified that under Executive Order 9638 they must file them after November 3, 1945 with the Civilian Production Administration or its agent instead of with the War Production Board or its agent. You must continue to file these reports until the expiration of the Bureau of the Budget's approval, unless the specific order or regulation requiring them is revoked, or you are expressly notified that the reports no longer need be filed.

Issued this 25th day of October 1945.

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

[F. R. Doc. 45-19790; Filed, Oct. 25, 1945;
4:29 p. m.]

SELECTIVE SERVICE SYSTEM.

[Operations Order 54]

NORTH CAROLINA

ESTABLISHMENT OF BOARD OF APPEAL AREA

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, and in accordance with the recommendation of Brigadier General J. Van B. Metts, State Director of Selective Service for the State of North Carolina, I hereby order:

That the State Director of Selective Service for the State of North Carolina is hereby authorized to disestablish the board of appeal areas for Boards of Appeal numbered 1, 2, 3, 4, 5, 6, and 7 of the State of North Carolina, and to establish one board of appeal area having more than 70,000 registrants as the result of the first registration, which board of appeal area shall be coextensive with the State of North Carolina.

LEWIS B. HERSHEY,
Director.

OCTOBER 25, 1945.

[F. R. Doc. 45-19796; Filed, Oct. 25, 1945;
4:55 p. m.]

[Operations Order 55]

TENNESSEE

ESTABLISHMENT OF BOARD OF APPEAL AREA

Pursuant to the authority contained in the Selective Training and Service Act

of 1940, as amended, and in accordance with the recommendation of Colonel George H. Butler, State Director of Selective Service for the State of Tennessee, I hereby order:

That the State Director of Selective Service for the State of Tennessee is hereby authorized to disestablish the board of appeal areas for Boards of Appeal numbered 1, 2, 3, 4, 5, 6, and 7 of the State of Tennessee, and to establish one board of appeal area having more than 70,000 registrants as the result of the first registration, which board of appeal area shall be coextensive with the State of Tennessee.

LEWIS B. HERSHEY,
Director.

OCTOBER 25, 1945.

[F. R. Doc. 45-19797; Filed, Oct. 25, 1945;
4:55 p. m.]

[Operations Order 56]

OKLAHOMA

ESTABLISHMENT OF BOARD OF APPEAL AREA

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, and in accordance with the recommendation of Colonel Clive E. Murray, State Director of Selective Service for the State of Oklahoma, I hereby order:

That the State Director of Selective Service for the State of Oklahoma is hereby authorized to disestablish the board of appeal areas for Boards of Appeal numbered 1, 2, 3, and 4 of the State of Oklahoma, and to establish one board of appeal area having more than 70,000 registrants as the result of the first registration, which board of appeal area shall be coextensive with the State of Oklahoma.

LEWIS B. HERSHEY,
Director.

OCTOBER 25, 1945.

[F. R. Doc. 45-19798; Filed, Oct. 25, 1945;
4:55 p. m.]

[Operations Order 57]

MICHIGAN

ESTABLISHMENT OF BOARD OF APPEAL AREA

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, and in accordance with the recommendation of Brigadier General LeRoy Pearson, State Director of Selective Service for the State of Michigan, I hereby order:

That the State Director of Selective Service for the State of Michigan is hereby authorized to disestablish the board of appeal areas for Boards of Appeal numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of the State of Michigan, and to establish one board of appeal area having more than 70,000 registrants as the result of the first registration, which board of appeal area shall be coextensive with the State of Michigan.

LEWIS B. HERSHEY,
Director.

OCTOBER 25, 1945.

[F. R. Doc. 45-19799; Filed, Oct. 25, 1945;
4:55 p. m.]