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TITLE 7—AGRICULTURE

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

PART 970—MILK IN THE CLINTON, IOWA, MARKETING AREA

ORDER AMENDING ORDER REGULATING HANDLING¹

§ 970.0 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "Act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order regulating the handling of milk in the Clinton, Iowa, marketing area.

Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as hereby amended, and all of the terms and conditions of said order, as hereby amended, will tend to effectuate the declared policy of the act;

(2) The said order, as hereby amended, regulates the handling of milk in the same manner and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in

view of the price of feeds available, supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as hereby amended, which is marketed within the Clinton, Iowa, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Clinton, Iowa, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order amending the order is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Clinton, Iowa, marketing area; and

(3) The issuance of this order amending the order is approved or favored by at least two-thirds of the producers who, during the determined representative period, were engaged in the production of milk for sale in the said Clinton, Iowa, marketing area.

It is therefore ordered, That, from and after the effective date hereof, the handling of milk in the Clinton, Iowa, marketing area shall be in conformity to and in compliance with the terms

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¹ 48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.



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Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

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and conditions of the aforesaid order as hereby amended; and the aforesaid order is hereby amended as follows:

1. Delete § 970.1 (b) and substitute therefor the following:

(b) "Secretary" means the Secretary of Agriculture or any other officer or employee of the United States who is authorized to exercise the powers and to perform the duties of the Secretary of Agriculture.

2. Delete the term, "War Food Administrator," wherever appearing and substitute therefor the term, "Secretary."

3. Delete § 970.3 (b) (1) and (2) and substitute therefor the following:

(1) Class I milk shall be all milk, skim milk, or cream disposed of in the form of milk, skim milk, buttermilk, flavored milk, and milk drinks, cream for consumption as cream (including any cream product in fluid form containing 6 percent or more butterfat) and all unaccounted for milk in excess of 3 percent of the total receipts of milk from producers.

(2) Class II milk shall be all milk, skim milk, and cream used to produce evaporated milk, condensed milk, ice cream, ice cream mix, cottage cheese, or any milk product other than those specified in Class I milk or Class III milk.

(3) Class III milk shall be (i) all milk, skim milk, and cream used to produce butter, American type Cheddar cheese, and casein; (ii) skim milk which is used as animal feed; and (iii) all milk accounted for as plant shrinkage: *Provided*, That plant shrinkage shall not exceed 3 percent of the total receipts of milk from producers.

4. Delete § 970.3 (d) and substitute therefor the following:

(d) *Transfers of milk and cream.* (1) Milk, skim milk, and cream shall be classified as Class I milk when moved from the plant of a handler (i) to the plant of another handler who receives milk from producers: *Provided*, That if such milk, skim milk, or cream is utilized in a lower classification, such milk, skim milk, or cream shall be classified accordingly, subject to verification by the market administrator; or (ii) to the plant of a handler who receives no milk from producers other than milk of his own production;

(2) Milk, skim milk, and cream disposed of by a handler to the plant of a person, other than a handler, who distributes milk, skim milk, or cream in fluid form for consumption as such shall be classified as Class I: *Provided*, That if the handler certifies that such milk, skim milk, or cream was utilized in a lower classification it shall be so classified, subject to verification by the market administrator;

(3) Milk, skim milk, and cream received at the plant of a handler from sources other than producers or other handlers shall be Class III milk: *Provided*, That if the quantity of such milk, skim milk, and cream is greater than the total Class III utilization of the receiving handler an amount equal to the difference shall be classified as Class II milk: *And provided further*, That if the quantity of such milk, skim milk, and cream is greater than the total Class III and Class II utilization of the receiving handler an amount equal to the difference shall be classified as Class I milk.

(4) Milk, skim milk, and cream disposed of by a handler to the plant of a person, other than a handler, who manufactures dairy products and who does not distribute milk, skim milk, or cream for consumption in fluid form shall be classified as Class II milk, subject to reclassification if the market administrator determines that such milk, skim milk, or cream was utilized other than in a Class II product.

5. Delete § 970.3(e) (3), (4), (5), (6), and (7) and substitute therefor the following:

(3) Determine the total pounds of milk in Class I as follows: (i) Convert to pounds the total quantity of milk, skim milk, and cream disposed of in each of the several products of Class I; (ii) add together the resulting amounts; and (iii) if the quantity of milk so computed when added to the pounds of Class II milk and Class III milk computed pursuant to (5) (ii) and (7) (iv) of this paragraph is less than the total pounds of milk received in accordance with (1) of this paragraph, an amount equal to the difference shall be added to the sum obtained in (ii) of this subparagraph.

(4) Determine the total pounds of butterfat in Class I as follows: (i) Multiply the actual weight of each of the several products of Class I by its average butterfat test; (ii) add together the resulting amounts; and (iii) if the quantity of butterfat so computed, when added to the pounds of butterfat in Class II and Class III computed pursuant to (6) (ii) and (8) (iv) of this paragraph is less than the total pounds of butterfat received in accordance with (2) of this paragraph, an amount equal to the difference shall be added to the sum obtained in (ii) of this subparagraph.

(5) Determine the total pounds of milk in Class II as follows: (i) Compute the total pounds of milk, skim milk, and cream which were used to produce each of the several products of Class II; and (ii) add together the resulting amounts.

(6) Determine the total pounds of butterfat in Class II as follows: (i) Multiply the actual weight of each of the several products of Class II by its average butterfat test; and (ii) add together the resulting amounts.

(7) Determine the total pounds of milk in Class III as follows: (i) Compute the total pounds of milk, skim milk, and cream which were used to produce each of the several products of Class III; (ii) add together the resulting amounts; (iii) subtract the total pounds of milk computed pursuant to (3) (ii) and (5) (ii) of this paragraph and the pounds of milk computed pursuant to (i) of this subparagraph from the total pounds of milk computed pursuant to (1) of this paragraph, which resulting quantity, up to 3 percent of the total receipts of milk from producers, shall be allowed as plant shrinkage for the purposes of this paragraph; and (iv) add together the result obtained in (ii) of this subparagraph and the amount of plant shrinkage allowed pursuant to (iii) of this subparagraph.

(8) Determine the total pounds of butterfat in Class III as follows: (i) Multiply the actual weight of each of the several products of Class III by its average butterfat test; (ii) add together the resulting amounts; (iii) subtract the total pounds of butterfat computed pursuant to (4) (ii) and (6) (ii) of this paragraph and the total pounds of butterfat computed pursuant to (i) of this subparagraph from the total pounds of butterfat computed pursuant to (2) of this paragraph, which resulting quantity, up

to 3 percent of the total receipts of butterfat from producers, shall be allowed as plant shrinkage for the purpose of this paragraph; and (iv) add together the result obtained in (ii) of this subparagraph and the amount of plant shrinkage allowed pursuant to (iii) of this subparagraph.

(9) Determine the classification of milk of producers as follows: (i) Subtract from the pounds of milk in each class the pounds of milk, skim milk, and cream received from other handlers and allocated to each class in accordance with (d) of this section; (ii) subtract from the remaining pounds of milk in Class III the total pounds of milk, skim milk, and cream, except emergency milk, received from sources other than producers, own farm production, and other handlers: *Provided*, That if the quantity of milk, skim milk, and cream, so received, is greater than the remaining quantity of Class III milk of such handler, an amount equal to the difference shall be subtracted from the remaining pounds of Class II milk: *And provided further*, That if the quantity of milk, skim milk, and cream, so received, is greater than the remaining quantity of Class II milk of such handler, an amount equal to the difference shall be subtracted from the remaining pounds of Class I milk; (iii) subtract pro rata from the remaining pounds of milk in each class the total pounds of milk which were received from the handler's own farm production and emergency milk; (iv) if the remaining quantity of milk is greater than or contains a greater quantity of butterfat than the handler reported having received from producers an amount equal to the difference shall be subtracted pro rata from the remaining pounds of milk or butterfat in each class; and (v) the result shall be known as the "net pooled milk" in each class.

6. Delete § 970.4 (a) (1) and (2) and substitute therefor the following:

(1) For Class I milk—the price shall be the price for Class II milk for such delivery period, plus 50 cents per hundredweight.

(2) For Class II milk—the price shall be that resulting from the following computation by the market administrator: determine the average of the basic or field prices per hundredweight ascertained to have been paid for milk of 3.5 percent butterfat content received during the period beginning with the 16th day of the previous month and ending with the 15th day of the then current month at the plants listed in this subparagraph: *Provided*, That if the price so determined is less than the price computed by the market administrator in accordance with the following formula, such formula price shall be used in lieu of the above stated price: (i) Multiply by 6 the average wholesale price per pound of 92-score butter at Chicago for the delivery period as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function); (ii) add 2.4 times the average weekly prevailing price of the cheese known as "Twins" during said delivery period on the Wisconsin Cheese

Exchange at Plymouth, Wisconsin (in the absence of such prices the prevailing price of "Twins" at Chicago as reported by the United States Department of Agriculture, or such other Federal agency as may be authorized to perform this price reporting function shall be used); (iii) divide the resulting sum by 7; (iv) add 30 percent thereof; and (v) multiply the result by 3.5.

Amboy Milk Products Co.....	Amboy, Ill.
Borden Co.....	Dixon, Ill.
Borden Co.....	Sterling, Ill.
Carnation Milk Co.....	Oregon, Ill.
Dean Milk Co.....	Belviders, Ill.
Dean Milk Co.....	Pearl City, Ill.
Dean Milk Co.....	Pecatonica, Ill.
Libby, McNeill & Libby Co.....	Morrison, Ill.
Pet Milk Co.....	Shullsburg, Wis.
United Milk Products Co.....	Argo Fay, Ill.

(3) For Class III milk—the price shall be the result of the following computation by the market administrator: multiply by 3.5 the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) during the delivery period in which such milk was received, add 20 percent thereof and add any plus amount resulting from the following calculation: subtract 6 cents from the average price per pound of casein and multiply such result by 2.3. The price per pound of casein to be used shall be the average of the carlot prices for unground casein, f. o. b. drying plants in the Chicago area, as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) during the delivery period in which such milk was received.

7. Delete § 970.4 (b) and substitute therefor the following:

(b) *Butterfat differentials to handlers.*

(1) If the average butterfat content of the milk disposed of as net pooled Class I milk by any handler computed pursuant to § 970.3 (e) is more or less than 3.5 percent such handler shall add to the Class I price per hundredweight computed pursuant to paragraph (a) (1) of this section for each one-tenth of 1 percent that the average butterfat content of such Class I milk is above 3.5 percent, or shall subtract from such Class I price for each one-tenth of 1 percent that the average butterfat content of such Class I milk is below 3.5 percent an amount computed as follows: to the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) for the delivery period during which such milk was received, add 40 percent, and divide the resulting sum by 10.

(2) If the average butterfat content of the milk disposed of as net pooled Class II milk by any handler computed pursuant to § 970.3 (e) is more or less than 3.5 percent, each handler shall add to the Class II price computed pursuant to paragraph (a) (2) of this section for each one-tenth of 1 percent that the average butterfat content of such Class II milk

is above 3.5 percent, or shall subtract from such Class II price for each one-tenth of 1 percent that the average butterfat content of such Class II milk is below 3.5 percent, an amount computed by the market administrator as follows: to the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) for the delivery period during which such milk was received, add 25 percent, and divide the result obtained by 10.

(3) If the average butterfat content of the milk disposed of as net pooled Class III milk by any handler computed pursuant to § 970.3 (e) is more or less than 3.5 percent, such handler shall add to the Class III price computed pursuant to paragraph (a) (3) of this section for each one-tenth of 1 percent that the average butterfat content of such Class III milk is above 3.5 percent, or shall subtract from such Class III price for each one-tenth of 1 percent that the average butterfat content of such Class III milk is below 3.5 percent, an amount computed by the market administrator as follows: from the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) for the delivery period during which such milk was received, subtract 3 cents, add 20 percent thereof and divide the result obtained by 10.

8. Add as § 970.5 (a) (3) the following:

(3) On or before the 5th day after the end of each delivery period each handler shall submit to the market administrator a producer list which shall show the total receipts of milk from each producer and the average butterfat test thereof together with the amount of payments on account made to the producer and the amount of any charges against the producer, and any deductions which have been authorized by the producer.

9. Delete § 970.5 (c) and substitute therefor the following:

(c) On or before the 20th day of each delivery period each handler shall submit to the market administrator a producer list which shall show the total pounds of milk received from each producer by such handler during the first 15 days of the delivery period.

10. In § 970.6 (d) delete the phrase, "at the Class II price," and substitute therefor the phrase, "at the Class III price."

11. Delete § 970.7 (b) and substitute therefor the following:

(b) *Computation of the uniform price.* For each delivery period the market administrator shall compute the uniform price per hundredweight of milk as follows:

(1) Combine into one total the net pool obligations, computed pursuant to paragraph (a) of this section, of all

handlers who made the reports prescribed by § 970.5, and who made the payments prescribed by § 970.8 for the previous delivery period;

(2) Add an amount equal to not less than one-half the cash balance in the producer-settlement fund, exclusive of the amount retained in such fund pursuant to subparagraph (3) of this paragraph;

(3) For each of the delivery periods of May and June subtract an amount equal to 20 cents per hundredweight of net pooled milk of all handlers whose reports are included in this computation;

(4) For each of the delivery periods of September, October, and November, add one-third of the total amount subtracted pursuant to (3) of this paragraph;

(5) Subtract, if the average butterfat content of the net pooled milk of all handlers whose reports are included in this computation is greater than 3.5 percent, or add if such average butterfat content is less than 3.5 percent, an amount computed as follows: multiply the amount by which the average butterfat content of such milk varies from 3.5 percent by the butterfat differential computed pursuant to § 970.8 (d) and multiply the result by the total hundredweight of net pooled milk of all handlers whose reports are included in this computation;

(6) Divide the resulting sum by the total quantity of net pooled milk of all handlers whose reports are included in this computation; and

(7) Subtract not less than 4 cents nor more than 5 cents per hundredweight of milk for the purpose of retaining in the producer-settlement fund a cash balance to provide against errors in reports and payments or delinquencies in payments by handlers. The result shall be known as the "uniform price" per hundredweight for milk of producers containing 3.5 percent butterfat.

12. Amend § 970.7 (c) by deleting the words, "Class I and Class II prices," and substituting therefor the words, "Class I, Class II, and Class III prices."

13. Further amend § 970.7 (c) by deleting the term, "§ 970.8 (c)" and substituting therefor the term, "§ 970.8 (d)."

14. Delete § 970.7 (d) and substitute therefor the following:

(d) On or before the 7th day after the end of each delivery period the market administrator shall notify each handler of the amount of his net pool obligation computed pursuant to paragraph (a) of this section. On or before the 9th day after the end of each delivery period the market administrator shall notify each handler of the amount by which his net pool obligation is greater or less than the sum required to be paid producers by such handler at the uniform price computed pursuant to paragraph (b) of this section, subject to the butterfat differential computed pursuant to § 970.8 (d).

15. Delete § 970.8 and substitute therefor the following:

§ 970.8 *Payment for milk—(a) Payments to producers.* Except as provided

in paragraph (b) of this section, each handler shall make payment for milk purchased or received by him during the delivery period from producers or associations of producers as follows:

(1) On or before the 15th day after the end of each delivery period each handler shall make payment to each producer for milk which was purchased or received from him during the delivery period at not less than the uniform price computed pursuant to § 970.7 (b), subject to the butterfat differential computed pursuant to paragraph (d) of this section, less the amount of the payments made to such producer pursuant to subparagraph (2) of this paragraph and less the amount of the payments, charges, and deductions reported by such handler pursuant to § 970.5 (a) (3): *Provided*, That with respect to producers whose milk was caused to be delivered to such handler by a cooperative association which is authorized to collect payment for such milk, the handler shall pay such cooperative association an amount equal to the sum of the individual payments otherwise payable to such producers in accordance with this subparagraph.

(2) On or before the last day of each delivery period each handler shall make payment to each producer for milk which was purchased or received from him during the delivery period at a rate equal to 2 dollars per hundredweight: *Provided*, That with respect to producers whose milk was caused to be delivered to such handler by a cooperative association which is authorized to collect payment for such milk, the handler shall pay such cooperative association an amount equal to the sum of the individual payments otherwise payable to such producers in accordance with this subparagraph.

(3) If a handler's net pool obligation is greater than the sum required to be paid producers by such handler in accordance with subparagraphs (1) and (2) of this paragraph, such handler shall, not later than the 10th day after the end of the delivery period, make payment to the market administrator of an amount equal to the difference between such handler's net pool obligation and the amount required to be paid producers by such handler.

(b) *Payments through the market administrator.* Any handler, who so notifies the market administrator, may, in lieu of the provisions of paragraph (a) of this section make payment to producers through the market administrator as follows:

(1) On or before the 10th day after the end of each delivery period, such handler shall pay to the market administrator an amount equal to his net pool obligation, less the amount of the payments, charges, and deductions reported by such handler pursuant to § 970.5 (a) (3) and less the amount of the payment made pursuant to subparagraph (2) of this paragraph.

(2) On or before the 25th day of each delivery period, such handler shall pay to the market administrator an amount equal to \$2.00 per hundredweight on all the milk purchased or received by

such handler from producers during the first 15 days of the delivery period.

(c) *Payments by the market administrator.* (1) The market administrator shall make payment to each producer or association of producers, from whom milk was purchased or received by a handler, who made payment to the market administrator pursuant to paragraph (b) of this section, at the time, and in an amount equal to that otherwise payable to such producer or association of producers pursuant to paragraph (a) (1) and (2) of this section.

(2) If the payments required to be made to producers by any handler who makes payment to producers pursuant to paragraph (a) of this section are greater than such handler's net pool obligation, the market administrator shall, not later than the 12th day after the end of the delivery period, make payment to such handler of an amount equal to the difference between such handler's net pool obligation and the amount required to be paid producers by such handler.

(d) *Butterfat differential to producers.* If during the delivery period any handler has purchased or received from any producer milk having an average butterfat test other than 3.5 percent, the handler in making payment to such producer in accordance with paragraph (a) (1) of this section, shall add to the uniform price per hundredweight paid to such producer for each one-tenth of 1 percent of average butterfat in milk above 3.5 percent, or shall deduct from the uniform price per hundredweight paid to such producer for each one-tenth of 1 percent of average butterfat content in milk below 3.5 percent, an amount computed as follows: to the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) add 20 percent, and divide the resulting sum by 10.

(e) *Producer-settlement fund.* The market administrator shall establish and maintain a separate fund known as the "producer-settlement fund" into which he shall deposit all payments made by handlers pursuant to paragraphs (a) (3), (b), and (f) of this section together with the amounts subtracted from the uniform price computation pursuant to § 970.7 (b) (3) and (7), and out of which he shall make all payments to producers and handlers pursuant to paragraphs (c) and (f) of this section as well as the amounts added in the computation of the uniform price pursuant to § 970.7 (b) (2) and (4).

(f) *Adjustments of errors in payments.* Whenever verification by the market administrator of reports or payments by any handler discloses errors in payments to the market administrator by such handler pursuant to paragraphs (a) (3) or (b) of this section, the market administrator shall promptly bill such handler for any unpaid amount and such handler shall, within 5 days of such billing, make payment to the market administrator of the amount so billed. Whenever verification by the market administrator discloses that payment is due

from the market administrator to any handler the market administrator shall, within 5 days, make such payment to such handler. Whenever verification of a handler's reports discloses that an error was made in payments to any producer by the market administrator pursuant to paragraph (c) of this section, the market administrator shall correct such payment not later than the time of making final payment to producers next following such disclosure. Whenever verification by the market administrator of the payment by a handler to any producer discloses payment to such producer of an amount which is less than is required pursuant to paragraph (a) (1) and (2) of this section, the handler shall make up such payment to the producer not later than the time of making final payment to producers next following such disclosure.

16. Add as § 970.9 (c) the following:

(c) *Deductions by the market administrator.* In the case of handlers who make payment to producers through the market administrator as provided in § 970.8 (b), the deductions provided in paragraphs (a) and (b) of this section shall be made by the market administrator from the payments made to producers by him pursuant to § 970.8 (c).

Issued at Washington, D. C., this 8th day of March 1946, to be effective on and after the 1st day of April 1946.

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

Approved: March 15, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-4525; Filed, Mar. 18, 1946;
3:38 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT Chapter VII—Personnel

PART 703—APPOINTMENT OF COMMISSIONED OFFICERS, WARRANT OFFICERS AND CHAPLAINS

APPOINTMENT OF R. O. T. C. GRADUATES PREVIOUSLY FOUND PHYSICALLY DISQUALIFIED

Section 703.222 is rescinded and the following substituted therefor:

§ 703.222 *Appointment of R. O. T. C. graduates who previously were found physically disqualified.* (a) An individual who has successfully completed the Reserve Officers' Training Corps course under War Department contract, including the 6 weeks at summer camp, and was denied a commission because of physical disqualification only and is inducted into the Army and makes application for appointment within 5 years subsequent to his graduation from Reserve Officers' Training Corps will, if found physically qualified for retention in the military service be appointed a second lieutenant in the Army of the United States in the arm or service in which enrolled while in Reserve Officers' Training Corps and given appropriate assignment in the arm

or service in which appointed regardless of the lack of a procurement objective or a position vacancy. (Act of 22 September 1941, 55 Stat. 728; 10 U.S.C. Supp. 484) (Sec. III W. D. Cir. 206, 24 May 1944, as amended by Cir 61, 2 Mar. 1946)

[SEAL] EDWARD F. WHITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-4526; Filed, Mar. 18, 1946;
4:01 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter D—Employment Taxes

[T. D. 5502]

PART 402—EMPLOYEES' TAX AND EMPLOYERS' TAX UNDER THE FEDERAL INSURANCE CONTRIBUTIONS ACT

PART 403—EXCISE TAX ON EMPLOYERS UNDER THE FEDERAL UNEMPLOYMENT TAX ACT

SERVICES PERFORMED BY OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION AND EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

In order to conform Regulations 106 (26 CFR, Cum. Supp., Part 402), relating to the employees' tax and the employers' tax under the Federal Insurance Contributions Act (subchapter A, chapter 9, Internal Revenue Code), to section 1426 (i) of the Internal Revenue Code, added by section 1 (b) (1) of the act of March 24, 1943 (57 Stat. 46), as amended by section 1 of the act of April 4, 1944 (58 Stat. 188), and by section 1 of Public Law 21, 79th Congress, approved March 24, 1945, and to section 1426 (j) of the Internal Revenue Code, added by section 7 (a) of Public Law 201, 79th Congress, approved October 23, 1945, such regulations are amended as follows:

PARAGRAPH 1. Immediately following the citation after the provisions of law under the caption "Section 1426 of the Act" as set forth preceding § 402.201, the following is inserted:

(1) OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION. The term "employment" shall include such service as is determined by the Administrator, War Shipping Administration, to be performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with any vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration, or, in respect of such service performed before February 11, 1942, the United States Maritime Commission, but shall not include any such service performed (1) under a contract entered into without the United States and during the performance of which the vessel does not touch at a port in the United States, or (2) on a vessel documented under the laws of any foreign country and bareboat chartered to the War Shipping Administration. The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator, War Shipping Administration, to be paid for such service. The Administrator and such agents as he may designate for the purpose are authorized and directed to comply with the

provisions of the internal revenue laws on behalf of the United States as the employer of individuals whose service constitutes employment by reason of this subsection, but the Administrator and his agents shall not be liable for the tax on any employee imposed by section 1400 (unless the Administrator or his agent collects such tax from the employee) with respect to service performed before the date of enactment of this subsection which constitutes employment by reason of the enactment of this subsection. The Administrator, War Shipping Administration, and the United States Maritime Commission, and their agents or persons acting on their behalf or for their account, may, for convenience of administration, make payments of the tax imposed under section 1410 without regard to the \$3,000 limitation in section 1426 (a) (1), but they shall not be required to obtain a refund of the tax paid under section 1410 of the Internal Revenue Code on that part of the remuneration of seamen in their employ not included in wages by reason of section 1426 (a) (1) of the Internal Revenue Code. (Sec. 1426 (i), I. R. C., added by sec. 1 (b) (1), Act of Mar. 24, 1943, 57 Stat. 46, as amended by sec. 1, Act of Apr. 4, 1944, 58 Stat. 188, and by sec. 1, P. L. 21, 79th Cong., approved Mar. 24, 1945. The amendments are effective with respect to service performed after Sept. 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941.)

(i) CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR. The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator, but shall not include any service performed by such a laborer, mechanic, or workman, to whom the Act of May 29, 1930 (46 Stat. 468), as amended, applies. The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. The Administrator is authorized and directed to comply with the provisions of the internal revenue laws on behalf of the United States as the employer of individuals whose service constitutes employment by reason of this subsection. (Sec. 1426 (j), I. R. C., added by sec. 7 (a), P. L. 201, 79th Cong., approved Oct. 23, 1945.)

PAR. 2. Immediately preceding § 402.203, the following is inserted:

SECTION 1426 (i) OF THE ACT

OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION

The term "employment" shall include such service as is determined by the Administrator, War Shipping Administration, to be performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with any vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration, or, in respect of such service performed before February 11, 1942, the United States Maritime Commission, but shall not include any such service performed (1) under a contract entered into without the United States and during the performance of which the vessel does not touch at a port in the United States, or (2) on a vessel documented under the laws of any foreign country and bareboat chartered to the War Shipping Administration. * * * (Sec. 1426 (i), I. R. C., added by sec. 1 (b) (1), Act of Mar. 24, 1943, 57 Stat. 46, as amended by sec. 1, Act of Apr. 4, 1944, 58

Stat. 188. The amendment is effective with respect to service performed after Sept. 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941.)

SECTION 1426 (j) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator, but shall not include any service performed by such a laborer, mechanic, or workman, to whom the Act of May 29, 1930 (46 Stat. 468), as amended, applies. * * * (Sec. 1426 (j), I. R. C., added by sec. 7 (a), P. L. 201, 79th Cong., approved Oct. 23, 1945)

PAR. 3. Section 402.203 is amended by adding at the end thereof the following new paragraph:

(d) Services performed for War Shipping Administration or Bonneville Power Administrator. Notwithstanding any other provision of this part, such services as constitute employment under section 1426 (i) or (j) of the act shall constitute employment within the meaning of the act and of this part. Section 1426 (i) of the act relates to certain services performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with a vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration or, in respect of such services performed before February 11, 1942, the United States Maritime Commission. Section 1426 (j) of the act relates to services performed after December 31, 1945, by certain laborers, mechanics, or workmen, in connection with construction work or the operation and maintenance of electrical facilities, as employees of the United States employed through the Bonneville Power Administrator.

PAR. 4. The first sentence of § 402.213 is amended to read as follows: "Services performed in the employ of the United States Government, except as provided in section 1426 (i) or (j) of the act (see § 402.203 (d)), are excepted."

PAR. 5. Immediately preceding § 402.227, the following is inserted:

SECTION 1426 (i) OF THE ACT

OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION

* * * The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator, War Shipping Administration, to be paid for such service. * * * The Administrator, War Shipping Administration, and the United States Maritime Commission, and their agents or persons acting on their behalf or for their account, may, for convenience of administration, make payments of the tax imposed under section 1410 without regard to the \$3,000 limitation in section 1426 (a) (1), but they shall not be required to obtain a refund of the tax paid under section 1410 of the Internal Revenue Code on that part of the remuneration of seamen in their employ not included in

wages by reason of section 1426 (a) (1) of the Internal Revenue Code. (Sec. 1426 (1), I.R.C., added by sec. 1 (b) (1), Act of Mar. 24, 1943, 57 Stat. 46, as amended by sec. 1, P.L. 21, 79th Cong., approved Mar. 24, 1945. The amendment is effective with respect to service performed after Sept. 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941)

SECTION 1426 (j) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

* * * The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. * * * (Sec. 1426 (j), I.R.C., added by sec. 7 (a), P.L. 201, 79th Cong., approved Oct. 23, 1945)

PAR. 6. Section 402.227 (b) is amended by adding at the end thereof the following new subparagraph:

(4) *Remuneration for certain services performed for War Shipping Administration or Bonneville Power Administrator.* Notwithstanding any other provision of this part, such remuneration for employment as constitutes wages under section 1426 (i) or (j) of the act shall constitute wages within the meaning of the act and of this part. See § 402.203 (d), relating to services which constitute employment under section 1426 (i) and (j).

In order to conform Regulations 107 (26 CFR, Cum. Supp.; Part 403), relating to the excise tax on employers under the Federal Unemployment Tax Act (subchapter C, chapter 9, Internal Revenue Code), to section 1607 (m) of the Internal Revenue Code, added by section 7 (d) of Public Law 201, 79th Congress, approved October 23, 1945, such regulations are amended as follows:

PAR. 7. Immediately following the citation after the provisions of law under the caption "Section 1607 of the Act" as set forth preceding § 403.201, the following is inserted:

(m) *Certain employees of Bonneville Power Administrator.* The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator. The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. The Administrator is authorized and directed to comply with the provisions of the internal revenue laws on behalf of the United States as the employer of individuals whose service constitutes employment by reason of this subsection. (Sec. 1607 (m), I. R. C., added by sec. 7 (d), P. L. 201, 79th Cong., approved Oct. 23, 1945.)

PAR. 8. Immediately preceding § 403.203, the following is inserted:

SECTION 1607 (m) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

The term "employment" shall include such service as is determined by the Bonneville

Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator. * * * (Sec. 1607 (m), I. R. C., added by sec. 7 (d), P. L. 201, 79th Cong., approved Oct. 23, 1945)

PAR. 9. Section 403.203 is amended as follows:

(A) By inserting immediately after the heading of such section the following: "(a) *In general.*"

(B) By adding at the end of such section the following new paragraph:

(b) *Services performed for Bonneville Power Administrator.* Notwithstanding any other provision of this part, such services as constitute employment under section 1607 (m) of the act shall constitute employment within the meaning of the act and of this part (including § 403.205, relating to who are employers). Section 1607 (m) of the act relates to services performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee of the United States employed through the Bonneville Power Administrator.

PAR. 10. The first sentence of § 403.213 is amended to read as follows: "Services performed in the employ of the United States Government, except as provided in section 1607 (m) of the Act (see § 403.203 (b)), are excepted."

PAR. 11. Immediately preceding § 403.227, the following is inserted:

SECTION 1607 (m) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

* * * The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. * * * (Sec. 1607 (m), I. R. C., added by sec. 7 (d), P. L. 201, 79th Cong., approved Oct. 23, 1945.)

PAR. 12. Section 403.227 (b) is amended by adding at the end thereof the following new subparagraph:

(4) *Remuneration for certain services performed for Bonneville Power Administrator.* Notwithstanding any other provision of this part, such remuneration for employment as constitutes wages under section 1607 (m) of the act shall constitute wages within the meaning of the act and of this part. See § 403.203 (b), relating to services which constitute employment under section 1607 (m).

(Secs. 1429 and 1609, I.R.C. (53 Stat. 178, 188; 26 U.S.C., 1429, 1609); in sec. 1426 (i) of the Internal Revenue Code, added by section 1 (b) (1) of the act of Mar. 24, 1943 (57 Stat. 46), as amended by sec. 1 of the act of Apr. 4, 1944 (58 Stat. 188), and by sec. 1 of Pub. Law 21, 79th Cong., approved March 24, 1945; and in secs. 1426 (j) and 1607 (m) of the Internal Revenue Code, added by

section 7 of Pub. Law 201, 79th Cong., approved October 23, 1945.)

[SEAL] JOSEPH D. NUNAN, JR.,
Commissioner of Internal Revenue.

Approved: March 18, 1946.

JOSEPH J. O'CONNELL, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4546; Filed, Mar. 19, 1946; 11:21 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

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

[Priorities Reg. 28, Schedule I]

CRITICAL PRODUCTS

(a) *Introduction.* The table in this Schedule lists certain of the critical products which the Civilian Production Administration has determined to be in such tight supply that they are serious threats to the national economy. (This Schedule supersedes former Directions 1 through 5 and 7 through 12 to PR-28 covering critical products.) When effective assistance of other kinds is not practicable, the OPA may assign CC preference ratings under paragraph (e) of Priorities Regulation 28 for material which is needed to sustain or increase the production of these products. In addition to the rules explained in paragraph (b) below, the general rules in paragraphs (c) and (d) of Priorities Regulation 28 governing the application for and assignment of CC ratings are also applicable. Especially important is paragraph (d) (1) of Priorities Regulation 28, requiring a determination that the use of substitute and less scarce materials is not practicable, that reasonable efforts have been made to get the required item without a rating, and that a rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and available without a rating.

(b) *Explanation of table.*

Column I—Critical products. Column I lists the critical products for which CC ratings may be granted to sustain or increase production.

Column II—Persons eligible. Column II states the persons who may apply for CC ratings. Where Column VI indicates that CC ratings may be assigned for construction, the builder or contractor may apply instead of the person listed.

Column III—Production materials. (1) If the word "yes" appears in Column III, the CPA may assign CC ratings to the person named in Column II to get production materials needed to make the item listed in Column I regardless of the applicant's minimum economic rate of operation. Where the applicant regularly sells materials as maintenance, repair or operating supplies for the item he makes, CC ratings may also be as-

signed to him for such supplies or for materials needed to make them. Applications for CC ratings for textile fabrics or yarns should be made under Priorities Regulation 28A, and CC ratings may be assigned under paragraph (d) of that Regulation in accordance with subparagraph (d) (5) (1).

(2) If the word "no" appears in Column III, CC ratings will be assigned for production materials only as provided in Priorities Regulation 28. The same rule applies to any production materials expressly excluded from Column III.

Column IV—Capital equipment. (1) If the word "yes" appears in Column IV, the CPA may assign CC ratings to the person named in Column II to get capital equipment which

either (1) will result in a substantial increase in production of the item listed in Column I, or (1) is needed to replace present operating equipment which is in danger of imminent breakdown.

(2) Where the word "no" appears in Column IV, CC ratings will be assigned for capital equipment only as provided in Priorities Regulation 28. The same rule applies to any capital equipment expressly excluded from Column IV.

Column V—MRO. (1) If the word "yes" appears in Column V, the CPA may assign CC ratings to the person named in Column II to get maintenance, repair and operating supplies (MRO) which he needs to use in making the item listed in Column I.

(2) If the word "no" appears in Column V, CC ratings will be assigned for MRO only as provided in Priorities Regulation 28.

Column VI—Construction. (1) If the word "yes" appears in Column VI, the CPA may assign CC ratings to the person named in Column II, or to his builder, for material needed for incorporation in new plants or in expanded or modernized old ones where increased production of the item listed in Column I will result, or where the construction is necessary to prevent a loss of production.

(2) If the word "no" appears in Column VI, CC ratings will be assigned for construction materials only as provided in Priorities Regulation 28.

I Critical products	II Person eligible	III Production materials	IV Capital equipment	V MRO	VI Construction
Castings, malleable iron and gray iron, including cast iron soil pipe, cast iron radiation and railroad car brake shoes (formerly covered by direction 4).	Producer (foundry).....	Yes.....	Yes.....	Yes.....	Yes.
Clay building products (common and face brick, clay structural tile and clay sewer pipe) (formerly covered by direction 2).	Manufacturer.....	Yes.....	Yes (except clay building products machinery).	Yes.....	Yes.
Clay building products machinery (machinery and equipment designed solely for the production of clay building products and useful only for that purpose (such as de-airing machines, extrusion heads, clay grinders and pulverizers, and brick presses), but not including general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for the clay products manufacturer) (formerly covered by direction 2).	do.....	Yes.....	No.....	Yes.....	No.
Coal, of the following kinds only: high grade metallurgical and by-product coking coal and double screened domestic coal in the areas comprising Bituminous Producing Districts 1, 2, 3, 7, 8, and 13 (as defined in SFAN Regulation 27) and the anthracite fields of Pennsylvania (formerly covered by direction 1).	Producer.....	No.....	Yes (except underground coal mining machinery and construction machinery).	Yes.....	Yes (at present mines only).
Coal mining machinery, underground (formerly covered by direction 1).	Manufacturer.....	Yes.....	No.....	Yes.....	No.
Concrete building products (light weight and heavy weight aggregate concrete blocks and cement brick) (formerly covered by direction 8).	do.....	Yes (cinders, burned clay or shale, and blast furnace slag, only).	Yes (except concrete building products machinery).	Yes.....	Yes.
Concrete building products machinery (machinery and equipment designed solely for the production of concrete building products and useful only for that purpose (such as concrete block and brick machines and attachments, including concrete mixers and skip loaders as commonly used in the concrete products industry), but not including general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for the concrete products manufacturer) (formerly covered by direction 8).	do.....	Yes.....	No.....	Yes.....	No.
Logs (formerly covered by direction 5).....	Producer (any person engaged in felling or bucking trees or transporting the yield from felled trees to the points of delivery for manufacture or shipment).	No.....	Yes (except special equipment produced only for use in log or sawmill operations).	Yes.....	Yes. ²
Lumber (formerly covered by direction 5).....	Producer (operator of any plant, stationary or portable, which produces lumber not further manufactured than by sawing, resawing, passing lengthwise through a standard planing machine, cross-cutting to length and working, but not including any establishment known in the trade as a "distribution yard", engaged in either retail or wholesale business, even though it may process lumber on special orders from customers).	No.....	Yes (except special equipment produced only for use in log or sawmill operations).	Yes.....	Yes. ²
Millwork, suitable for housing construction (formerly covered by direction 5).	Producer.....	No.....	Yes.....	Yes.....	Yes (at existing plants only).
Motors, electric, fractional horsepower AC (formerly covered by direction 11).	Manufacturer.....	Yes (except electric sheet steel).	Yes.....	Yes.....	Yes.
Penicillin (formerly covered by direction 7).....	Producer.....	Yes.....	Yes.....	Yes.....	Yes.
Plywood, softwood (formerly covered by direction 5).....	do.....	No.....	Yes.....	Yes.....	Yes (at existing plants only).
Pulpwood (formerly covered by direction 5).....	do.....	No.....	Yes.....	Yes.....	Yes. ²
Rosin (formerly covered by direction 10).....	do.....	Yes.....	Yes.....	Yes.....	Yes.
Steel, electrical high silicon sheet (formerly covered by direction 12).	do.....	No.....	Yes.....	Yes.....	Yes.
Streptomycin (formerly covered by direction 3).....	do.....	Yes.....	Yes.....	Yes.....	Yes.
Titanium dioxide (formerly covered by direction 9).....	do.....	Yes.....	Yes.....	Yes.....	Yes.
Veneer, softwood (formerly covered by direction 5).....	do.....	No.....	Yes.....	Yes.....	Yes (at existing plants only).

¹ CC ratings will be assigned for special repair parts for underground coal mining machinery only where the repair part is essential for the continued operation of the mine and then only where it will not interfere with delivery of mining machinery for more essential purposes.
² CC ratings for construction for logs, lumber, and pulpwood will be assigned only for construction at existing plants or at plants which need to be relocated because of increased availability of timber, manpower or transportation facilities.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
 By: J. JOSEPH WHELAN,
 Recording Secretary.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, as Amended Mar. 18, 1946]

RESTRICTED PRIORITIES ASSISTANCE FOR NON-MILITARY PURPOSES

Section 944.49 (Priorities Regulation 28) is amended to read as follows:

§ 944.49 *Priorities Regulation 28—(a) Background and purpose of this regulation.* With the exception of certain areas of critical shortages, such as the housing and apparel fields, the increased supply of many materials resulting from reduction in military procurement is generally adequate to meet demands. It is the declared policy of the Civilian Production Administration to remove priority controls as quickly as possible. In view of this situation and policy, the issuance of preference ratings by the CPA will be restricted to a minimum. Outside the areas of critical shortages mentioned above, limited priorities assistance may be given for non-military purposes only in specific instances where the need is clearly demonstrated as necessary to assist reconversion or insure the continued fulfillment of essential civilian or export needs. This regulation describes the conditions under which CC ratings will be assigned in such cases, except for textile fabrics or yarns for use in the United States which are covered by Priorities Regulation 28A.

Paragraph (b) below lists other regulations and orders which explain the assignment and use of preference ratings for purposes not covered by this regulation. Paragraph (c) states how applications should be filed under this regulation for use in this country. Paragraph (d) gives the general rules governing the assignment of such ratings, and paragraphs (e) through (h) cover the special situations where these ratings may be granted. Paragraph (i) explains how CC ratings are granted for export.

(b) *Other procedures for assigning ratings.* Priorities Regulation 1 explains in general the rating system, including the sequence of ratings and the purposes for which AAA and MM ratings are assigned. In addition, Priorities Regulation 28A, and certain orders in the M-317 and M-328 series, explain the assignment of CC ratings for certain textiles and related items, and Priorities Regulation 33 explains the assignment of HH ratings for housing.

(c) *How to apply for a CC rating.* Applications for a CC rating under this regulation for uses in the United States, its territories and possessions, should be made on Form CPA-541A addressed to the Civilian Production Administration, Washington 25, D. C., Ref: PR-28. Applications for textile yarns and fabrics covered by Priorities Regulation 28A should be made in accordance with that regulation, and applications for other textiles and related items for certain end uses should be made as explained in orders in the M-317 and M-328 series.

(d) *When the Civilian Production Administration will assign a CC rating under this regulation.* (1) When effective assistance of other kinds is not prac-

ticable (CPA may locate sources able to ship without ratings), CC ratings may be granted for specific items and quantities of materials in the limited classes of cases described in paragraphs (e) through (h) below, upon determination in each instance that all the following conditions are met:

(i) The use of substitute and less scarce materials is not practicable;

(ii) Reasonable efforts have been made to get the required item without a rating; and

(iii) A rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and material available without a rating.

(2) In the case of production materials and operating supplies, the CPA will not generally assign ratings for more than a 60-day supply of the item in question. This 60-day limitation does not preclude later applications.

(3) Preference ratings will not be assigned for the procurement of items which will be resold without change in form.

(4) The CPA will not grant a CC rating under this regulation where it would preempt an undue proportion of the limited amounts of material available. If the material is in such short supply that it is generally hard to obtain the CPA may provide other procedures rather than a rating under this regulation.

(5) CC ratings will be denied where it appears that the item for which the rating is requested is available under different terms of sale or from a supplier other than the applicant's customary one.

(e) *Critical products.* The CPA may assign a CC rating as explained in Schedule I to this regulation to get material which is needed to sustain or increase production of an item or service listed on that Schedule which the CPA has determined to be in such tight supply that it is a serious threat to the economy. Schedule I replaces former Directions through 5 and 7 through 12 to this regulation covering critical products.

(f) *Production materials, capital equipment and MRO.* Under the conditions stated in paragraph (d), the CPA may grant a CC rating to get production materials, capital equipment or maintenance, repair and operating supplies (MRO) in the following cases:

(1) The CPA may assign a CC rating to get a "bottleneck" item where a great majority of the materials or of the equipment needed is on hand or is obtainable without priorities assistance and it is demonstrated that failure to receive it in the quantity and on the date requested will prevent an entire plant from beginning, resuming or maintaining operations at the minimum economic rate. The "minimum economic rate" of operation means the rate of operation at which the plant as a whole must operate to avoid incurring a financial loss, without regard to any particular product if the plant makes more than one. If a plant is currently operating at less than capacity without incurring a financial loss, the minimum economic rate of operation will not be considered a higher

rate than the current one, even though some of the plant's regular products are not currently being produced.

(2) Special consideration, not limited to bottleneck items, will be given to the needs of small business and to the business needs of World War II Veterans up to the minimum economic rate of operation. For this purpose "small business" generally means a business in which not more than 250 persons are actively employed. A veteran who wants to get farm machinery or equipment listed in War Food Order 135 of the Department of Agriculture for use on a farm should apply under that order for a veterans' preference certificate, and should not apply under this regulation unless he qualifies under paragraph (h) (4).

(3) Special consideration will also be given to emergency requirements for veterans' educational facilities.

(g) *Construction.* Under the conditions stated in paragraph (d), the CPA may assign a CC rating for: (1) An item of construction materials or equipment needed for physical incorporation in certain construction required for essential needs, such as an item needed for incorporation in a dwelling granted priorities assistance under Priorities Regulation 33; or

(2) Materials required for the construction, alteration or repair of a dwelling house to be occupied by a veteran of World War II when the application is made by the veteran.

(h) *Miscellaneous.* Under the conditions stated in paragraph (d), the CPA may grant a CC rating under this regulation to get material in the following cases:

(1) The item is needed to prevent a delay in the completion on time of military procurement, production or construction; or

(2) The item is needed for incorporation into a product to be delivered on a CC or HH rating, and the item is not on hand or available on order; or

(3) The item is needed for use by the applicant to eliminate serious hazard to the life, health or safety of a large number of people, or to maintain or establish essential public or other community service; or

(4) The item is essential to replace one which has been destroyed by flood, fire, tornado or other act of God, and the item (i) is to be used on a farm, or (ii) is essential to the continued operation of a plant, facility or service at the minimum economic rate; or

(5) The item is essential to the continued operation of a plant, facility or service at the minimum economic rate and is shown to fall in one of the following cases:

(i) It is needed in an emergency to replace equipment which has actually broken down and cannot be repaired; or

(ii) It is needed to replace equipment which is subject to recurring mechanical breakdowns and is out of service so frequently as to impede operations; or

(iii) It is needed to replace equipment which has been condemned as unsafe or illegal by public authority or insurance underwriters and which cannot be repaired and must be replaced

under requirements of law or insurance contracts; or

(6) The item is needed as a repair part to prevent imminent breakdown of machinery or equipment; or

(7) Failure to obtain delivery of the item would result in exceptional community hardship or in unreasonable and exceptional hardship not suffered generally by others in the same industry or activity.

(i) *CC Ratings for export*—(1) *General*. In the case of materials for export (other than certain textiles and related items referred to in paragraph (1)(2) below), applications from Canada should be filed with the Priorities Officer of Canada, and will be handled on the same basis as United States applications. In the case of other exports, upon demonstration that a rating is required, a CC rating may be assigned for procurement in this country of materials for export to prevent serious injury to the minimum essential civilian economies of friendly foreign nations; or to aid in the restoration, development and maintenance of foreign sources of supplies vitally needed in this country; or for other reasons of public policy. Applications for such ratings should be made to the Office of International Trade, Department of Commerce on the forms prescribed by that agency.

(2) *Certain textiles and related items*. For exports, including shipments to Canada, of cotton broad woven fabrics for which set-asides are provided in the distribution schedules of Order M-317A, seine twine, fish netting, and cotton yarn, CC ratings may be granted, on specific applications only, to the extent of the export programs fixed by the CPA. Applications for such ratings should be made to the Office of International Trade, Department of Commerce, on the forms prescribed by that Agency; except that for shipments to Canada, applications should be filed with the Cotton Administrator of the Wartime Prices and Trade Board and will be acted on by the CPA.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4539; Filed, Mar. 18, 1946;
4:51 p. m.]

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

[Priorities Reg. 28, Revocation of Directions
1, 2, 3, 4, 5, 7, 8, 9, 10, 11 and 12]

The following published directions to Priorities Regulation 28 are hereby revoked, since they are superseded by Schedule I to that regulation, as issued simultaneously with this revocation: Direction 1, Direction 2, Direction 3, Direction 4, Direction 5, Direction 7, Direction 8, Direction 9, Direction 10, Direction 11 and Direction 12.

These revocations do not affect any liabilities incurred for violation of these directions, or of actions taken by the

War Production Board or Civilian Production Administration under these directions.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4540; Filed, Mar. 18, 1946;
4:51 p. m.]

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

[Priorities Reg. 28, Amdt. 1 to Direction 6]

**SPECIAL PROVISIONS FOR THE ASSIGNMENT
OF CC RATINGS FOR DISTRIBUTION OF
TRUCKS**

Direction 6 to Priorities Regulation 28 is hereby amended by deleting the reference in paragraph (c) to "a published direction to Priorities Regulation 28" so that paragraph (c) reads as follows:

(c) *When CC ratings will be assigned for new trucks*. CC ratings may be assigned to orders calling for the delivery of new trucks only when the applicant clearly shows that a rating is necessary to obtain delivery; that he is engaged or intends to engage in the production of an item which is listed in the Table in Schedule I to Priorities Regulation 28 and that the new truck is essential to maintaining or increasing the production of the item.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4541; Filed, Mar. 18, 1946;
4:51 p. m.]

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

[Priorities Reg. 1 as Amended Dec. 20, 1945,
Amdt. 1]

Priorities Regulation 1 is amended in the following respects:

1. Amend § 944.5 to read as follows:

§ 944.5 *Sequence and description of preference ratings*. (a) Preference ratings in order of precedence are: (1) AAA, (2) MM, (3), CC and HH, which are both of equal value. The conditions under which each of these ratings are generally assigned is given in paragraph (b) below.

(b) The above preference ratings are generally assigned as follows:

(1) The AAA rating is assigned in emergencies under existing procedures.

(2) The MM rating is assigned by the Army and Navy and other military and governmental agencies in accordance with the provisions of Directive 41 and other CPA Directives which may be issued from time to time. The CPA will not generally assign the MM rating, but may do so in a few instances for specific items and quantities of materials or equipment where it is clearly necessary for requirements of high urgency. Ap-

plications should not be filed with the CPA for a MM rating unless a published order or regulation of the CPA announces that the CPA will assign it.

(3) The CC rating is assigned as described in Priorities Regulations 28 and 28A. These Regulations describe the limited conditions under which the CPA will generally assign the CC rating.

(4) The HH rating is assigned for housing under the rules explained in Priorities Regulation 33.

(c) The rules for the extension of the above ratings are explained in Priorities Regulation 3.

2. Change the date in the list of Directions to PR-1 printed at the end from "December 11, 1945" to "March 18, 1946," and add at the end of that list the following:

13. Emergency Suspension of Outstanding Ratings for Iron and Steel,

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4538; Filed, Mar. 18, 1946;
4:52 p. m.]

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

[Priorities Reg. 33, Direction 1, as Amended
Mar. 15, 1946]

LUMBER AND MILLWORK

The following amended direction is issued pursuant to PR 33:

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

(a) *What this direction does*. Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of HH priority ratings to secure materials listed on Schedule A of that regulation which are required for use in the Reconversion Housing Program. Among these items are lumber and millwork. This direction provides that sawmills shall produce a percentage of their total production for certified orders from distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors. It applies to sawmills that produce over two million board feet of softwood lumber a year or one million board feet of hardwood lumber a year, and to lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors, who sell or use housing construction lumber or hardwood flooring lumber. It explains how lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors may obtain lumber for housing construction and that such lumber, or products in which it is incorporated, must be delivered on orders rated HH.

Definitions

(b) *Definitions for the purpose of this direction*. (1) "Lumber" means any sawed

lumber of any species, size or grade, including rough, surfaced on one or more sides or edges, dressed and matched, shiplapped, worked to pattern, or grooved for splines, except (i) shingles, slabs and round edge lumber; (ii) mine and railway cross ties nine feet or less in length; (iii) any segment of a log which has been produced so that it can be converted into veneer and which is sold and used for that purpose.

(2) "Distributor" means any person who buys and stocks lumber for resale as lumber either at wholesale or retail. A distributor who has two or more distinct and separate yards must for the purpose of this direction, consider each yard a "distributor".

(3) "Housing construction lumber" means softwood flooring, ceiling, siding, partition, casing, base, moulding, strips and boards, two-inch dimension, finish, shop and lath.

(4) "Millwork" means windows, sash, doors, window, sash and door frames, window and door screens, cut stock for foregoing items, trim, mouldings, built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33.

(5) "Hardwood flooring lumber" means Grades 2 and 3a, rough, in all thicknesses of Oak, Pecan and Beech, in 4/4 and 8/4 thicknesses of Hard Maple and 4/4 and thinner thicknesses in Birch.

(6) "Sawmill" means: (i) any mill or plant, stationary or portable, which currently produces 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per average day of eight hours of continuous operation or which produced an average of 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per day during the days in the year 1945 on which it was in operation; (ii) any mill or plant, stationary or portable, which currently produces 4,000 or more board feet of hardwood lumber per average day of eight hours of continuous operation or which produced an average of 4,000 or more board feet of hardwood lumber during the days in the year 1945 on which it was in operation; and (iii) any concentration yard or plant which processes (by drying, repairing, edging, grading, sorting, planing, or otherwise) 25 percent or more of the total volume of logs and lumber which it receives, into an item which is defined as lumber.

(7) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(8) "Millwork manufacturer" means a person who consumes softwood lumber in the manufacture of millwork.

(9) "Hardwood flooring manufacturer" means a person who consumes hardwood flooring lumber in the manufacture of standard hardwood flooring.

(10) "Office wholesaler" means a person who buys lumber for resale but does not stock lumber.

(11) "Certified order" is any order for the delivery of lumber bearing the certificate described in paragraph (j).

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

(13) "Jobber" means a person who buys and stocks millwork or hardwood flooring for resale at wholesale.

(14) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been directly given priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

Sawmills

(c) *Sawmill reserve production.* The following provisions will govern the amount of housing construction lumber sawmills shall produce and reserve for certified orders.

(1) Each sawmill as described in paragraph (b) (6) above shall reserve in his total over-all production of lumber in footage for the month of February, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver on certified orders, within such month, at least 40 per cent of his expected monthly production of softwood lumber in the form of housing construction lumber, and 100 per cent of the Grades 2 and 3a rough, in all thicknesses of Oak and Pecan; 100 percent of Grades 2 and 3a, rough, in 4/4 and 8/4 thicknesses of Hard Maple; 25 percent of Grades 2 and 3a, rough, in all thicknesses of Beech; and 25 percent of Grades 2 and 3a, rough, in 4/4 and thinner thicknesses of Birch.

The Civilian Production Administration may, from time to time, change such percentages by publication in the Federal Register prior to the first day of any month.

(2) Any sawmill lacking facilities to manufacture his production into housing construction items listed in paragraph (b) (3), may count as part of his 40 per cent reserve production requirement, such 3-inch and thicker dimension and timber as he may make for delivery on certified orders which provide for the delivery of 3" and thicker pieces to a plant operated for the purposes of manufacturing such dimension and timber into housing construction lumber.

(3) This direction does not prevent the free movement of softwood lumber between sawmills. However, a sawmill that delivers all or any part of his lumber to another sawmill must still manufacture 40% of his softwood production into housing construction lumber. A sawmill receiving housing construction lumber from another sawmill must hold such lumber for sale on certified orders in addition to his own reserve production. A sawmill delivering housing construction lumber to another sawmill may credit against his reserve production under paragraph (c) (1) above the amount of housing construction lumber so delivered.

(4) Every sawmill must hold his reserve production for certified orders as described in paragraph (c) (7) below and must accept and ship such certified orders for delivery in that month in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the sawmill's monthly reserve production.

(5) When a sawmill has accepted certified orders to the extent of his monthly reserve production of housing construction lumber, he may not require any customer to furnish a certified order as a condition of filling an order for lumber.

NOTE: Subparagraphs (6) and (7) formerly (5) and (6), redesignated Mar. 15, 1946.

(6) Any quantities of lumber produced which, by the 20th day of any month in which production is reserved, are not required to fill certified orders received before that time may be delivered by the sawmill as

he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

(7) *Certified orders.* The following types of certified orders placed with the sawmill will be accorded the treatment provided for in paragraph (c) (4) above, and shipments on such orders may be credited against the percentage the sawmill is required to produce and reserve each month: Certified orders from (i) distributors; (ii) millwork manufacturers; (iii) hardwood flooring manufacturers; (iv) housing contractors; (v) office wholesalers; (vi) prefabricators.

Distributors

(d) *Distributors.* The following provisions tell how lumber distributors may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) Any distributor may place certified orders for delivery each month starting with the month of February, 1946 for housing construction lumber with a sawmill, a distributor who sells at wholesale or an office wholesaler for one of the following amounts whichever is greater: (i) an amount of housing construction lumber not exceeding 5 per cent of the amount in footage of his inventory of all softwood lumber as of January 1, 1942 or; (ii) an amount of housing construction lumber equal to the total amount of housing construction lumber called for by orders rated HH and certified orders from prefabricators accepted by him for delivery in the month in which delivery is requested of the sawmill; or (iii) two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter.

(2) Every distributor must hold the lumber received on certified orders for sale only on certified orders or orders rated HH or AAA. Any quantities of lumber received on certified orders which, at the end of a period of 60 days after receipt, are not required to fill certified orders or HH or AAA rated orders received before that time may be delivered by the distributor as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

(3) A distributor who has made delivery of housing construction lumber from his inventory on certified orders from another distributor may place certified orders with a sawmill to replace it in his inventory. The distributor must hold the lumber received on such orders as provided in paragraph (d) (2) above.

Millwork Manufacturers

(e) *Millwork manufacturers.* The following provisions tell how millwork manufacturers may place with the sawmill certified orders for housing construction lumber and how such lumber shall be used, and the millwork sold:

(1) Any millwork manufacturer may place certified orders for delivery in each month starting with the month of February 1946 for housing construction lumber with a sawmill or an office wholesaler for an amount in footage not exceeding 5 per cent of the amount in footage of softwood lumber consumed by him in the manufacture of millwork in the year 1940.

(2) A millwork manufacturer must use each month a quantity of lumber equal to all housing construction lumber received on certified orders for the manufacture of millwork; 75 per cent of the amount of the millwork so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of millwork manufactured which, at the end of a period of 60 days after com-

pletion, are not required to fill certified orders or orders rated HH or AAA before that time, may be delivered by the millwork manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Hardwood Flooring Manufacturers

(f) *Hardwood flooring manufacturers.* The following provisions tell how hardwood flooring manufacturers may place with a sawmill certified orders for hardwood flooring lumber and how such lumber shall be used and the hardwood flooring sold:

(1) Hardwood flooring manufacturers may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for hardwood flooring lumber for an amount in footage not to exceed 6 percent of the amount of footage of hardwood lumber consumed in the manufacture of hardwood flooring in the year 1946.

(2) A hardwood flooring manufacturer must use each month a quantity of lumber equal to all hardwood flooring lumber received on certified orders for the manufacture of hardwood flooring. 75 percent of the amount of hardwood flooring so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of hardwood flooring manufactured which at the end of a period of 60 days after completion are not required to fill certified orders or orders rated HH or AAA received before that time, may be delivered by the hardwood flooring manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Housing Contractors

(g) *Housing contractors.* The following provisions tell how a housing contractor may place with a sawmill or office wholesaler certified orders for housing construction lumber:

(1) A housing contractor who has an HH rating may apply the HH rating on orders for housing construction lumber to a distributor, or he may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for housing construction lumber for an amount in footage not in excess of the total lumber required to meet his construction schedule for housing for which he has received authorization to use the preference rating HH. Certified orders may be placed with a sawmill or with an office wholesaler for housing construction lumber only to the extent that rated orders have not been placed with distributors for authorized amounts. The housing contractor must not specify delivery dates on certified orders or HH rated orders more than 30 days before the time that the housing construction lumber is needed for incorporation into housing. Furthermore, the housing contractor must not place certified orders or HH rated orders for housing construction lumber in which is specified a delivery date later than during the third calendar month after the time when the purchase order was placed.

(2) The housing contractor must use the housing construction lumber obtained on certified orders in the construction of housing for which the HH rating was authorized.

Office Wholesalers

(h) *Office wholesalers.* The following provisions tell how office wholesalers may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) An office wholesaler receiving certified orders from a distributor, millwork manufacturer, hardwood flooring manufac-

turer, prefabricator or housing contractor may place certified orders with the sawmill for an amount of housing construction lumber or hardwood flooring lumber not in excess of the amount called for by the certified orders which he has received.

Integrated Sawmills

(i) *Sawmills that are also prefabricators, millwork or hardwood flooring manufacturers.* If a person engaged in operating a sawmill is also engaged in manufacturing millwork or hardwood flooring, he may transfer housing construction lumber or hardwood flooring lumber from his sawmill to his manufacturing operation provided that as a millwork manufacturer or a hardwood flooring manufacturer he is permitted to place monthly certified orders for housing construction lumber or hardwood flooring lumber. The transfer from the sawmill must be treated as delivery on a certified order and he must keep records of the transfer in his sawmill files and endorse the appropriate certificate on his records.

A person making a transfer permitted in the above paragraph must use or dispose of the housing construction lumber or hardwood flooring lumber transferred to millwork or hardwood flooring manufacturing operation in conformity with the applicable paragraphs above.

Certification on Orders

(j) *Certification on orders.* To certify an order for housing construction lumber or hardwood flooring lumber under this direction, the following certificate must be endorsed on or attached to the purchase order, sales ticket or other order calling for the delivery of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring. Certificates must be signed manually or as explained in Priorities Regulation 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certification required by this direction may not be waived under paragraph (f) of Priorities Regulation 7. Orders placed verbally must be confirmed immediately and the confirmation must bear the appropriate certificate. The certificate must be substantially as follows:

The undersigned certified to the supplier and to the Civilian Production Administration that he is a _____ (Distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, housing contractor, office wholesaler, or jobber) and that the quantities of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring covered by this order (together with all other certified orders for the particular material for delivery in the month specified in this order) do not exceed the amount permitted under Direction 1 to Priorities Regulation 33 with the provisions of which he is familiar.

Date.....

(k) *Jobbers.* The following provisions tell how a jobber may secure a stock of millwork or hardwood flooring by placing orders for delivery in the months of February, March and April, 1946, and how the millwork and hardwood flooring must be sold:

(1) A jobber may place certified orders for delivery in the months of February and March, 1946 with a millwork or hardwood flooring manufacturer for millwork or hardwood flooring in a total amount not in excess of 10 per cent of the amount of his receipts of millwork in units, pieces or footage or hardwood flooring in the calendar year 1946;

(2) Every jobber must hold the millwork or hardwood flooring received on certified orders for sale only on orders rated HH or AAA. Any quantities of millwork or hardwood flooring received on certified orders which at the

end of a period of 60 days after receipt are not required to fill HH or AAA rated orders received before that time, may be delivered by the jobber as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Newcomers

(l) *Prefabricators.* The following provisions tell how a prefabricator may place orders for housing construction lumber, millwork or hardwood flooring:

(1) A prefabricator may place certified orders for housing construction lumber with a sawmill, distributor or office wholesaler, for millwork with a millwork manufacturer, and for hardwood flooring with a hardwood flooring manufacturer, for an amount not in excess of the total amount of housing construction lumber, millwork or hardwood flooring required to meet a quarterly production schedule for prefabricated houses, panels or sections for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the housing construction lumber, millwork or hardwood flooring is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for housing construction lumber, millwork or hardwood flooring in which is specified a delivery date later than during the third calendar month after the time when his purchase order is placed.

(2) A prefabricator must use the housing construction lumber, millwork or hardwood flooring obtained on certified orders for the construction of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for housing construction lumber, millwork or hardwood flooring.

NOTE: Paragraphs (m) and (n), formerly paragraphs (l) and (m), redesignated Mar. 15, 1946.

(m) *Persons not established as distributors, millwork manufacturers or hardwood flooring manufacturers.* (1) Any person who was not on January 1, 1942 a lumber distributor and wants permission to place monthly certified orders for an amount of housing construction lumber in excess of two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter, may apply by letter to the Civilian Production Administration.

(2) Any person who was not, in the year 1940, a jobber or a millwork or hardwood flooring manufacturer, and wants to place monthly certified orders may apply by letter to the Civilian Production Administration.

(3) Any person applying by letter under subparagraph (1) or (2) above should state how much housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring he needs each month, proximity of his place of business to similar businesses, and any other information to help the Civilian Production Administration decide what amount of housing construction lumber or millwork or hardwood flooring or hardwood flooring lumber is needed by him to engage in business. Such application will be processed in an equitable manner.

Miscellaneous

(n) The following provisions generally affecting sawmills, distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, housing contractors, jobbers

and office wholesalers, should be carefully read:

(1) *Validation of orders.* Any distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, or housing contractor who has placed an uncertified order with a sawmill and is later authorized to place a certified order may validate the order by giving the sawmill the certificate that he is entitled to use. Any order that is validated subsequent to January 15, 1946, should be treated as though the order was placed on the date that the certificate was received by the sawmill.

(2) *Applicability of regulations.* Except as otherwise required by this direction, Priorities Regulations 1 and 3 continue to govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors and sawmills. All other applicable regulations and orders of the Civilian Production Administration must be observed where not inconsistent with this direction.

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

(4) *Extension of preference ratings.* The rating HH may not be applied or extended to a sawmill as defined in paragraph (b) (6) above for lumber. However, where a person has received an HH rated order for the delivery of housing construction lumber, millwork or hardwood flooring, he may extend the HH rating to his suppliers, except to a sawmill as defined in paragraph (b) (6) above to get the housing construction lumber, millwork (or housing construction lumber to be incorporated in millwork) or hardwood flooring which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of housing construction lumber, millwork or hardwood flooring on an HH rated order, he may extend the HH rating to his suppliers except to a sawmill as defined in paragraph (b) (6) above to replace it in his inventory subject to applicable inventory regulations.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute housing construction lumber, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1 to Priorities Regulation 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted Feb. 1, 1946.]

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4445; Filed, Mar. 15, 1946; 4:41 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,¹ Amdt. 21]

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 had been issued and filed with the Division of the Federal Register.

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

1. In section 2 (b), the termination date named for "Timothy seed (the seed from which Timothy grass is grown)" is amended to read "Indefinite."

2. In section 2 (c), the termination dates named for "Clam shells (the cleaned, washed, graded and ground shells of clams)" and "Oyster shells (the cleaned, washed, graded and ground shells of oysters including fresh and dredged shells)" are amended to read "Indefinite."

3. In section 3 (e), the termination date named for "Mineral mixed feed (mixed feed, at least 60% of which consists of a mixture of two or more chemicals or minerals with or without mixture with other ingredients and customarily regarded as dietary factor in feeding of animals and poultry)" is amended to read "Indefinite."

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4428; Filed, Mar. 15, 1946; 4:45 p. m.]

PART 1340—FUEL

[MPR 323, Amdt. 11]

ASPHALT AND ASPHALT 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.

Maximum Price Regulation No. 323 is amended in the following respects:

1. Footnote 1 to Table I, § 1340.353 (c) is amended to read as follows:

¹ Notwithstanding this table the maximum delivered bulk price for roofing flux to the roofing and floor covering industries at the points designated below shall be as follows: In the city limits of St. Paul and Minneapolis, Minnesota, \$13.50 per ton. Within the State of Louisiana the delivered price shall be \$10.00 per ton. The maximum price f. o. b. a refinery for shipments into the State of Louisiana and the cities of St. Paul and Minneapolis, Minnesota, shall be such that the sum of such price and the rail freight from the refinery to such destination shall not

¹ 10 F.R. 14954; 15170; 11 F.R. 296, 297, 881, 1102, 1467.

exceed the delivered price as determined above.

This amendment shall become effective March 24, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4557; Filed, Mar. 19, 1946; 11:33 a. m.]

PART 1306—IRON AND STEEL

[RPS 10, Amdt. 12]

PIG IRON

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

Section 1306.56 is amended to read as follows:

§ 1306.56 *Appendix A: Basing point base prices for pig iron (per gross ton—2,240 lbs.); switching charges; certain differentials.*

	No. 2 foundry	Basic	Bessemer	Malleable	Low Phos.
Bethlehem, Pa.	\$27.50	\$27.00	\$28.50	\$28.00	-----
Everett, Mass.	27.50	27.00	28.50	28.00	-----
Swedeland, Pa.	27.50	27.00	28.50	28.00	-----
Steelton, Pa.	-----	27.00	-----	-----	\$32.00
Birdsboro, Pa.	27.50	27.00	28.50	28.00	32.00
Sparrows Point, Md.	27.50	27.00	-----	-----	-----
Erie, Pa.	26.50	26.00	27.50	27.00	-----
Neville Island, Pa.	26.50	26.00	27.00	26.50	-----
Sharpsville, Pa.	26.50	26.00	27.00	26.50	-----
Buffalo, N. Y.	26.50	25.50	27.50	27.00	32.00
Chicago, Ill.	26.50	26.00	27.00	26.50	-----
Granite City, Ill.	26.50	26.00	27.00	26.50	-----
Cleveland, Ohio	26.50	26.00	27.00	26.50	-----
Hamilton, Ohio	26.50	26.00	-----	26.50	-----
Toledo, Ohio	26.50	26.00	27.00	26.50	-----
Youngstown, Ohio	26.50	26.00	27.00	26.50	-----
Detroit, Mich.	26.50	26.00	27.00	26.50	-----
Duluth, Minn.	27.00	26.50	27.50	27.00	-----
Birmingham, Ala.	22.88	21.50	27.50	-----	-----
Provo, Utah	24.50	24.00	-----	-----	-----

HIGH-SILICON, SILVERY

(Base Silicon 6.00 percent to 6.50 percent)

Jackson County, Ohio..... \$32.00
Buffalo, N. Y..... 33.25

GRAY FORGE

Valley or Pittsburgh furnace..... 26.00

CHARCOAL

Lake Superior furnace..... 34.00
Lyles, Tenn., high phos. furnace..... 28.50
Lyles, Tenn., low phos. furnace..... 33.00

Switching charges. Basing point base prices are to be subject to an additional charge for delivery within the switching limits of the respective districts.

Silicon differentials. Basing point base prices are to be subject to an additional charge not to exceed \$0.50 a ton for each 0.25 per cent, or portion thereof, silicon content in excess of base grade (1.75 per cent to 2.25 per cent).

Phosphorus differentials. Basing point base prices are to be subject to a reduction of \$.038 per ton for phosphorus content of 0.70 per cent and over.

Manganese differentials. Basing point base prices are to be subject to an additional charge not to exceed \$0.50 a ton for each 0.50 per cent, or portion thereof, manganese content in excess of 1.00 per cent.

Nickel differentials. Basing point base prices are to be subject to an additional charge for nickel content as follows:

Nickel content:	Additional charge
Under 0.50%-----	No extra
0.50% to 0.74% inc-----	\$2.00
0.75% to 0.99% inc-----	3.00
1.00% to 1.24% inc-----	4.00
1.25% to 1.49% inc-----	5.00
1.50% to 1.74% inc-----	6.00
1.75% to 1.99% inc-----	7.00

and in the same progression above 1.99%.

Exception. Struthers Iron and Steel Company, Struthers, Ohio, may charge \$0.50 a ton in excess of basing point base prices for No. 2 foundry, basic, bessemer and malleable.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4425; Filed, Mar. 15, 1946;
4:45 p. m.]

PART 1335—CHEMICALS

[RPS 76, Amdt. 8]

HIDE GLUE

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

Revised Price Schedule No. 76 is amended as follows:

A new § 1335.706a is added to read as follows:

§ 1335.706a (a) *Applications for adjustment.* Any manufacturer of hide glue may apply for an adjustment of maximum prices established under this regulation if it can be shown that there is a general shortage of supply of hide glue, and that the costs involved in applicant's production thereof have increased so substantially that a price adjustment is necessary to enable him to produce said commodity. Applications shall be made on OPA Form No. 692-992 and shall contain the information specified therein. Copies of this form may be obtained from the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C.

(b) *Amount of adjustment.* Any adjustment granted under this section shall be ordinarily limited to:

(1) An amount sufficient to make the adjusted price per unit equal to factory cost per unit where applicant's current overall profits on an annual basis are favorable as judged by his own or the industry's historical experience.

(2) An amount sufficient to make the adjusted price per unit equal to factory costs per unit, plus general administrative and selling expenses per unit, where applicant's current overall profits on an annual basis are normal as judged by his own or the industry's historical experience. However, the increase shall not ordinarily exceed an amount which will cause his current overall profits on an annual basis to be more than normal as judged by his own or the industry's historical experience.

(3) An amount sufficient to make the adjusted price per unit equal to total

cost per unit, plus an adequate margin of profit per unit, where applicant's current overall profits on an annual basis are unfavorable as judged by his own or the industry's historical experience. However, the increase shall not ordinarily exceed an amount which will cause his current overall profits on an annual basis to be more than normal as judged by his own or the industry's historical experience.

(c) *Orders issued under this section.* The Price Administrator may authorize or deny by order the maximum prices requested or any modification thereof, and may also adjust the maximum prices of jobbers. He may require, in appropriate cases, a compensatory decrease in the maximum prices for another product or products manufactured by applicant.

Any order issued hereunder may be amended or revoked at any time.

(d) *Definitions.* When used in this section, the term:

"Overall profits" means overall aggregate dollar profit, adjusted for changes in investment and before deduction of income and excess profit taxes of applicant, or, in the event applicant is a parent, subsidiary, or affiliate of other corporations or business units, of the entire investment enterprise.

"Factory cost" means and includes raw materials less by-product credits, direct labor, and indirect manufacturing costs assignable to the production of hide glue.

(e) *Adjustable pricing.* Any person may offer or agree to adjust or fix prices to or at prices not in excess of the maximum prices in effect at the time of delivery. In appropriate situations where a petition for amendment or for adjustment requires extended consideration, the Price Administrator may, upon application, grant permission to agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

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

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4555; Filed, Mar. 19, 1946;
11:32 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RPS 52, Amdt. 4]

PEPPER

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.

Section 1351.111 is amended in the following respects:

1. Paragraph (b) is amended to read as follows:

17 F.R. 1308, 2132, 8948; 9 F.R. 12534; 10 F.R. 3876, 13717.

(b) The maximum prices for pepper shall be as follows:

	Cents per pound ex dock New York City
Whole black pepper-----	15.00
Whole white pepper-----	23.00

2. Paragraph (g) is amended to read as follows:

(g) For future contracts traded on the New York Produce Exchange for delivery of whole black pepper, the maximum price shall be 15.13 cents per pound.

3. Paragraph (h) is added to read of follows:

(h) The importation of whole black pepper by the Commodity Credit Corporation is exempt from the provisions of this regulation.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4426; Filed, Mar. 15, 1946;
4:44 p. m.]

PART 1356—COOKERS AND HEATERS

[MPR 64, Amdt. 5]

DOMESTIC COOKING AND HEATING STOVES

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. 64 is amended in the following respects:

1. Section 7 (a) (4) is amended to read as follows:

(4) Find your percentage markup over direct cost on the comparable model by subtracting its direct cost from its ceiling price, exclusive of any adjustment charges, and dividing the difference by the direct cost. You must use your ceiling price to the class of purchaser (wholesalers, retailers, mail-order houses), who buy from you in the greatest volume.

2. Section 7 (a) (5) is amended to read as follows:

(5) Apply the percentage markup to the direct cost of the model being priced. The result is your ceiling price (exclusive of the "OPA Industry Reconversion Increase" or any other adjustment charges) to the class of purchaser used in subparagraph (4). Your ceiling prices, exclusive of the "OPA Industry Reconversion Increase" or any other adjustment charges to other classes of purchaser, for the model being priced, must be calculated on the basis of the differentials which you had on sales of the comparable model to different classes of purchasers.

3. Section 10 is deleted from the regulation.

4. A new section 8b is added to read as follows:

SEC. 8b. *Manufacturers' reconversion adjustment of certain ceiling prices.*

This section authorizes certain reconversion adjustments of ceiling prices by manufacturers of stoves other than electric ranges. Unless directed otherwise by an order issued by the Office of Price Administration under this section, every manufacturer of any stoves covered by this regulation may adjust his ceiling price for sales to persons other than ultimate consumers which have been established under sections 3, 4, 5, 7 or 8 of the regulation for any such stoves, other than electric ranges, by adding to that price an amount equal to five percent of that price. Orders will be issued under this section denying a manufacturer permission to adjust his ceiling prices by all or part of this increase when it appears to the Price Administrator from information available to the Office of Price Administration, that the manufacturer has discontinued production of his low-end model in any particular type of stove eligible for an adjustment under this section, or has decreased the proportion of low priced to high priced models which he manufactures so that his present or prospective production of any particular type of stoves is not representative of his production in that respect of those stoves during the year July 1, 1940 to June 30, 1941. The average price at which the manufacturer's production of each type of stove will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

The five percent adjustment charge permitted by this section may be made and collected only if it is separately stated by the manufacturer on each invoice to a purchaser for resale as follows:

OPA Industry Reconversion Increase—
\$-----

5. A new section 11a is added to read as follows:

Sec. 11a. *Reconversion adjustments of wholesale ceiling prices.* A wholesale distributor shall determine his adjusted ceiling prices for his sales of any stove as to which the manufacturer has separately stated on his invoice the "OPA Industry Reconversion Increase" permitted by section 8b, as follows:

(a) If he established a ceiling price for the same stove before March 15, 1946 under the General Maximum Price Regulation, Maximum Price Regulation No. 210, or an order under section 11 of this regulation, or if he establishes his ceiling price on or after March 15, 1946 under § 1499.2 of the General Maximum Price Regulation, he may add to that ceiling price an adjustment charge no greater than three fourths of the dollar-and-cent amount of the separately stated "OPA Industry Reconversion Increase" appearing on his supplier's invoice.

(b) If he establishes his ceiling price on or after March 15, 1946 under a provision which requires him to compute his ceiling prices on the basis of cost, he shall use as his cost for that purpose his supplier's ceiling price not including the separately stated "OPA Industry Recon-

version Increase." To the ceiling price so computed he may add an adjustment charge in an amount no greater than three fourths of the dollar-and-cent amount of the separately stated "OPA Industry Reconversion Increase" appearing on his supplier's invoice.

(c) If his ceiling prices are established on or after March 15, 1946 by an order under section 11 of this regulation or under § 1499.3 (c) of the General Maximum Price Regulation and the order makes no provision for the addition of a reconversion adjustment the wholesaler's ceiling prices under this section are those established by the order.

The adjustment charges permitted by this section may be made and collected only if they are separately stated by the wholesale distributor on each invoice to a purchaser for resale as follows:

OPA Industry Reconversion Increase—\$-----

6. A new section 11b is added to read as follows:

Sec. 11b. *Retail ceiling prices of stoves subject to an industry reconversion adjustment.* A retailer shall determine his ceiling prices for his sales of any stove as to which his supplier has separately stated on his invoice an "OPA Industry Reconversion Increase" as follows:

(a) If his ceiling prices for the same stove have been established under any of the following provisions he shall retain as his ceiling prices, the retail prices so established:

(1) Sections 1499.2, 1499.3 (c), 1499.3 (e) of the General Maximum Price Regulation.

(2) Section 1372.103 of Maximum Price Regulation No. 210.

(3) The provisions of any central pricing order issued under § 1499.4a of the General Maximum Price Regulation or Supplementary Order No. 13 as amended or revised except those which provide for the computation of ceiling prices on the basis of cost.

(4) Section 11 of this regulation.

(b) If he establishes his ceiling prices on or after March 15, 1946 under a provision which requires him to compute his ceiling price on the basis of cost, he shall use as his cost for that purpose his supplier's ceiling price not including the separately stated "OPA Industry Reconversion Increase".

(c) Retail ceiling prices fixed in accordance with (a) or (b) above may not be increased in any amount by reason of the "OPA Industry Reconversion Increase" permitted to manufacturers and wholesalers.

7. A new section 11c is added to read as follows:

Sec. 11c. *Sales invoices to purchasers for resale.* Any person making a sale to purchasers for resale of any articles covered by this regulation at ceiling prices which include an "OPA Industry Reconversion Increase" must furnish such purchasers for resale with an invoice containing the following:

(a) His name and address and the date of the invoice.

(b) The purchaser's name and address.

(c) The model designation of the articles and such other description as may be necessary to identify the article on his pricing records.

(d) His ceiling price exclusive of the "OPA Industry Reconversion Increase".

(e) A statement of the amount of his OPA industry reconversion increase on the article as follows:

OPA Industry Reconversion Increase—\$-----

(f) The following notice:

If you resell the articles for which an "OPA Industry Reconversion Increase" is shown on this invoice you must find your resale ceiling prices under section 11a of Maximum Price Regulation No. 64 if you resell them at wholesale and under section 11b if you resell them at retail.

This amendment shall become effective on the 15th day of March 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4427; Filed, Mar. 15, 1946; 4:44 p. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[3d Rev. MPR 13, Amdt. 2]

DOUGLAS FIR AND OTHER SOFTWOOD PLYWOOD

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.

Third Revised Maximum Price Regulation 13 is amended in the following respects:

1. In section 18 (a), the tables, exclusive of the notes thereto, are amended in the following respects:

a. Table 1 is amended to read as follows:

TABLE 1—PLYSCORD (DOUGLAS FIR PLYWOOD SHEATHING)

Widths of 36" and 48"; lengths of 60", 72", 84" and 96"	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply, rough.....	\$37.25	\$38.45
3/8" 3 ply, rough.....	43.00	44.60
1/2" 3 or 5 ply at mill's option, rough.....	55.50	58.30
3/4" 3 or 5 ply at mill's option, rough.....	68.50	72.20

b. Table 2 is amended to read as follows:

TABLE 2—PLYWALL (DOUGLAS FIR PLYWOOD WALLBOARD)

Widths of 48"; lengths of 60", 72", 84" and 96"	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply S2S to 1/4".....	\$43.00	\$44.30
3/16" 3 ply S2S to 3/8".....	52.50	55.15
5/16" 5 ply S2S to 1/4".....	59.95	63.95
3/4" studding strips (per M lineal feet).....	5.85	5.85

c. In Table 5, the following items are amended to read as follows:

	Price per M sq. ft., f. o. b. mill	
	Straight carloads	Less than carloads
$\frac{5}{16}$ " 3 ply S2S to $\frac{1}{4}$ ":		
24" width and under.....	\$42.40	\$45.95
Over 24" to 36" width.....	43.80	47.30
Over 36" to 48" width.....	46.50	50.20
$\frac{7}{16}$ " 3 ply S2S to $\frac{1}{2}$ ":		
24" width and under.....	52.00	56.60
Over 24" to 36" width.....	53.15	57.85
Over 36" to 48" width.....	55.50	60.35

d. In Table 6, the following items are amended to read as follows:

	Price per M sq. ft., f. o. b. mill	
	Straight carloads	Less than carloads
$\frac{5}{16}$ " 3 ply S2S to $\frac{1}{4}$ ":		
24" width and under.....	\$45.45	\$49.00
Over 24" to 36" width.....	46.85	50.35
Over 36" to 48" width.....	49.50	53.20

e. Table 7 is amended to read as follows:

TABLE 7—DOOR PANELS—SOUND 2 SIDES

Widths of 22", 24", 26", 28", 30", 36" and 48"; lengths of 60", 72", 84" and 96" (all sizes to be figured on actual surface measure furnished).	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
$\frac{5}{16}$ " 3 ply S2S to $\frac{1}{4}$ ":		
22" and 24" width.....	\$45.45	\$49.00
26", 28", 30" and 36" width.....	46.85	50.35
48" width.....	49.50	53.20

2. In section 19 (a), the prices for Sound 2 Sides and Sound 1 Side of the following items in Table 8 are amended to read as follows:

	Per M sq. ft. in carload lots, f. o. b. mill	
	Sound 2 sides	Sound 1 side
$\frac{1}{4}$ " sanded, $\frac{5}{16}$ " unsanded.....	\$58.50	\$54.00
$\frac{3}{8}$ " sanded, $\frac{7}{16}$ " unsanded.....	67.10	68.50

3. In section 20 (a), Table 9, exclusive of the notes thereto, is amended to read as follows:

TABLE 9—PLYSCORD (PLYWOOD SHEATHING)

Widths of 36" and 48"; lengths of 96"	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
$\frac{5}{16}$ " 3 ply, rough.....	\$37.25	\$38.45
$\frac{3}{8}$ " 3 ply, rough.....	43.00	44.60
$\frac{1}{2}$ " 3 or 5 ply at mill's option, rough.....	55.50	58.30
$\frac{5}{8}$ " 3 or 5 ply at mill's option, rough.....	68.50	72.20

4. In section 21 (a), the tables are amended in the following respects:

a. In Table 11, the prices for Sound 2 Sides and Sound 1 Side of the following items are amended to read as follows:

	Price per M sq. ft. in carload lots, f. o. b. mill	
	Sound, 2 sides	Sound, 1 side
$\frac{5}{16}$ " 3 ply S2S to $\frac{1}{4}$ ":		
36" width and under, inclusive.....	\$55.75	\$50.25
Over 36" to 48" width, inclusive.....	59.10	53.65
$\frac{7}{16}$ " 3 ply S2S to $\frac{1}{2}$ ":		
36" width and under, inclusive.....	58.50	60.55
Over 36" to 48" width, inclusive.....	61.10	63.50

b. Table 12 is amended to read as follows:

TABLE 12—WALLBOARD

Widths of 24", 32", 36", and 48"; lengths of 60", 72", and 84"	Price per M sq. ft. in carload lots, f. o. b. mill	
	Straight carloads	Less than carloads
$\frac{1}{4}$ " 3 ply S2S to $\frac{5}{16}$ ".....		\$40.70
$\frac{5}{16}$ " 3 ply S2S to $\frac{1}{4}$ ".....		47.70

c. Table 13 is amended to read as follows:

TABLE 13—SHEATHING

Widths of 24", 32", 36" and 48"; lengths of 60", 72" and 84"	Price per M sq. ft. in carload lots, f. o. b. mill	
	No. 1 sheathing	No. 2 sheathing
$\frac{5}{16}$ " 3 ply, rough:		
36" width and under, inclusive.....	\$41.60	\$38.75
Over 36" to 48" width, inclusive.....	41.60	38.75
$\frac{3}{8}$ " 3 ply, rough:		
36" width and under, inclusive.....	48.35	-----
Over 36" to 48" width, inclusive.....	50.95	-----
$\frac{1}{2}$ " 5 ply, rough:		
36" width and under, inclusive.....	69.20	-----
Over 36" to 48" width, inclusive.....	71.80	-----
$\frac{5}{8}$ " 5 ply, rough:		
36" width and under, inclusive.....	86.65	-----
Over 36" to 48" width, inclusive.....	89.25	-----
$\frac{3}{4}$ " 5 ply, rough:		
36" width and under, inclusive.....	91.25	-----
Over 36" to 48" width, inclusive.....	93.85	-----
$\frac{7}{8}$ " 7 ply, rough:		
36" width and under, inclusive.....	106.85	-----
Over 36" to 48" width, inclusive.....	109.45	-----

5. In section 4 (a), Item I is amended to read as follows:

Item I. Maximum carload f. o. b. mill price for direct-mill sales: *Provided, however,* That on all sales made prior to March 30, 1946, the maximum carload f. o. b. mill price shall be the maximum price that was in effect under the regulation on March 14, 1946.

This Amendment No. 2 shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

For the reasons set forth in the accompanying statement of considerations, and pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Orders 9250, 9328, 9599, 9651, 9697, and 9699, I find that this Amendment is necessary to the effective transition to a peacetime economy and I hereby approve and direct the issuance thereof.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-4419; Filed, Mar. 15, 1946; 4:40 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS
[MPR 201, Amdt. 14]

PRICING ORDERS IN VIRGIN ISLANDS

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.

A new § 1418.112b is added to read as follows:

§ 1418.112b *Amendments; supplementary regulations; orders.* (a) The provisions of this regulation may be changed, modified or supplemented at any time by amendments, supplementary regulations or orders.

(b) *Territorial pricing orders.* Notwithstanding the provisions of section 1418.102, whenever in the judgment of the Territorial Director the exigency of the case requires it, he may, by interim order, establish specific maximum prices or markups for any seller or group of sellers or on an area-wide basis. Any such pricing order may be revised, amended or revoked by the Price Administrator or the Regional Administrator for the Ninth Region. Maximum prices fixed by any such order shall not exceed the general level of prices established by this regulation. Pricing orders issued under this paragraph (b) shall, as soon as practicable, be superseded by a permanent order under this regulation or an appropriate amendment to Revised Maximum Price Regulation 395, issued by the Price Administrator.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4559; Filed, Mar. 19, 1946; 11:34 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS
[RMPR 395, Amdt. 19]

MISCELLANEOUS COMMODITIES IN VIRGIN ISLANDS

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.

1. Section 9a is redesignated section 9a (a), and a new section 9a (b) is added to read as follows:

(b) *Territorial adjustment of maximum prices.* Whenever in the judgment of the Territorial Director the exigency of the case requires it, he may, by interim order, adjust or revise any maximum price established under Article IV of this regulation. Any such order may be revised, amended or revoked by the Price Administrator or the Regional Administrator for the Ninth Region. Any

⁹ F.R. 10494, 10 F.R. 2025, 11657.

¹⁰ F.R. 5941, 6946, 7799, 8069, 8899, 9227, 9925, 11437, 11305, 11810, 11306, 11666, 12811, 13551, 14064, 14865, 15216, 15217; 11 F.R. 11609.

such order shall, as soon as practicable, be superseded by an appropriate amendment to this regulation.

2. In section 19 Table V is amended by deleting the items listed under the heading "Lard and rendered pork" and adding an item to read as follows:

Commodity	Quantity	At wholesale, St. Croix, St. Thomas		At retail, St. Croix, St. Thomas	
		At wholesale, St. Croix, St. Thomas	At retail, St. Croix, St. Thomas	At retail, St. John	At retail, St. John
Imported bulk (loose lard (Armour and Cudahy brands only))	37 lb. tins	\$7.75	\$0.24	Per pound	Per pound
				\$0.25	\$0.25

¹ These prices supersede the prices established by Temporary General Order No. G-10.

3. A new section 53 is added to read as follows:

SEC. 53. *Maximum prices for imported table salt sold in the Virgin Islands of the United States.*

TABLE XLIII—MAXIMUM PRICES FOR IMPORTED TABLE SALT

Items and brand names	Quantity	At wholesale, St. Croix, St. Thomas		At retail, St. Croix, St. Thomas	
		At wholesale, St. Croix, St. Thomas	At retail, St. Croix, St. Thomas	At retail, St. John	At retail, St. John
Diamond Crystal	24/26 oz. pkgs.	\$2.15	\$0.12	Per pkg.	Per pkg.
Ivory	24/26 oz. pkgs.	2.05	.12	.12	.12
Myles	24/2 lb. pkgs.	2.05	.12	.13	.13
Premier	24/2 lb. pkgs.	2.15	.12	.13	.13
Royal Scarlet	24/2 lb. pkgs.	2.30	.13	.14	.14

4. A new section 54 is added to read as follows:

SEC. 54. *Maximum prices for imported processed tomato products sold in the Virgin Islands of the United States.*

TABLE XLIV—MAXIMUM PRICES FOR IMPORTED PROCESSED TOMATO PRODUCTS

Items and brand names	Quantity	At wholesale, St. Croix, St. Thomas		At retail, St. Croix, St. Thomas	
		At wholesale, St. Croix, St. Thomas	At retail, St. Croix, St. Thomas	At retail, St. John	At retail, St. John
Tomato juice:			Per can	Per can	
Libby	24/No. 2 cans	\$3.35	\$0.17	\$0.18	\$0.18
S & W	24/No. 2 cans	3.60	.19	.20	.20
Tomato paste: Contadina	100/6 oz. cans	10.00	.12	.13	.13
Tomato sauce:					
Libby	72/8 oz. cans	4.65	.08	.09	.09
S & W	72/8 oz. cans	4.70	.08	.09	.09

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4558; Filed, Mar. 19, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES
[Rev. SR 14B, Amdt. 2]

BREAD AND BAKERY PRODUCTS

A statement of the considerations involved in the issuance of this amendment No. 55—3

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

A new section 12 is added to Revised Supplementary Regulation 14B to read as follows:

SEC. 12. *Emergency decreases in weight.* Any provision in the General Maximum Price Regulation or any order issued thereunder or any provision or order under this revised supplementary regulation to the contrary notwithstanding, any producer or reseller of bread or bread type rolls may decrease the weight of his loaf of bread or sales unit of rolls by up to 10 percent in weight under his presently authorized weights without any decrease in his maximum prices for such bread or bread type rolls because of such decrease in weight.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4421; Filed, Mar. 15, 1946; 4:43 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 166]

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

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

Maximum Price Regulation 426 is amended in the following respects:

Section 15, Appendix H, paragraph (d) (2) (iii) is amended to read as follows:

The maximum price for a sale by a shipping point distributor without the use of a broker, shipper's sales agent or commission merchant, is the maximum f. o. b. price or the maximum delivered price, as the case may be (see Column 5 or Column 6 of the appropriate table in paragraph (b)), plus the applicable figure named in the schedule below. The maximum price for a sale by a shipping point distributor through a broker, shipper's sales agent or commission merchant, is the maximum f. o. b. price or the maximum delivered price, as the case may be, plus the agent's "commission" or "fee" (not to exceed the agent's maximum charge under Maximum Price Regulation 165) added to the applicable amount shown in the schedule below. In no event, however, is the total amount added to the maximum f. o. b. price or

the maximum delivered price to exceed the applicable figure shown in Column 4 or Column 5 of the table of maximum markups in paragraph (c).

For example: A shipping point distributor's maximum price for an f. o. b. sale of snap beans is the price in Column 5 of Table 4 in paragraph (b) plus four cents from the schedule below. For a delivered sale through a broker, the maximum price is the Column 6 price from Table 4 in paragraph (b) plus the actual brokerage (but not to exceed the broker's maximum charge under MPR 165) and plus four cents from the schedule below, but the total addition to the Column 6 price cannot exceed eleven cents, the figure named in Column 4 of the schedule in paragraph (c). If the delivered sale is made through a commission merchant in less than carlots or less than trucklots the maximum price is the Column 6 price from Table 4 in paragraph (b) plus the actual commission (but not to exceed the commission merchant's maximum charge under MPR 165) and plus four cents from the schedule below, but the total addition to the Column 6 price cannot exceed forty cents, the figure shown in Column 5 of the table in paragraph (c).

SCHEDULE		Cents
Snap beans:		
Bushel	-----	4
Pound	-----	3/20
Carrots bunched:		
L. A. crate	-----	7
Dozen bunches	-----	1 1/8
Clipped, topped 50 lb. in containers	-----	3 1/2
Topped 50 lb. in containers	-----	3 1/2
Clipped, topped or topped (in containers):		
Pound	-----	1/20
Bulk, pound	-----	1/30
Peas:		
Bushel	-----	4
Pound	-----	3/20
Berries:		
Pint	-----	1/6
Quart	-----	1/4
Pound	-----	1/6
24-point crate	-----	4
24-quart crate	-----	6
Watermelon: Pound	-----	1/10
Cantaloupe and honeyball melons:		
Jumbo	-----	9
Standard	-----	8
Pony	-----	7
Pound	-----	1/8
Spinach:		
Bushel	-----	3
Pound	-----	1/6
Honeydew melons:		
Jumbo or standard	-----	5
Jumbo cantaloupe	-----	8
Pound	-----	1/8
Persian melons:		
Jumbo	-----	9
Standard	-----	8
Pony	-----	5
Pound	-----	1/8
Casaba melons:		
Jumbo or standard	-----	6
Pound	-----	1/8
Cranshaw melons:		
Jumbo or standard	-----	8
Pound	-----	1/8
All other melons except watermelons, pound	-----	1/8
Cabbage:		
50-lb sack	-----	5
Pound	-----	1/10
Sweetpotatoes, pound	-----	1/10
Red sour cherries, pound	-----	1/10
Lettuce, L. A. or Salinas:		
Crate	-----	8
Pound	-----	1/8

References to bushels and crates and other containers in the foregoing schedule apply only to bushels and containers that meet the requirements as to weight

¹ 10 F.R. 8021, 7500, 7539, 7578, 7663, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526.

and contents specified in Column 2 of the applicable table of maximum prices in paragraph (b).

"Shipping point distributor" means a person who performs all the functions of a country shipper as to the goods being priced and who during the current shipping season (1) makes at least 50% of his sales of the commodity being priced to buyers not located at the country shipping point and not buying through brokers or other agents located at shipping point, and (2) makes no more than 25% of all his sales to any one person other than a government procurement agency. In applying this definition, percentages are to be determined by referring to dollar volume of sales.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: March 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4556; Filed, Mar. 19, 1946;
11:32 a. m.]

PART 1499—COMMODITIES AND SERVICES
[RMFR 165, Supp. Ser. Reg. 69]

LINEN SUPPLY SERVICE IN THE LOS ANGELES
AREA

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 69 has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, 9651, and 9697 Supplementary Service Regulation No. 69 is hereby issued. The specifications and standards set forth in this supplementary service regulation are those which, prior to the issuance of the regulation, were in general use by the trade in the affected areas.

§ 1499.709 *Linen supply services in the Los Angeles area*—(a) *Maximum prices.* The maximum prices established by Revised Maximum Price Regulation No. 165 for linen supply services when supplied by sellers located in the geographical area described below are hereby modified and henceforth shall be the prices set forth in Appendix A, except for "large accounts" as herein defined. Lower prices than those established by this regulation may be charged.

(b) *Geographical area.* This regulation applies to the linen supply establishments located in the following counties in the State of California: The counties of Orange, Riverside, San Bernardino, and the county of Los Angeles, except the corporate limits of the municipalities of North Hollywood and Beverly Hills.

(c) *Nature of accounts*—(1) *Large accounts.* The maximum prices for a "large account" shall remain subject to

the provisions of Revised Maximum Price Regulation 165, and any applicable supplementary service regulation.

"Large account" means a volume of \$50 or more of linen supply service sold or delivered to a place of business during the calendar week ending March 2, 1946; it also means an account above the \$50 weekly minimum which has been designated as a "large account" by an OPA order in accordance with the provisions of paragraph (c) (2) below.

(2) *Change in nature of accounts.* If the weekly volume of an account increases to \$50 or more or if a "large account" decreases in volume below such weekly amount, and such increase or decrease continues for four consecutive weeks, the appropriate OPA office may upon presentation of satisfactory evidence by the supplier or the purchaser issue an order reclassifying such account. Upon such reclassification, the account shall then be subject to the appropriate maximum prices for its size in accordance with the provisions of this regulation.

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

(e) *Definitions.* (1) "Linen supply service" means the providing of clean linens and/or garments which are owned by the supplier to industrial, commercial, or professional users.

(2) "Linens" is not confined to articles made of linen textiles, but includes all articles of whatsoever fabric made, which are commonly embraced by that term.

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

(4) "Special" when used in connection with linen supplies means an item made of damask material or other special quality, color or design or specially tailored according to specifications previously ordered by a purchaser.

(f) *Notice requirements.* Within 30 days from the effective date of this regulation, every seller of linen supply service covered by this regulation shall notify each of his customers of the maximum prices established herein.

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

(h) *Elimination of individual adjustments.* On and after the effective date of this Supplementary Service Regulation, the provisions of section 16 of Revised Maximum Price Regulation 165 shall no longer be available to sellers covered by this regulation as to the services subject to the maximum prices established by this regulation; furthermore, any adjustment in prices heretofore granted to any establishment is hereby revoked as to such services.

(i) *Delegation of authority.* The San Francisco Administrator and the Los Angeles District Director when author-

ized by the San Francisco Regional Administrator, may grant, approve, correct or revoke orders issued under the provisions of this supplementary service regulation.

APPENDIX A

	Per piece
1. Apron, bar or bib.....	\$0.10
2. Apron, bar or bib, colored.....	.12
3. Apron, tea.....	.07
4. Cap, or headband.....	.10
5. Cap, special.....	.15
6. Coat, cooler.....	.30
7. Coat and vest, plain.....	.25
8. Coat and vest, special.....	.30
9. Gown, butcher.....	.30
10. Gown, patient.....	.20
11. Gown, plain, white or colored.....	.30
12. Gown, professional.....	.30
13. Griddle Pad and Burlap.....	.03
14. Hair cloth.....	.10
15. Napkin, colored.....	.009
16. Napkin, Damask 20 to 22".....	.0125
17. Napkin, plain 18".....	.0085
18. Napkin, plain 22".....	.01
19. Pillow Slip.....	.06
20. Sheet, regular.....	.10
21. Sheet, small.....	.06
22. Shirt lugger.....	.25
23. Table Cloth, colored 45" to 54".....	.10
24. Table Cloth, colored 55" and over.....	.12
25. Table Cloth, 54" Damask.....	.08
26. Table Cloth, 64" Damask.....	.10
27. Table Cloth, 72" Damask.....	.12
28. Table Cloth, 54" Plain.....	.06
29. Table Cloth, 64" Plain.....	.07
30. Table Cloth, 72" Plain.....	.08
31. Table Top, 36 to 45" Damask.....	.06
32. Table Top, 36 to 45" Plain.....	.05
33. Towel, Bar.....	.025
34. Towel, Barber, Face 16 x 27".....	.01
35. Towel, Barber, Massage 16 x 27".....	.015
36. Towel, Bath, large, 20 x 40".....	.035
37. Towel, Bath, small, 18 x 36".....	.03
38. Towel, Beauty, Face 16 x 27".....	.01
39. Towel, Beauty, Massage 16 x 27".....	.0175
40. Towel, Dish, Large.....	.03
41. Towel, Dish, Small.....	.02
42. Towel, Doctor, Huck.....	.02
43. Towel, Glass.....	.025
44. Towel, Hand 18 x 36".....	.03
45. Towel, Individual.....	.01
46. Towel, Manicure, Huck.....	.02
47. Towel, Roller 2 yards.....	.05
48. Trouser.....	.35
49. Uniform, Plain or colored.....	.35
50. Uniform, Plain or white.....	.30

OFFICE TOWEL SERVICE

Hand towel service including one cabinet

Number delivered weekly:	Price per month
4 (minimum charge).....	\$1.35
	Each
Each additional towel up to and including 25 per week.....	\$0.15
Each additional towel over 25 and up to and including 50 per week.....	.12½
Over 50 towels per week.....	.10

Above prices include 1 cabinet and furnishings. Extra cabinets, 25 cents per month. Extra mirror shelves, 15 cents each per month. A reduction of 25 cents per month may be allowed when no cabinet is supplied, provided no order be accepted for less than \$1.35 per month.

Loose individual towels—14 x 20 delivered weekly:	Per 100
Up to and including 499 towels per week.....	\$1.00
500 towels or over per week.....	.75

Continuous rolls—spool towel service

16 yard machine:	
Price per spool.....	\$0.25
Minimum bill per month for 1 dispenser installed.....	1.75
Minimum bill per month for each additional dispenser.....	.50

OFFICE TOWEL SERVICE—continued

Continuous rolls—spool towel service—Con.

25 yard machine:	
Price per spool.....	\$0.35
Minimum bill per month for 1 dispenser installed.....	2.00
Minimum bill per month for each additional dispenser.....	1.00
50 yard machine:	
Price per spool.....	.50
Minimum bill for 1 dispenser installed.....	2.50
Minimum bill for each additional dispenser.....	1.00

Locked-on towel service

Towels:	Per week
50 per week.....	\$1.50
75 per week.....	2.25
100 per week.....	3.00
125 per week.....	3.50
150 per week.....	4.00
175 per week.....	4.50
200 per week.....	4.75
200-300 per week (per 100).....	.50
300-500 per week (per 100).....	.45
Over 500 per week.....	.40
Towels:	Per month
Minimum billing.....	\$1.50
Additional racks.....	.25

Size of locked on towels, 13 x 19. Served only in units of 50 or more towels.

This Supplementary Service Regulation shall become effective on the 25th day of March 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4560; Filed, Mar. 19, 1946; 11:32 a. m.]

[RMFR 288, Amdt. 8]

PART 1418—TERRITORIES AND POSSESSIONS

GROCERY ITEMS IN ALASKA

Correction

In Federal Register Document 46-2999, printed on page 1934 of the issue for Tuesday, February 26, 1946, the amendment number, now appearing as Amendment 6, should read "Amdt. 8."

Chapter XXIII—War Assets Corporation¹

[Rev. Special Order 22]

USE OF SURPLUS PROPERTY BY DISPOSAL AGENCIES

Surplus Property Board Special Order 22, September 28, 1945, (10 F.R. 12451) entitled "Use of Surplus Property For Care and Handling", is hereby revised and amended as herein set forth. The title is amended to read as follows: "Use of Surplus Property By Disposal Agencies".

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session, (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered, That:*

1. *Permits.* Property declared surplus to a disposal agency may be used by such disposal agency or any other disposal agency to carry out its responsibilities

under the Act as hereinafter set forth. The use of such property by a disposal agency other than that to which the property was declared surplus may be authorized by the issuance of a permit by the disposal agency responsible for the disposition of the property. No rental or other consideration for the use of such property need be imposed other than the obligation of the agency receiving the permit to maintain, preserve, and protect the property, to return it to the appropriate disposal agency when no longer required for the purposes of carrying out its functions under the act, and, in the case of personal property, to take delivery at the place where the property is located and to return it to the place and in the manner specified by the disposal agency. Such permits shall be revocable upon reasonable notice in writing by the disposal agency issuing the permits or by direction of the Administrator.

2. *Type of property covered.* This order applies to both real and personal surplus property except expendable items, property consumed in use, and items costing less than five (\$5.00) dollars.

3. *Limitations.* Only such surplus property may be used by a disposal agency hereunder as may be authorized by the head of the disposal agency or by such responsible officials as the head of the agency may designate.

4. *Records and reports.* Disposal agencies shall prepare and maintain complete records showing property and the fair value of the property which has been declared to them as surplus and (a) which is either being used by them to carry out their responsibilities or (b) which is covered by permits issued by them to other disposal agencies. In submitting to the Administrator statements of expenditures and obligations under § 8311.8 of Surplus Property Administration Regulation 11,² each disposal agency shall include a statement setting forth the general categories of such property (such as administrative equipment, motor vehicles, care and handling equipment and real property) so being used at the beginning of the preceding month, the fair value of such categories, and the net changes since the previous report.

This revised order shall become effective March 20, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 15, 1946.

[F. R. Doc. 46-4548; Filed, Mar. 19, 1946; 11:11 a. m.]

[SPA Reg. 16,³ Rev. Order 2]

PART 8316—SURPLUS AIRPORT PROPERTY

AUTHORITY TO WAR ASSETS CORPORATION FOR DISPOSAL OF MORRIS FIELD, LOCATED NEAR THE CITY OF CHARLOTTE, N. C.

Surplus Property Administration Regulation 16, Order 2, February 14, 1946

(11 F.R. 1744), is hereby revised and amended as herein set forth.

Morris Field, located near the City of Charlotte, Mecklenburg County, North Carolina, consists of 542.66 acres of land leased as an airport from the City of Charlotte, 850.043 acres of land owned in fee, and improvements on both the leased and Government-owned land. The entire installation was declared surplus by the War Department on December 5, 1945. Following an investigation by the Civil Aeronautics Administration, it has been determined that a portion of the land owned by the Government in fee is essential for the operation of a municipal airport by the City of Charlotte. The area which has been classified as such airport property is delineated in red on the map attached hereto.⁴

The City of Charlotte has asserted its interest in the termination of the lease by the Government and the acquisition of that portion of land owned in fee which has been determined to be essential for the operation of a municipal airport, together with appurtenant easements for aviation purposes and easements required for the continued operation and maintenance of the night lighting system, the general water distribution system, the sewage disposal system, and the general electric distribution system. The City represents that there is urgent need for the airport for civilian and commercial use, and requests that it be given an opportunity to acquire the airport at the earliest possible date. The City further represents that a permit cannot be accepted due to a charter prohibition against the expenditure of funds on land not owned and occupied by the City. The Civil Aeronautics Administration recommends disposition to the City of Charlotte of that portion of the installation which has been classified as airport real estate, together with the improvements and operating and maintenance equipment required for the continued operation of the airport.

On the land leased from the City there are located a hospital, barracks and other structures, erected by the Government. The lease contains the usual obligation on the part of the Government to restore the premises.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611) Pub. Law 181, 79th Cong., 1st Sess. (59 Stat. 533) and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered, That:*

1. Notwithstanding the provisions of § 8316.15 (b) the War Assets Corporation as disposal agency, after having given written notice of availability for a period of ten (10) days to all Government agencies listed in Exhibit A, and after having given public notice of availability to the State, its political subdivisions and all municipalities in the vicinity in a newspaper published or having general circularization in the county and State in which said property is located for a period of ten (10) days, is hereby authorized in the absence of an acceptable proposal from a holder of a

¹ Successor to Surplus Property Administration.

² 11 F.R. 636, 1990.

³ 10 F.R. 14204, 14628, 14866; 11 F.R. 2603.

⁴ Map on file with the Division of the Federal Register as part of the original document.

higher priority or a proposal from any State, municipality or local government having a priority equal to that of the City of Charlotte, and showing a greater need, to negotiate with the representatives of the City of Charlotte the terms of a sale to it of the airport designated as Morris Field located near the City of Charlotte, Mecklenberg County, North Carolina and consisting of the land held under leasehold and a portion of the land owned by the Government in fee which has been determined to be essential for the operation of the municipal airport, the boundaries of said area being indicated in red on the map attached hereto. Said airport property shall also include all of the following:

(a) Appurtenant avigation easement;
 (b) Runways, taxiways, aprons, drainage facilities, night lighting system, general water distribution system, sewage disposal system, and general electric distribution system, together with easements required for their continued operation and maintenance;

(c) Operating and maintenance equipment which has been previously determined by the Administrator to be essential for the operation of the airport.

2. The foregoing described airport property shall be offered for disposal subject to the following conditions, reservations and restrictions:

(a) The conditions, restrictions and reservations set forth in §§ 8316.10, 8316.13 (a) and 8316.21 (1);

(b) The reservation in the United States of the right to use and occupy, until such time as the Secretary of War, or his successor, notifies the City in writing that such areas and facilities are no longer needed, areas and facilities as follows:

(1) Building No. 81 (A. C. Hangar, 120', temporary) and the necessary equipment therein to provide first and second echelons of maintenance for 15 Army aircraft now programmed for assignment to this area to provide necessary continuation training for reserve aviators available in that District;

(2) 18,000 square yards of parking space located immediately in front of such hangar;

(3) Sufficient gasoline storage capacity as may be determined by the War Department, capable of segregation, now comprising part of the 300,000 gallon flotation system located immediately adjacent to the hangar.

(c) The reservation in the United States of the right, title and interest in and to any chapel buildings and their contents;

(d) The reservation in the United States of the right, title and interest in and to all personal property on the premises other than that authorized for transfer to the City of Charlotte, together with the right of removal from the premises within a reasonable period of time; and

(e) The reservation in the United States of the right, title and interest in and to all buildings not included in the airport property as necessary for its operation, together with the right of removal from the premises within a reasonable period of time.

3. In the absence of a proposal by a Government agency, or by a State or local government showing a greater need, submitted within the ten-day period provided above, the disposal agency is authorized to dispose of the airport property described hereinabove to the City of Charlotte, North Carolina, without a cash payment, in consideration of its assumption of all the obligations and its agreement to all of the reservations, restrictions and conditions set out herein.

4. The War Assets Corporation is further authorized to effect a cancellation of the lease from the City of Charlotte, and to dispose of the structures and improvements on the leased and Government-owned land which are not included as a part of the airport property, by any one or more of the following methods:

(a) By transfer to the lessor or owner of the leased premises in full or partial satisfaction of any obligation to restore the premises, provided the lessor or owner shall pay for any excess value;

(b) By sale intact; or

(c) By transfer of the responsibility for demolition and disposal to the disposal agency designated to perform demolition functions.

Such disposals shall be for a consideration that is fair and reasonable under all the circumstances and, prior to disposal, an estimate shall be made of the salvage value of the structures and the cost of restoration in the event of removal of the structures.

This order shall become effective March 13, 1946.

E. B. GREGORY,
 Lieutenant General, A. U. S.,
 Chairman, Board of Directors,
 War Assets Corporation.

MARCH 13, 1946.

[F. R. Doc. 46-4547; Filed, Mar. 19, 1946;
 11:11 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3—RULES GOVERNING STANDARD AND HIGH-FREQUENCY BROADCAST STATIONS

CLEAR CHANNELS; CLASS I AND II STATIONS

The Commission in meeting on March 13, 1946, effective immediately, amended paragraph (c) of § 3.25 *Clear channels: Class I and II stations* to read as follows:

(c) For class II stations located not less than 650 miles from the nearest Canadian border and which will not deliver over 5 microvolts per meter ground wave or 25 microvolts per meter 10 per cent time sky wave at any point on said border, 690, 740, 860, 990, 1010^a, and 1580 kilocycles.

(Sec. 303 (a), 48 Stat. 1082; sec. 303 (b), 48 Stat. 1082; sec. 303 (d), 48 Stat. 1082;

^a A station on 1010 kilocycles shall also protect a class I-B station at Havana, Cuba.

sec. 303 (r), 48 Stat. 1082; 47 U.S.C. 303 (a), 303 (b), 303 (d), 303 (r))

By the Commission.

[SEAL]

T. J. SLOWIE,
 Secretary.

[F. R. Doc. 46-4572; Filed, Mar. 19, 1946;
 11:56 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

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

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Anthracite Shirt Company, 1 South Franklin Street, Shamokin, Pennsylvania; Men's and boys' shirts; ten (10) percent (T); effective March 9, 1946, expiring March 8, 1947.

Cumberland Manufacturing Company, Inc., Cadiz and Nichols Streets, Princeton, Kentucky; Pants, overalls and coveralls; ten (10) percent (T); effective March 10, 1946, expiring March 9, 1947.
 Pioneer Manufacturing Company, 292 Lambert Street, N. W., Atlanta, Georgia; Pants, overalls, coveralls and workshirts; ten (10) percent (T); effective March 14, 1946, expiring March 13, 1947.

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

Lillian Knitting Mills Company, 335 East Main Street, Albemarle, North Carolina; Full-fashioned hosiery; five (5) percent (T); effective March 18, 1946, expiring March 17, 1947.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

Central Iowa Telephone Company, Emmetsburg, Iowa; (T); effective March 16, 1946, expiring March 15, 1947.

Central Iowa Telephone Company, Gladbrook, Iowa; (T); effective March 16, 1946, expiring March 15, 1947.

West Iowa Telephone Company, Remsen, Iowa, (T); effective March 16, 1946, expiring March 15, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners (supra):

Cipriano Manrique, Inc., Caguas, Puerto Rico; one learner; in the operation of mechanic (motor repairman) at 30 cents an hour for 3,120 hours and for every hour thereafter not less than the minimum established by an applicable wage order that may be in effect at the time of the termination of the learning period. Effective February 18, 1946, and expiring February 17, 1947.

Irish & Henley, 7 Plum Street, Portland, Maine; Paper Ruler; one (1) learner; for a learning period of 480 hours at 30 cents per hour for the first 320 hours, and 35 cents per hour for the remaining 160 hours; effective March 6, 1946, expiring June 20, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 14th day of March 1946.

PAULINE C. GILBERT,
Authorized Representative of
the Administrator.

[F. R. Doc. 46-4549; Filed, Mar. 19, 1946; 11:25 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-705]

TENNESSEE GAS AND TRANSMISSION CO.

ORDER SUSPENDING RATE SCHEDULES

MARCH 14, 1946.

It appearing to the Commission that:

(a) Tennessee Gas and Transmission Company, hereinafter sometimes referred to as "Tennessee," on February 12, 1946, filed with the Commission an agreement entered into with the Hope Natural Gas Company, designated by the Commission as Tennessee's Supplement No. 3 to Rate Schedule FPC No. 1 to be effective as of January 1, 1945, which supplement amended Tennessee's Rate Schedule FPC No. 1.

(b) Tennessee on February 12, 1946, filed with the Commission an agreement entered into with the United Fuel Gas Company, designated by the Commission as Tennessee's Supplement No. 2 to Rate

Schedule FPC No. 2 to be effective as of January 1, 1945, which supplement amended its Rate Schedule FPC No. 2.

(c) The filings on February 12, 1946, referred to in paragraphs (a) and (b), above, were submitted without a statement of the reasons for the proposed changes as required by § 54.3 (c) (1) of the Commission's provisional rules of practice and regulations under the Natural Gas Act and among other things the filings increased the rates and charges for natural gas delivered and to be delivered to the Hope Natural Gas Company and the United Fuel Gas Company and such increased rates and charges have not been shown to be justified.

(d) The rates, charges and classifications in the supplemental filings referred to in paragraphs (a) and (b), above, may be unjust and unreasonable and result in excessive rates and charges to Hope Natural Gas Company and United Fuel Gas Company and place an undue burden upon ultimate consumers of natural gas.

The Commission finds that:

It is necessary and desirable in the public interest that the Commission enter upon a hearing concerning the lawfulness of the proposed increased rates and charges and classifications contained in the aforesaid Supplement No. 3 to Rate Schedule FPC No. 1 and Supplement No. 2 to Rate Schedule FPC No. 2 and that said filings be suspended pending hearing and decision thereon.

The Commission orders that:

(a) A public hearing be held on a date to be hereinafter fixed by the Commission in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue N.W., Washington, D. C., concerning the lawfulness of the rates, charges and classifications, subject to the jurisdiction of the Commission, contained in the proposed rate schedules referred to in paragraphs (a) and (b), above, of Tennessee Gas and Transmission Company, designated by the Commission as Supplement No. 3 to Rate Schedule FPC No. 1 and Supplement No. 2 to Rate Schedule FPC No. 2.

(b) Pending such hearing and decision thereon, Tennessee's Supplement No. 3 to Rate Schedule FPC No. 1 and Supplement No. 2 to Rate Schedule FPC No. 2 referred to in paragraphs (a) and (b), above, insofar as such supplemental schedules provide for the sale of natural gas other than for resale for industrial use only, be and they hereby are suspended until August 14, 1946, or until such time thereafter as such supplemental rate schedules shall be made effective in the manner prescribed by the Natural Gas Act.

(c) Interested state commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4543; Filed, Mar. 19, 1946; 9:39 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 472]

UNLOADING OF COMMODITIES AT ESSINGTON, PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of March, A. D. 1946.

It appearing, that numerous cars containing various commodities at Essington, Pennsylvania, on The Pennsylvania Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Essington, Pennsylvania, be unloaded. (a) The Pennsylvania Railroad Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Essington, Pennsylvania consigned to the Westinghouse Electric Company:

Init. and No.:	Contents
PRR, 90403	Lumber.
LN, 95061	Merchandise.
NP, 12652	Do.
PRR, 56653	Do.
PRR, 103874	Do.
PRR, 95987	Do.
ATSF, 144094	Do.
ATSF, 117706	Do.
Alt, 51375	Do.
NYC, 146259	Plates.
PRR, 124433	Merchandise.
MKT, 77758	Do.
PRR, 567119	Do.
Sou, 40247	Do.
SLSF, 150056	Do.
PRR, 42345	Do.
PRR, 50892	Do.
LN, 102200	Do.
GN, 47421	Do.
PRR, 101306	Do.
ACL, 51915	Machinery.
N&W, 50573	Merchandise.
RI, 147396	Do.
PRR, 39602	Do.
Erie, 81372	Do.
PRR, 563773	Do.
ACL, 51707	Do.
CNW, 140906	Lumber.
PRR, 97967	Forgings.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon The Pennsylvania Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C.,

and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4544; Filed, Mar. 19, 1946;
10:53 a. m.]

[S. O. 473]

UNLOADING OF COMMODITIES AT ESSINGTON,
PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of March A. D. 1946,

It appearing, that numerous cars containing various commodities at Essington, Pennsylvania, on the Reading Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Essington, Pennsylvania, be unloaded. (a) The Reading Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Essington, Pennsylvania, consigned to the Westinghouse Electric Company.

Initial and No.:	Contents
WM, 52142	Merchandise.
GN, 25447	Forgings.
Sfe, 146502	Do.
Sou, 159079	Do.
SP, 31425	Tubes.
CG, 55296	Merchandise.
RDG, 103155	Do.
DLW, 43592	Do.
LN, 95311	Forgings.
TNO, 39718	Machinery.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Reading Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4545; Filed, Mar. 19, 1946;
10:53 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Supp. Vesting Order 6049]

RONDAK CORP.

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

1. Having found and determined in Vesting Order Number 95, dated August 6, 1942, that Rondak Corporation is a business enterprise within the United States and that Rondak Corporation, Erich Muller, Otto von Muller, Horst Muller, Fritz Muller, Elisabeth Wiede, Annemarie Christoffers and Elisabeth Sievert are nationals of a designated enemy country (Germany);

2. Finding that the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Cacilie Duderstaedt, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

3. Finding that Erich Muller, Otto von Muller, Horst Muller, Fritz Muller, Elisabeth Wiede, Annemarie Christoffers, Elisabeth Sievert and the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Cacilie Duderstaedt, deceased, have claims against Rondak Corporation which are represented on the books and records of Rondak Corporation as "Accounts Payable Due Stockholders" as follows:

Balance of Funds being held for the "Estate of Cacilie Duderstaedt"...	\$107.30
Erich Muller, Dresden, Germany	49.16
Otto von Muller, Drehna, Germany	49.16
Horst Muller, Dresden, Germany	49.16
Fritz Muller, Seidenberg, Germany	49.16
Est. of Cacilie Duderstaedt, Chemnitz, Germany	49.15
Elisabeth Wiede, Dresden, Germany	49.16
Annemarie Christoffers, Dresden, Germany	24.58
Elisabeth Sievert, Soran, Germany	24.58
	<hr/>
	344.11
Total, as of August 27, 1945	451.41

subject to any accruals or deductions thereafter and which represent interests in Rondak Corporation;

and determining:

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

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

hereby vests in the Alien Property Custodian the interests of Erich Muller, Otto von Muller, Horst Muller, Fritz Muller, Elisabeth Wiede, Annemarie Christoffers, Elisabeth Sievert and the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Cacilie Duderstaedt, deceased, more fully described in subparagraph 3

hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

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

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

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

Executed at Washington, D. C., on March 11, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4477; Filed, Mar. 18, 1946;
11:22 a. m.]

[Vesting Order CE 153]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN INDIANA, NEBRASKA, OHIO AND NORTH DAKOTA 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 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 4 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 which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 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 March 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
<i>Item 1</i>			
Soka Andrich.....	Jugoslavia.....	Estate of Jovan Ducich, deceased, Lake Superior Court, Lake County, Ind.....	\$5.00
<i>Item 2</i>			
Leposava A. Maksimovich.....	Jugoslavia.....	Same.....	5.00
<i>Item 3</i>			
Five children of Risto Glogovac.....	Jugoslavia.....	Same.....	5.00
<i>Item 4</i>			
Serbian Cultural Society "Prosveta".....	Jugoslavia.....	Same.....	40.00
<i>Item 5</i>			
Serbian Eastern Orthodox Church at Trebinje.....	Jugoslavia.....	Same.....	40.00
<i>Item 6</i>			
Lars C. Larson.....	Denmark.....	Estate of Ane J. Thompson, deceased, County Court, Kearney County, Nebr.....	21.00
<i>Item 7</i>			
Edith Peterson.....	Denmark.....	Same.....	5.00
<i>Item 8</i>			
Knud Peterson.....	Denmark.....	Same.....	5.00
<i>Item 9</i>			
Konstanty Kozlowski.....	Lithuania.....	Estate of Frank Kozlowski, deceased, County Court, Douglas County, Nebr.; Docket No. 59; Page 596; File No. 28216.....	24.00
<i>Item 10</i>			
Zofja Gregorowicz.....	Lithuania.....	Same.....	34.00
<i>Item 11</i>			
Anton Kozlowski.....	Lithuania.....	Same.....	5.00
<i>Item 12</i>			
Helen Kozlowski.....	Lithuania.....	Same.....	5.00
<i>Item 13</i>			
Stanislaw Gregorowicz.....	Lithuania.....	Same.....	5.00
<i>Item 14</i>			
Bertha Jankowski.....	Poland.....	Estate of Boleslaw Janowski, deceased, Probate Court Cuyahoga County, Ohio, File No. 311698.....	14.00
<i>Item 15</i>			
Regina Przygoda.....	Poland.....	Same.....	14.00
<i>Item 16</i>			
Kazimiera Ambrosiak.....	Poland.....	Same.....	14.00
<i>Item 17</i>			
Ole D. Sognesand.....	Norway.....	Estate of Severine Ivarson, deceased, County Court, Ramsey County, N. Dak.....	9.00
<i>Item 18</i>			
Daniel Sognesand.....	Norway.....	Same.....	9.00
<i>Item 19</i>			
Mrs. Oleanne Aardal.....	Norway.....	Same.....	9.00
<i>Item 20</i>			
Nikkoline Hegheim.....	Norway.....	Same.....	9.00
<i>Item 21</i>			
Daniel Oen.....	Norway.....	Same.....	5.00

[F. R. Doc. 46-4482; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE 154]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS 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 March 6, 1946.

[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>			
Esther Stanton.....	France.....	Estate of Fannie M. Faulkner, deceased, Suffolk County Probate Court, Mass. No. 240947.	Income from Trust established under the Will of Fannie M. Faulkner, deceased.	Charles F. Adams, 30 State St., Boston, Mass., and Richard C. Curtis, 30 State St., Boston, Mass., Co-Trustees.	\$153.00
		<i>Item 2</i>			
Faulkner Stanton.....	France.....	Same.....	Same.....	Same.....	154.00
		<i>Item 3</i>			
Pauline Young.....	France.....	Estate of Francis G. Young, deceased, Suffolk County Probate Court, Mass. No. 120141.	Income from Trust established under the Will of Francis G. Young, deceased.	James Garfield, 30 State St., Boston, Mass. and Charles F. Adams, 30 State St., Boston, Mass., Co-Trustees.	405.00
		<i>Item 4</i>			
Margaret de Brueggen.....	France.....	Trust u/w of William White Jacques, deceased, Suffolk County, Probate No. 307385, Mass.	Income of trust u/w of William White Jacques, deceased.	Boston Safe Deposit & Trust Company, Trustee, 100 Franklin St., Boston, Mass.	136.00
		<i>Item 5</i>			
Motiejus Elgermanas.....	Lithuania.....	Estate of Albert Elgerman, deceased, Suffolk County Probate Court, Docket No. 259239, Mass.	\$847.08.....	Frederick J. Dillon, Esq., First Judge of the Probate Court for Suffolk County, Boston, Mass.	80.00
		<i>Item 6</i>			
Eva Elgermaniene.....	Lithuania.....	Same.....	\$847.00.....	Same.....	80.00
		<i>Item 7</i>			
Anthony Katkas.....	Lithuania.....	Estate of Dominick Katkas, a/k/a Dominick Katkus, deceased, Worcester County Probate No. 135564, Mass.	\$292.78.....	First Judge of Probate for Worcester County, Worcester, Mass.	21.00
		<i>Item 8</i>			
Anna Katkas.....	Lithuania.....	Same.....	\$292.78.....	Same.....	20.00
		<i>Item 9</i>			
Johannas J. Hansen.....	Denmark.....	Estate of Ernest A. Hansen, deceased, Suffolk County Probate Court, Docket No. 288876, Mass.	\$558.32.....	Frederick J. Dillon, Esq., First Judge of the Probate Court for Suffolk County, Boston, Mass.	40.00
		<i>Item 10</i>			
Maria Hansen.....	Denmark.....	Same.....	\$558.32.....	Same.....	41.00
		<i>Item 11</i>			
Gina V. Roberts.....	Italy.....	Trust u/w Lewis A. Roberts, deceased, Suffolk County Probate No. 116454, Mass.	1/4 of income of trust established u/w of Lewis A. Roberts, deceased.	William P. Everts, 24 Federal St., Boston, Mass., Trustee.	29.00
		<i>Item 12</i>			
Daria Roberts.....	Italy.....	Trust u/w Lewis A. Roberts, deceased, Suffolk County Probate No. 116454, Mass.	3/4 of the income of trust established u/w of Lewis A. Roberts, deceased.	Same.....	57.00
		<i>Item 13</i>			
Wasyi Bryteko.....	Poland.....	Estate of Alex Bryteko, a/k/a Alex Bryteko, deceased, Worcester County Probate, Mass., No. 133912.	\$2,729.98.....	First Judge of Probate for Worcester County Probate Court, Worcester, Mass.	120.00
		<i>Item 14</i>			
Tekla Bryteko.....	Poland.....	Same.....	\$1,364.99.....	Francis C. Zaehner, Conservator of Tekla Bryteko, c/o Harry J. Meleski, 390 Main St., Worcester, Mass.	60.00

[F. R. Doc. 46-4483; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE 155]

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 represent-

ing 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 March 6, 1946.

[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>			
Maria Grazia Fonzo and her heirs-at-law and next of kin.	Italy.....	Estate of Angelo Raffaele Fonzo, Surrogate's Court, Bronx County, State of New York, Index #30P1943.	\$1,000.00	Treasurer of the City of New York, Municipal Bldg., Borough of Manhattan, City and State of New York.	\$69.00
Maria Grazia Bocchino.....	Italy.....	Same.....	41.67	Same.....	5.00
Raffaele Bocchino.....	Italy.....	Same.....	41.67	Same.....	5.00
Louisa Bocchino.....	Italy.....	Same.....	41.67	Same.....	5.00
Palmira Bocchino.....	Italy.....	Same.....	41.67	Same.....	5.00
Immacolata Bocchino.....	Italy.....	Same.....	41.66	Same.....	5.00
Fiore Bocchino.....	Italy.....	Same.....	41.66	Same.....	5.00
		<i>Item 8</i>			
Constantine Dominkewicz.....	Poland.....	Estate of Janet Grube, a/k/a Johanna Grube, Anna Grube, deceased, Surrogate's Court, Kings County, N. Y., Index No. 4193/1940.	925.00	Same.....	44.00
		<i>Item 9</i>			
Chaye Gall.....	Lithuania.....	Estate of Rose Geffen, deceased, Surrogate's Court, Bronx County, N. Y., Index No. 606A/1942.	1,263.47	Same.....	76.00
		<i>Item 10</i>			
Unknown distributees of Ambrose Navackas.	Lithuania.....	Estate of Matthew Navackas, deceased, Surrogate's Court, Kings County, N. Y., Index No. 49/1942.	166.45	Same.....	15.00
Antanas Navackas or his unknown distributees.	Lithuania.....	Same.....	166.45	Same.....	15.00
Unknown distributees of Martha Viseelga.	Lithuania.....	Same.....	166.45	Same.....	15.00
Marijona Kazlauekas or her distributees.	Lithuania.....	Same.....	166.45	Same.....	15.00
		<i>Item 14</i>			
Abraham Schmeil Gultman.....	Russia.....	Estate of Doras Goodman, a/k/a Dora Seidman, deceased, Surrogate's Court, New York County, N. Y., Index No. A 1913/1940.	1,008.59	Same.....	120.00

[F. R. Doc. 46-4484; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 156]

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 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 4 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 which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums

stated in said Column 4 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 March 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Ines Morano Buhler.....	France.....	Trust u/w of Fernande Font y Lozano Hermann, Surrogate's Court, Bronx County, N. Y.	\$34.00
		<i>Item 2</i>	
Fernande Moreno.....	France.....	Same.....	13.00
		<i>Item 3</i>	
Persifor F. Gibson.....	France.....	Estate of Eleanor C. Gibson, Surrogate's Court, Orange County, N. Y.....	49.00
		<i>Item 4</i>	
Wernhard Blaauw.....	Holland.....	Estate of Edmond Eduard Blaauw, Surrogate's Court, Erie County, Buffalo, N. Y.	29.00
		<i>Item 5</i>	
Herta Mayer.....	Belgium.....	Estate of Max Winkelstein, deceased. Surrogate's Court, New York County, P. 2395-1943.	32.00
		<i>Item 6</i>	
Regina Fishman.....	Poland.....	Estate of Samuel Weiss, deceased. Surrogate's Court, Bronx County, N. Y.....	43.00
		<i>Item 7</i>	
Hella Lublinski.....	France.....	Same.....	5.00
		<i>Item 8</i>	
Fernard Lublinski.....	France.....	Same.....	5.00
		<i>Item 9</i>	
Fella Brokman.....	Poland.....	Same.....	5.00
		<i>Item 10</i>	
Heleia Brokman.....	Poland.....	Same.....	5.00
		<i>Item 11</i>	
Broncia Brokman.....	Poland.....	Same.....	5.00
		<i>Item 12</i>	
David Lublinski.....	Poland.....	Same.....	5.00
		<i>Item 13</i>	
Bashe Podbereski.....	Poland.....	Estate of Ida Sussman, deceased, Surrogate's Court, Bronx County, State of New York Index No. P-952-1943.	54.00
		<i>Item 14</i>	
Isaac Podbereski.....	Poland.....	Same.....	5.00
		<i>Item 15</i>	
Chona Podbereski.....	Poland.....	Same.....	5.00
		<i>Item 16</i>	
Sadie Strumpf.....	Poland.....	Estate of Herman, Hollander Surrogate's Court, Bronx County, N. Y.....	40.00

[F. R. Doc. 46-4485; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 157]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, OHIO, MICHIGAN AND NEBRASKA 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 iden-

tified in Column 3 of said Exhibit A, and having taken such measures;

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 4 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 which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 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 March 6, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
Mary Invancezo Holovics.....	Czechoslovakia.....	<i>Item 1</i> Estate of Michael Holovich, also known as Michael Holovaes, also known as Mike Holovich, deceased, Probate Court, Hennepin County, Minn., File No. 61114.	\$25.00
Peter Holovics.....	Czechoslovakia.....	<i>Item 2</i> Same.....	25.00
Krsta Peter Ilija (Elia).....	Yugoslavia.....	<i>Item 3</i> Estate of Peter Elia, deceased, Probate Court, Franklin County, Ohio, File No. 82993.	21.00
Kostadinka Ilija.....	Yugoslavia.....	<i>Item 4</i> Same.....	11.00
Mara Ilija.....	Yugoslavia.....	<i>Item 5</i> Same.....	11.00
Velika Elia.....	Yugoslavia.....	<i>Item 6</i> Same.....	11.00
Kivka Ilija.....	Yugoslavia.....	<i>Item 7</i> Same.....	11.00
Anders Rye Jensen.....	Denmark.....	<i>Item 8</i> Estate of Jens Jensen, deceased, Probate Court, Ottawa County, Mich., File No. 20364.	17.00
Kirsten Jensen Sundby.....	Denmark.....	<i>Item 9</i> Same.....	17.00
Karen Jensen Peterson.....	Denmark.....	<i>Item 10</i> Same.....	17.00
Theoharis Amarantides.....	Greece.....	<i>Item 11</i> Estate of Louis Amaros, also known as Lysandros Amarantides, deceased, Probate Court, Wayne County, Mich., File No. 308-267.	33.00
Penelopi Amarantides.....	Greece.....	<i>Item 12</i> Same.....	33.00
Eudozia Amarantides.....	Greece.....	<i>Item 13</i> Same.....	33.00
(5) Sisters of Peter Thompson, deceased, names unknown.....	Denmark.....	<i>Item 14</i> Estate of Peter Thompson, deceased, County Court, Kearney County, Nebr.....	60.00
Maija Wallimaki.....	Finland.....	<i>Item 15</i> Estate of John Wallimaki, also known as John Maki, deceased, Probate Court, Marquette County, Marquette, Mich.	18.00
Laina Maria Wallimaki Lahti.....	Finland.....	<i>Item 16</i> Same.....	18.00
The brothers and sisters and the children of deceased brothers and sisters of Emil Dukes, deceased.....	Czechoslovakia.....	<i>Item 17</i> Estate of Emil Dukes, deceased, Probate Court, Cuyahoga County, Ohio, File No. 310,800.	128.00
Ole Olson.....	Norway.....	<i>Item 18</i> Estate of Gunder Olson, deceased, Probate Court, Pope County, Minn.....	62.00
Hilda Jensen.....	Norway.....	<i>Item 19</i> Same.....	8.00
Inga Jensen.....	Norway.....	<i>Item 20</i> Same.....	8.00
Anna Jensen.....	Norway.....	<i>Item 21</i> Same.....	8.00
Josephine Jensen.....	Norway.....	<i>Item 22</i> Estate of Gunder Olson, deceased, Probate Court, Pope County, Minn.....	8.00
Unknown heirs of Carl Jensen, deceased.....	Norway.....	<i>Item 23</i> Same.....	8.00
Johanne Karoline Jensen.....	Norway.....	<i>Item 24</i> Same.....	

[F. R. Doc. 46-4486; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 158]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT AND MASSACHUSETTS 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 represent-

ing 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 per-

sons 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 March 6, 1946.

[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>			
Tonika Hozdic.....	Yugoslavia.....	Estate of Michael Hozdick, or Michael Hozdich, or Miko Hozdic, or Michael Hozdic, or Mike Hozdich, deceased, Court of Probate District of Hartford, State of Connecticut.	\$565.56	Joseph F. Ryter, Administrator, 983 Main St., Hartford, Conn.	\$37.00
Simun Hozdic.....	Yugoslavia.....	Same.....	565.57	Same.....	37.00
Tonika Hozdic.....	Yugoslavia.....	Same.....	565.57	Same.....	37.00
		<i>Item 4</i>			
Vita Crescenzia Fortunato.....	Italy.....	Estate of Domenico Fortunato, deceased, Court of Probate District of Waterbury, Conn.	244.00	Acct. #11969 Savings Dept., Colonial Trust Co., Waterbury, Conn.	40.00
Incoronata Fortunato.....	Italy.....	Same.....	166.00	Acct. #11970 Savings Dept., Colonial Trust Co., Waterbury, Conn.	27.00
Paolo Fortunato.....	Italy.....	Same.....	166.00	Acct. #11971 Savings Dept., Colonial Trust Co., Waterbury, Conn.	27.00
Nicolo Fortunaro.....	Italy.....	Same.....	166.00	Acct. #11972 Savings Dept., Colonial Trust Co., Waterbury, Conn.	27.00
		<i>Item 8</i>			
Stephen Kokoch.....	Poland.....	Estate of Michael Kokoch, deceased, Court of Probate, District of Manchester, State of Connecticut.	901.60	The Manchester Trust Co., Administrator, 923 Main St., Manchester, Conn.	76.00
Mary Kokoch.....	Poland.....	Same.....	901.60	Same.....	76.00
		<i>Item 10</i>			
Amerino Curidossi.....	Italy.....	Estate of Camillo Triani also known as Carmelo Triani, deceased, Suffolk County Probate Court, No. 31890, Massachusetts.	200.00	Lewis Pennini, 255 Broadway, Boston, Mass., Executor.	5.00
Inez Curidossi.....	Italy.....	Same.....	500.00	Same.....	8.00
Adelina Curidossi Columbini.....	Italy.....	Same.....	500.00	Same.....	8.00
Hospital of Lucca in the City of Lucca.....	Italy.....	Same.....	500.00	Same.....	8.00
		<i>Item 14</i>			
Wladyslawa Lipinska and the Children of Wladyslawa Lipinska (names unknown).....	Poland.....	Estate of Nellie Wiegand, deceased, in the Probate Court of the District of Hartford, Conn.	1,582.80	Elsa Ide, Executrix of the Estate of Nellie Wiegand, deceased, 81 Hollywood Ave., Elmwood, West Hartford, Conn.	196.00

[F. R. Doc. 46-4487; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 159]

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 des-

ignated 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 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 4 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 which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums

stated in said Column 4 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 March 6, 1946.

[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
Mrs. Hetty L'Ourieff.....	France.....	<i>Item 1</i> Trust under the Will of Bella H. Kaufmann, deceased, Surrogate's Court, New York County, N. Y., File No. P-793-1935.	(*)	Oscar M. Herzog, Trustee, 4 East 78th St., New York City.	\$47.00
Mary Kubik.....	Poland.....	<i>Item 2</i> Estate of Joseph Kubik, deceased, Surrogate's Court, Genesee County, Batavia, N. Y.	\$365.16	County Treasurer, Genesee County, Batavia, N. Y.	24.00
Jan Kubik.....	France.....	<i>Item 3</i> Same.....	190.31	Same.....	13.00
Rosina Agostino.....	Italy.....	<i>Item 4</i> Estate of Raffaele Agostino, deceased, Surrogate's Court, Oneida County, N. Y.	145.70	County Treasurer, Oneida, N. Y.....	18.00
Rocco Agostino.....	Italy.....	<i>Item 5</i> Same.....	163.80	Same.....	21.00
Maria Agostino.....	Italy.....	<i>Item 6</i> Same.....	163.80	Same.....	21.00
Reginald Neilson Winthrop.....	France.....	<i>Item 7</i> Estate of Reginald Neilson Winthrop, Under Guardianship, Probate Court, Suffolk County, File No. 299830.	* 65,546.04	John G. Kilbreth, 22 William Street, New York, N. Y., Guardian.	30.00
Children of Vac Lav Vlk.....	Czechoslovakia.....	<i>Item 8</i> Estate of Catherine Welk, also known as Katherina Vlk, deceased, Surrogate Court, Nassau County, N. Y.	1,174.39	Treasurer of Nassau County, Mineola, N. Y.	17.00
Children of Frank Vlk.....	Czechoslovakia.....	<i>Item 9</i> Same.....	1,174.39	Same.....	17.00
Children of Thomas Vlk.....	Czechoslovakia.....	<i>Item 10</i> Same.....	1,174.40	Same.....	17.00

* Income from trust under the will of Bella H. Kaufmann, deceased.
* As of 2-18-45.

[F. R. Doc. 46-4488; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 160]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS, NORTH DAKOTA AND MINNESOTA 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 March 6, 1946.

[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>			
Karen Paulsen.....	Norway.....	N. F. Lindtner-versus-Karen Paulsen, et al, Superior Court, Cook County, Ill., No. 43-S-10119.	\$3,816.14	National City Bank of New York, New York, N. Y., in the name of "Royal Norwegian Government, Special Account H, Washington, D. C."	\$67.00
		<i>Item 2</i>			
Anna Brynie.....	Norway.....	Same.....	3,816.14	Same.....	67.00
		<i>Item 3</i>			
Jennie Valand.....	Norway.....	Same.....	3,816.14	Same.....	67.00
		<i>Item 4</i>			
Albert Westgaard.....	Norway.....	Estate of Emil Westgaard, deceased, County Court, Adams County, N. Dak.	1,545.67	Same.....	13.00
		<i>Item 5</i>			
Anna Westgaard.....	Norway.....	Same.....	1,545.67	Same.....	13.00
		<i>Item 6</i>			
Kilma Westgaard.....	Norway.....	Same.....	1,545.67	Same.....	13.00
		<i>Item 7</i>			
Nels Bruhelm.....	Norway.....	Estate of Ole Forseth, deceased, Probate Court, Otter Tail County, Minnesota.	2,736.41	Same.....	37.00
		<i>Item 8</i>			
Mrs. Nels Bruheim.....	Norway.....	Same.....	2,655.81	Same.....	36.00
		<i>Item 9</i>			
Olia C. Lonnum.....	Norway.....	Estate of Guri O. Orneberg, deceased, Traill County Court, North Dakota.	694.33	Same.....	61.00
		<i>Item 10</i>			
John Berget.....	Norway.....	Estate of Lina Jensen, also known as Lena Jensen, deceased, Probate Court, Hennepin County, Minnesota, File No. 60439.	144.15	National City Bank of New York, New York, New York, in the name of "Royal Norwegian Government, Special Account H, Washington, D. C."	18.00
		<i>Item 11</i>			
Christian Berget.....	Norway.....	Same.....	144.14	Same.....	18.00
		<i>Item 12</i>			
Karl Rudser Sjaak.....	Norway.....	Estate of Peter Rudser, deceased, Probate Court, Cass County, North Dakota.	624.00	Same.....	81.00

[F. R. Doc. 46-4489; Filed, Mar. 18, 1946; 11:23 a. m.]

[Dissolution Order 20]

WESTFALIA SEPARATOR CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, Dissolution Order No. 20, executed on July 9, 1945 (10 F.R. 9036) is hereby amended to read as follows:

Whereas by Vesting Order No. 222, dated October 9, 1942 (7 F.R. 9056) the Alien Property Custodian vested all of the issued and outstanding shares of the capital stock of Westfalia Separator Company, Inc., a New York corporation; and

Whereas by said Vesting Order No. 222, the Alien Property Custodian vested all right, title, interest and claim of Ramesohl & Schmidt, A. G., in and to all indebtedness owing to it by Westfalia Separator Company, Inc., and it has been ascertained that a certain claim in favor of Ramesohl & Schmidt, A. G., in the amount of \$47,024.57 was thereby vested in the Alien Property Custodian; and

Whereas Westfalia Separator Company, Inc. has been substantially liquidated under the supervision of the undersigned,

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

amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation; and except a claim of Ramesohl & Schmidt, A. G., in the amount of \$47,024.57, which has been vested by the Alien Property Custodian as aforesaid; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved and its assets distributed, and a Certificate of Dissolution having accordingly been filed with the Secretary of State of the State of New York;

hereby orders, that the officers and directors of Westfalia Separator Company, Inc. (to wit, Robert Kramer, President and Director, and E. W. Hardy, Secretary and Director, and the Treasurer and third Director if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Westfalia Separator Company, Inc., in accordance with the statutes of the State of New York in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the

assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against said corporation;

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first, in satisfaction of the claim of the Alien Property Custodian as the owner of the claim in the amount of \$47,024.57 against the subject corporation, as hereinbefore described, second, in satisfaction of such claims, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation, and, third, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation;

Further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any persons who may claim against said corporation:

Provided, however, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian and applied by him as a liquidating distribution of assets to the Alien Property Custodian as stockholder as above set forth: *Provided, however,* That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Westfalia Separator Company, Inc., pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation therein provided.

Executed at Washington, D. C., March 11, 1946.

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

[F. R. Doc. 46-4478; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE 161]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS 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 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 4 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 which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 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 March 6, 1946.

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

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
Mrs. Alphonse Schoch (Fleck, Henrietta).....	France.....	Estate of Mary Martin, deceased, Probate Court, Madison County, Ill.----- <i>Item 1</i>	\$72.00
Joseph Simon.....	France.....	Same..... <i>Item 2</i>	12.00
Rev. Fr. Raymond Schoch.....	France.....	Same..... <i>Item 3</i>	5.00
Ivora Babaja, Pave Babaja, Mato Babaja, Mile Babaja, Mare Babaja, and any other heirs at law of Filip Babaja, also known as P. Babi, deceased, names unknown.	Jugoslavia.....	Estate of Filip Babaja, also known as P. Babi, deceased, Probate Court, Cook County, Ill., File No. 44-P-6071. <i>Item 4</i>	64.00
Anders Boberg, also known as Anders Christian Boyberg.	Denmark.....	Estate of Neils Boberg, alias Niels Boberg, deceased, Probate Court, Cook County, Ill., File No. 43-P-7383. <i>Item 5</i>	87.00
Else Christiansen, also known as Else Christensen.	Denmark.....	Same..... <i>Item 6</i>	87.00
Marti Wallaho.....	Finland.....	Estate of Mary E. Erickson, deceased, Probate Court, Cook County, Ill., File No. 44-P-6163. <i>Item 7</i>	25.00
Wilho Landin.....	Finland.....	Same..... <i>Item 8</i>	25.00
Wilho Landin, Jr.....	Finland.....	Same..... <i>Item 9</i>	25.00
Hanna Rilkola.....	Finland.....	Same..... <i>Item 10</i>	25.00
Mrs. Aggelo P. Papageorgiou.....	Greece.....	Estate of James N. Gregoris, deceased, Probate Court, Cook County, Ill., File No. 43-P-8352; Docket 427; Page 115. <i>Item 11</i>	34.00
Panagiotis I. Roumanis.....	Greece.....	Same..... <i>Item 12</i>	6.00

[F. R. Doc. 46-4490; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 162]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MINNESOTA AND NEBRASKA 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 design-

ated 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 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 4 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 which each of the persons named in said Column 1 of said Exhibit A obtains or is

determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 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 March 6, 1946.

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

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Gabrielle Montpellier Alba.....	France.....	Estate of Mary A. Montpellier, deceased Probate Court, Cuyahoga County, Ohio Docket 317, Case 280686.	\$23.00
		<i>Item 2</i>	
Gaston Montpellier or issue.....	France.....	Same.....	12.00
		<i>Item 3</i>	
Albert Tessier or issue.....	France.....	Same.....	23.00
		<i>Item 4</i>	
Issue of Madame Jeanne Guillian.....	France.....	Same.....	23.00
		<i>Item 5</i>	
John Ohr.....	Norway.....	Estate of Ole B. Ohr, deceased, Probate Court of Goodhue County, Red Wing, Minn., Case No. 11284.	49.00
		<i>Item 6</i>	
Martin Ohr.....	Norway.....	Same.....	49.00
		<i>Item 7</i>	
Heirs of Hans Larshus, deceased, names unknown.	Norway.....	Estate of Mari Mutta, dec'd. Probate Court of Renville County, Minn.....	57.00
		<i>Item 8</i>	
Heirs of Gulber Walstad, deceased, names unknown.	Norway.....	Same.....	57.00
		<i>Item 9</i>	
Heirs at law of Niels D. Nielsen, deceased, names unknown.	Denmark.....	Estate of Niels D. Nielsen, deceased, County Court of Deuel County, Nebr....	54.00
		<i>Item 10</i>	
Frantisek (Frantasek) Krejci.....	Czechoslovakia.....	Estate of Frantiska Krejci, dec'd. Probate Court of Cuyahoga County, Ohio, File No. 285530.	35.00

[F. R. Doc. 46-4491; Filed, Mar. 18, 1946; 11:23 a. m.]

[Dissolution Order 29]

ASAHI CORP.

Whereas by Vesting Order No. 283, dated October 31, 1942 (7 F.R. 10119) the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Asahi Corporation, a New York corporation; and

Whereas Asahi Corporation, has been substantially liquidated under the supervision of the Alien Property Custodian,

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

1. Finding that the claims of all known creditors determined by the officers and directors to be valid have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation, and except a claim of Nadier Ribert & Cie, a French corporation, in the sum of \$6,451.77; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a Certificate of Dissolution having been issued by the Secretary of State of the State of New York;

Hereby orders, that the officers and directors of Asahi Corporation (to wit, Stanley B. Reid, President and Director, L. M. Reed, Secretary and Director, and the Treasurer and third director, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Asahi Corporation, in accordance with the statutes of the State of New York in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay the sum of \$6,451.77 due Nadier Ribert & Cie, a French corporation, into an account or accounts in any bank or banks whose deposits are insured by the Federal Deposit Insurance Corporation, the said account or accounts to be entitled "Nadier Ribert & Cie Account, subject to the authorization of the Alien Property Custodian". The said account or accounts shall be made expressly subject to the following conditions and a certified copy of this order shall be furnished to the bank or banks at the time said account or accounts are opened:

(I) Withdrawal shall be made from the account or accounts only:

(i) On the signature of an authorized representative of Nadier Ribert & Cie, in conformity with an applicable authorization of the Alien Property Custodian, his delegate or supervisor,

(ii) On the signature of the Alien Property Custodian, his delegate or supervisor, or

(iii) In any other manner which may be directed by the Alien Property Custodian, his delegate or supervisor.

(II) Statements shall be rendered in accordance with the usual practice of the bank or banks to "Nadier Ribert & Cie, subject to the authorization of the Alien Property Custodian" care of Alien Property Custodian, Washington 25, D. C., or as may otherwise be directed by the Alien Property Custodian, his delegate or supervisor.

(III) The bank or banks are hereby authorized to charge their customary and usual service charges, including charges in payment or reimbursement for interest due; cable, telegraph or telephone charges; postage costs; custody fees; small adjustment charges to correct bookkeeping errors; and, but not by way of limitation, minimum balance charges, account carrying charges, notary and protest fees, and charges for reference books, photostats, credit reports, transcripts or statements, registered mail insurance, stationery and supplies, check-books, and other similar items.

The payment of the said sum as herein directed into such accounts shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of Asahi Corporation.

(d) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian, all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and

Further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any person who may claim against said corporation: *Provided however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however*, That any such claims against said corporation, shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Asahi Corporation, pursuant to this Order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 11th day of March 1946.

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

[F. R. Doc. 46-4479; Filed, Mar. 18, 1946; 11:22 a. m.]

[Dissolution Order 30]

TOYO MACHINE CO., INC.

Whereas by Vesting Order No. 82, dated July 30, 1942 (7 F.R. 7050) and amended October 28, 1942 (7 F.R. 8910) the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Toyo Machine Co., Inc., a New York corporation; and

Whereas by said Vesting Order No. 82, the Alien Property Custodian vested all the right, title, interest and claim of Toyo Machine Co., Osaka, Japan, in and to all indebtedness owing to it by Toyo Machine Co., Inc., and it has been determined that a certain claim in favor of Toyo Machine Co., Osaka, Japan, in the amount of \$24,326.67 was thereby vesting by the Alien Property Custodian; and

Whereas by Subordination Order No. 6, executed March 29, 1945 (10 F.R. 5135, May 8, 1945), the Alien Property Custodian directed the officers and directors of Toyo Machine Co., Inc., to subordinate the vested claim of Toyo Machine Co., Osaka, Japan, to the claims of other creditors of, and claimants against, Toyo Machine Co., Inc.; and

Whereas Toyo Machine Co., Inc., has been substantially liquidated under the supervision of the Alien Property Custodian,

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

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation; and except the claim formerly of Toyo Machine Co., Osaka, Japan, in the amount of \$24,326.67, vested by the Alien Property Custodian as above; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a consent to dissolution having accordingly been filed with the Secretary of State of the State of New York;

hereby orders that the officers and directors of Toyo Machine Co., Inc. (to-wit, M. S. Watts, President, Treasurer and Director and the Secretary and remaining officers and directors, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Toyo Machine Co., Inc., in accordance with the statutes of the State of New York in such case made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian, all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first in satisfaction of the vested claim in the amount of \$24,326.67, described above, second, in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and third, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and

Further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any person who may claim against said corporation: *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Toyo Machine Co., Inc., pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein; and further orders, that to the extent that the provisions of this dissolution order are inconsistent with the provisions of Subordination Order No. 6, executed March 29, 1945, the provisions of this dissolution order shall govern.

Executed at Washington, D. C., this 11th day of March 1946.

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

[F. R. Doc. 46-4480; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE-124, Amdt.]

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

Vesting Order Number CE-124, dated February 25, 1946, is hereby amended as follows and not otherwise:

By deleting the sum "\$10.75", appearing in Column 4 of Item 12 in Exhibit A., and substituting therefor the sum "\$32.25".

All other provisions of said Vesting Order Number CE-124 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 11, 1946.

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

[F. R. Doc. 46-4481; Filed, Mar. 18, 1946; 11:22 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 60 Under 3 (b), Amdt. 2]

WEYERHAEUSER SALES CO.

MODIFICATION OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by § 1499.3 (b) of the General Maximum Price Regulation, § 1499.274 (b) of Order No. 60 is hereby amended to read as follows:

(b) Length:	Price per post
5' 4"-----	\$0.28
5' 6"-----	.28875
6' 0"-----	.315
6' 6"-----	.34125
6' 8"-----	.35
7' 0"-----	.3675
7' 6"-----	.39375
8' 0"-----	.42
8' 6"-----	.4725

Customary discounts for cash to be maintained.

Maximum prices for posts of lengths other than those specifically priced shall be computed with reference to a unit amount of \$70.00 per M'EM.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4511; Filed, Mar. 18, 1946;
11:43 a. m.]

[RMFR 161, Amdt. 13 to Order 53]

WEST COAST LOGS

APPROVED GRADERS AND SCALERS

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by § 1381.158 of Revised Maximum Price Regulation No. 161, Order 53 is hereby amended in the following respects:

1. Paragraph (b) is amended by the addition of the name of S. S. Henault, Foster, Oregon to the list of approved individual graders and scalers immediately preceding the name of O. J. Hoover. It is further amended by the addition of the name of Lester L. White, 234 North Central, Olympia, Washington to the same list immediately following the name of Henry A. Waldner.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4513; Filed, Mar. 18, 1946;
11:42 a. m.]

[MPR 188, Order 4911]

DETROIT MANUFACTURERS SUPPLY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum

Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14, It is ordered:

(a) This order establishes maximum prices for sales and deliveries of air circulators manufactured by the Detroit

Manufacturers Supply Company, 3440 East Jefferson Avenue, Detroit 7, Mich.

(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	Dis-tribu-tors	Maximum prices for sales by any seller to—						
			Whole-salers, mill, electric motor, restaurant and hotel, or store equipment suppliers	Chain, department, or syndi-cate stores	Other re-tailers	Industrial, commercial, or institu-tional users (3 units or more)	Industrial, commercial, or institu-tional users (less than 3 units)	Users other than industrial, commercial, or institu-tional users	
Whirlwind breezer wall and counter fan type, 18" 3-blade propeller	6C	Each	\$42.48	\$47.20	\$56.64	\$61.36	\$70.80	\$80.24	Each \$94.40
Whirlwind breezer pedestal fan, floor type, 18" 3-blade propeller	5P	Each	49.48	54.98	65.97	71.47	82.46	93.46	109.95

These maximum prices are for the articles described in the manufacturer's application dated March 12, 1946. To each of the above prices only the exact amount of the federal excise tax which the particular seller is required to pay may be added.

(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. They are f. o. b. factory, and they are net thirty days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sales 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, 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 19th day of March, 1946.

Issued this 18th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4515; Filed, Mar. 18, 1946;
11:42 a. m.]

[MPR 188, Revocation of Order 4817]

METROPOLITAN INDUSTRIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, It is ordered:

(a) Order No. 4817 under § 1499.159c of Maximum Price Regulation No. 188 is revoked, subject to the provisions of Supplementary Order No. 40.

(b) This order shall become effective on the 19th day of March, 1946.

Issued this 18th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4514; Filed, Mar. 18, 1946;
11:43 a. m.]

[MPR 188, Order 4912]

U. S. PIPE AND MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the U. S. Pipe and Manufacturing Co., 249 First Street, San Francisco 5, 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	Maxi-mum price for sales to jobbers	Maxi-mum price for sales by jobbers to retailers	Maxi-mum price to consumers
Wallace "International" export model synthetic tires and tubes	Each \$22.25	Each \$25.80	Each \$35.25
Wallace "International" domestic model synthetic balloon tires and tubes	23.75	27.50	37.50
Wallace "International" domestic lightweight model, synthetic tires and tubes	22.85	26.50	36.20

Both domestic models include kick-stands and chainguards. Sales to jobbers are f. o. b. San Francisco, and subject to 2 percent cash discount for payment within ten days.

These maximum prices are for the articles described in the manufacturer's application dated December 21, 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) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price
(Insert applicable figure from section (a)
(1))
Do Not Detach

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

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

(e) This order shall become effective on the 19th day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4516; Filed, Mar. 18, 1946;
11:42 a. m.]

[Rev. SO 119, Rev. Order 105]

VICTOR ADDING MACHINE CO.
ADJUSTMENT OF CEILING 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 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Victor Adding Machine Company of Chicago, Illinois, may compute its adjusted ceiling prices for the adding machines which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the

particular sale (exclusive of all permitted increases or adjustment charges) increased by 12.1 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and price so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customer, trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in reseller's margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of

Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

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

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

(g) This order shall become effective on the 18th day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4533; Filed, Mar. 18, 1946;
4:13 p. m.]

[MPR 86, Amdt. 3 to Rev. Order 6]

ELECTRIC HOUSEHOLD UTILITIES CORP.
ADJUSTMENT OF CEILING PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 5 and 14 of Maximum Price Regulation No. 86, It is ordered:

That Revised Order No. 6 under Maximum Price Regulation No. 86 is amended in the following respects:

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

(c) *Washing machines equipped with gas engines or with "CC" type wringers.* Distributors shall determine their ceiling prices for sales to dealers of machines equipped with gasoline engines by adding \$21.50 to the ceiling price determined under paragraph (a) or (b) for a machine without a gas engine. Distributors shall determine their ceiling prices for sales to dealers of machines equipped with "CC" type wringers by adding \$6.00 to the ceiling price determined under paragraphs (a) or (b) of this order for a machine with standard type wringers.

2. Section 3 is amended by adding thereto the models of washing machines and OPA retail ceiling prices listed below:

Model No.	Zone 1	Zone 2	Zone 3
T-81-CC-ER.....	Each \$89.95	Each \$94.95	Each \$99.95
T-82-CC-ER.....	99.95	104.95	109.95

This amendment shall become effective on the 18th day of March, 1946.

Issued this 18th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4532; Filed, Mar. 18, 1946;
4:13 p. m.]

[MPR 86, Order 48]

AUTOMATIC WASHER CO.

APPROVAL OF MAXIMUM PRICES

Correction

In Federal Register Document 46-3104, appearing at page 2102 of the issue dated Thursday, February 28, 1946, the first price under the headnote "Zone 1" of the table in paragraph (a) (2) should read: "\$69.95".

[Administrative Notice 23]

DRY PEAS, BOTH WHOLE AND SPLIT

NOTICE OF PROPOSED MAXIMUM PRICES

Notice is hereby given that the Price Administrator proposes to establish maximum prices, f. o. b. country shipping point for dry whole and dry split peas as follows:

For sales by processors and dealers in sacks loaded on car or truck:

	Per cwt.
Dry whole smooth peas:	
U. S. No. 1.....	\$5.00
U. S. No. 2.....	4.75
U. S. No. 3 and lower.....	4.40
Dry split peas (green and yellow):	
U. S. No. 1.....	6.50
U. S. No. 2.....	6.20
U. S. No. 3 and lower.....	5.75

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4423; Filed, Mar. 15, 1946;
4:45 p. m.]

[RMPR 136, Order 587]

RADIO RECEIVING TUBES AND ALLIED SPECIAL PURPOSE TUBES

ADJUSTABLE PRICING

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 23 of RMPR 136, it is ordered:

(a) (1) *Definition.* For the purposes of this order the term "radio receiving tubes and allied special purpose tubes" means all electronic tubes listed in SR 14J plus such other tubes as may be used in radio receiving circuits, hearing aid, audio amplification, public address, and intercommunication circuits, or any tubes specifically selected from these groups of types, prices of which were filed with the Office of Price Administration in accordance with the requirements of Revised Price Schedule 84 or Maximum Regulation 136, as amended.

(2) *Authorization for adjustable pricing.* Any manufacturer of a radio receiving tube or allied special purpose tube is authorized, subject to agreement with his buyer, to deliver such radio receiving or allied special purpose tube at a price which may be adjusted upwards in accordance with the action to be taken by the Office of Price Administration upon the request of the radio receiving

tube industry for a change in the maximum prices of these commodities, but until such action is effective the manufacturer may not receive payment in excess of the maximum price in effect at the time of delivery.

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

This order shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4437; Filed, Mar. 15, 1946;
4:45 p. m.]

[RMPR 499, Amtd. 3 to Order 6]

E. M. ROSENTHAL JEWELRY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation 499 it is ordered that Order No. 6 under Revised Maximum Price Regulation 499 be amended in the following respect:

1. The following item and its maximum price is added to the list of items and maximum prices in paragraph (b):

Series	Description Paul Breguette	Maximum retail price exclusive of Federal excise tax
R-1-PB...	17 jewel, 5 ligne, 14K, job....	\$100.00

This amendment shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4567; Filed, Mar. 19, 1946;
11:34 a. m.]

[MPR 580, Amtd. 2 to Gen. Retail Order 2]

CHAIN OUTLETS

MODIFICATION OF CEILING PRICES FOR CERTAIN ARTICLES

An opinion accompanying this Amendment 2 to General Retail Order No. 2 under section 23 of Maximum Price Regulation 580, issued simultaneously herewith, has been filed with the Division of the Federal Register.

General Retail Order No. 2 under section 23 of Maximum Price Regulation 580 is amended by adding a new section 9 reading as follows:

SEC. 9. *Notification of prices to chain outlets.* A chain which operates outlets constituting a single separate seller under the provisions of section 1 (c) of the regulation shall when determining the price of any article offered for sale in these outlets, send a written notification

¹ 10 F.R. 3015, 3468, 3642, 4236, 4496, 4613, 9962.

² 10 F.R. 13603.

tion of that price to each such outlet and shall keep the notification in that outlet available for inspection by the Office of Price Administration. In the case of articles which are pre-ticketed by the central or main office of the chain, compliance with this requirement may be made by the central office's transmitting to the outlet a separate notice, memorandum or invoice sufficient to identify the merchandise as pre-ticketed. Unless the notification has been kept by the outlet as herein directed, the chain shall not sell, offer for sale or deliver the article in that outlet; and in no case shall the chain sell, offer for sale or deliver any article at a price higher than the selling price stated on the notification to that outlet unless the ceiling price is also stated on the invoice or notification, in which case, the chain shall not sell, offer for sale or deliver that article in that outlet at a price higher than the stated ceiling price.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4561; Filed, Mar. 19, 1946;
11:32 a. m.]

[MPR 580, Amtd. 1 to Order 260]

DUOFOLD INC.

ESTABLISHMENT OF MAXIMUM PRICES

Correction

In the tables under paragraph (2) of Federal Register Document 46-2817, appearing at page 1908 of the issue for Friday, February 22, 1946, the following changes should be made:

In the second table under the headnote "Children's Duofold" the figures in the first column should read: "C901/23", "C901/22", "C901/24".

Under the table headed "Duocrat Action Support" the figures in the first column should read: "4081/03" and "4081/05".

The figures in the first column of the table headed "Duocrat Pullover Shirt" should read: "4081/45" and "4081/44".

Regional and District Office Orders.

[Region VIII Order G-5 Under MPR 280, Correction]

SPECIFIC FOOD PRODUCTS IN SAN FRANCISCO REGION

The citation of § 1351.807 of Maximum Price Regulation No. 280, as amended, in paragraph (a) of Order No. G-5 under Maximum Price Regulation No. 280 (formerly Order No. 3 under § 1351.807 of Maximum Price Regulation No. 280, as amended) is hereby corrected to read § 1351.805a.

Issued this 18th day of February 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-4413; Filed, Mar. 15, 1946;
12:48 p. m.]

[Region VI Rev. Order G-5 Under RMPR 122, Amdt. 8]

SOLID FUELS IN TWIN CITIES AREA

An opinion accompanying this amendment has been issued simultaneously herewith. The amendment issued February 19, 1946, to Revised Order No. G-5 under Revised Maximum

Price Regulation No. 122 is amended by striking the words "Amendment No. 6" wherever the words appear and substituting in lieu thereof the words "Amendment No. 7".

In Amendment No. 6 issued January 31, 1946, paragraph (c), (1), subsection XVI of the Price Schedule is amended to read as follows:

Description	Domestic coal		Steam coal		Dealer at plant	
	Delivered	Consumer at yard	Delivered	Consumer at yard	Domestic	Steam
	XVI. PACKAGED FUEL					
Pocahontas:						
A. Sales up to 1/4 ton:						
1. 11-10 lb. packages		\$1.00				
2. 8-15 lb. packages		1.00				
B. 1/4 ton	\$5.32	3.86				
C. 1/2 ton	9.05	7.72				
D. 1 ton	16.54	15.44				
Petroleum:						
A. 1/4 ton	5.48	4.02				
B. 1/2 ton	9.33	8.05				
C. 1 ton	17.19	16.09				

The prices shown in column 2 shall also apply to retail sales by manufacturers of packaged fuel. "Producers at plant" sales to dealers, f. o. b. plant, shall be subject to the customary discounts, differentials and allowances in effect in December 1941.

This Amendment No. 8 to Revised Order No. G-5 is effective immediately, and it shall continue in effect as to dealers covered by Revised Order No. G-5 until April 30, 1946.

Issued this 11th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-4537; Filed, Mar. 18, 1946; 4:15 p. m.]

[Region IX Order G-1 Under SO 121]

USED PASSENGER AUTOMOBILES AND USED COMMERCIAL MOTOR VEHICLES IN HAWAII

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Territorial Director by section 4.2 of Supplementary Order 121, Order G-1 is hereby issued.

(a) *What this order does.* This order establishes maximum prices for the resale by any person in the Territory of Hawaii of any used passenger automobile or any used commercial motor vehicle which has been purchased from any United States government agency through the Surplus Property Office of the Department of the Interior.

(b) *Maximum prices.* The maximum price for resale of such used passenger automobile or commercial motor vehicle shall be the lower of the two amounts computed under subparagraphs (1) and (2) below.

(1) The maximum price computed under section 57 of Revised Maximum Price Regulation 373 in the case of a used passenger automobile, or the maximum price computed under Revised Maximum Price Regulation 341 in the case of a used commercial motor vehicle.

(2) A price equal to the amount computed in accordance with the following formula:

(i) Add to the price charged by the Surplus Property Office for the used vehicle the amount estimated by the Surplus Property Office as necessary for the repair of the vehicle.

(ii) If the vehicle is sold on an "as is" basis, multiply the amount computed under (i) above by 1.25.

(iii) If the vehicle is sold with a warranty as defined in section 57 of Revised Maximum Price Regulation 373 or Revised Maximum Price Regulation 341, whichever is applicable, multiply the amount computed under (i) above by 1.50.

(c) *Invoices.* The Surplus Property Office of the Department of the Interior shall supply each purchaser for resale with a copy of this order and an invoice showing:

- (1) The name and address of the buyer.
- (2) Date of sale or delivery.
- (3) The price charged or paid.
- (4) Estimate of repairs necessary to put the vehicle in good operating condition.
- (5) The legal ceiling price for "as is" and "warranted" resales.

(d) *Filing of prices.* No person may resell or offer for resale any vehicle covered by this order until he has filed a statement with the Office of Price Administration, Iolani Palace, Honolulu 2, T. H., containing the following information. No other certificate of transfer need be filed with the Office of Price Administration.

- (1) His name and business address.
- (2) Complete and accurate description of the vehicle to be sold, together with serial or motor number.
- (3) The price paid to the Surplus Property Office for such vehicle.
- (4) The amount estimated by the Surplus Property Office to be necessary for repair of the vehicle.
- (5) The selling price.
- (6) A statement as to whether the car is to be sold on an "as is" or "warranted" basis.

(e) *Applicability of section 57 of Revised Maximum Price Regulation 373 and*

Revised Maximum Price Regulation 341. All the provisions of section 57 of Revised Maximum Price Regulation 373 with reference to sales of used passenger automobiles and all the provisions of Revised Maximum Price Regulation 341 with reference to sales of used commercial motor vehicles not inconsistent with the provisions of this order shall apply to the sales of the vehicles covered by this order and are incorporated herein by reference.

(f) *Less than maximum prices.* Lower prices than those established by this order may be charged.

This Order G-1 shall become effective as of February 6, 1946.

Issued this 5th day of February 1946.

GERALD A. BARRETT,
Territorial Director.

[F. R. Doc. 46-4410; Filed, Mar. 15, 1946; 12:47 p. m.]

[Nashville Order G-3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN THE CHATTANOOGA, TENN., TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Nashville, Tennessee, District Office, Region IV, of the Office of Price Administration, and by Delegation Order No. 93, issued November 5, 1945, by the Regional Administrator, Region IV, it is hereby ordered:

SECTION 1. What this order covers. This order covers all "retail sales" by any seller of the commodities specified in Appendix A, delivered to any purchaser located in the "Chattanooga, Tennessee, Trade Area."

The "Chattanooga, Tennessee, Trade Area" for the purpose of this order consists of the following area: All that area located within the confines of Hamilton County, Tennessee, consisting of the territory within the corporate limits of all municipalities of said county and including all civil district of same.

Sec. 2. Definition of retail sales. For the purpose of this order, a retail sale means a sale to an ultimate user, including among others, commercial users, industrial users and contractors.

Sec. 3. Description of items covered by this order. This order covers the list of "hard building materials" set forth in Appendix A, including wall boards, fire clay, fire brick, flue linings, flue pipe, farm drain tile, flue thimbles, grate backs, hollow tile, common brick, chimney brick, cement, gravel, sand, mortar mixes, mortar colors, lime, laths, insulating materials, wall plaster, roofing and siding. Other related items may be added from time to time by amendment without reference being made to this section.

Sec. 4. Relations to other regulations. The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order issued by the Office of Price Administration. Except to the extent they are inconsistent with the provisions of this order, all the provisions

of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. Maximum prices. The maximum prices for building materials covered by this order are set forth in Appendix A, which is annexed to and made a part of this order.

SEC. 6. Posting of maximum prices. Every seller making sales covered by this order shall post a copy of Appendix A, which lists maximum prices fixed by this order, in each of his places of business in the Chattanooga, Tennessee, Trade Area, in a manner plainly visible to all purchasers.

SEC. 7. Sales slips and records. Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery, a duplicate copy of each sales slip delivered to him pursuant to this section. For any sale of \$50.00 or more, each seller regardless of previous custom, must keep records showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. Amendment. This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-3 shall become effective February 11, 1946.

Issued this 8th day of February 1946.

CARSON VAUGHAN,
District Director.

APPENDIX A

The following are the commodities and maximum prices governing retail sales of Heavy Masonry Building Materials in the Chattanooga (Tenn) Trade Area, as defined in and established by Area Pricing Order No. G-3 issued under the provisions of General Order 68.

Chattanooga, Tennessee, Delivery Zones as outlined in Order G-3 under General Order No. 68 and to which all dealers shall conform.

Zone No. 1. Bounded by: Georgia State line on the south; South and North Moore Road on the east; Midland Pike and Appling Street to Pineville road on the north; Pineville road and city limit line on the west.

Zone No. 2. Includes the following specified locations and vicinities: Airport, Baylor School, Brainard Hills, Bonny Oaks, King's Point, Pineville, Lupton City, Midvale.

Zone No. 3. Includes: Boynton, Tenn., Chickamauga dam (N. and S. side), Glendale, Happy Valley Farms, Signal Mountain to Timesville road, Harrison, Hixon, Summitt, Silverdale, Lookout Mountain, Lookout Lake, Pan Gap, Ryall Springs, Tyner, Tiftonia, TNT Plant, Wauhatchie.

Zone No. 4. Includes: Apison, Collegedale, Daisy, Fairmount, Ooltewah, North of Timesville road on Signal Mountain.

	Yard	Zone 1	Zone 2	Zone 3	Zone 4
CLAY PRODUCTS					
Fire clay:					
(Plain) small quantities (per lb.)	\$0.16				
(Plain) (100-lb. bag)	1.20	\$1.35	\$1.45	\$1.50	\$1.60
"Quickpatch" (100-lb. bag)	3.35	3.35			
"Kastset" (100-lb. bag)	4.20	4.20			
"Hydroset" (100-lb. bag)	3.45	3.45			
"Sairset" (100-lb. bag)	5.70	5.70			
"Superplastic" (100-lb. bag)	3.85	3.85			
"Greencote"	5.20	5.20			
FIRE BRICK					
8" building (per M)	66.00				
Alabama 9" 1st quality (per M)	95.00	100.00	100.00	100.00	100.00
Alabama 9" 2d quality (per M)	85.00	90.00	90.00	90.00	90.00
Alabama 9" 3d quality (per M)	75.00	80.00	80.00	80.00	80.00
Acme or Empire (per M)	88.15	93.15			
Ozark or St. Louis (per M)	77.90	82.90			
Green's Mexico (per M)	98.95	103.95			
Green's XX-99 (per M)	134.10	139.10			
Mizzou (per M)	170.00	175.00			
FLUE LININGS					
<i>(Rectangular)</i>					
8 1/2" x 8 1/2" (lin. ft.)	.44	.54	.57	.59	.62
8 1/2 x 13 (lin. ft.)	.70	.81	.85	.90	.93
8 1/2 x 18 (lin. ft.)	.92	1.08	1.13	1.19	1.24
13 x 13 (lin. ft.)	.92	1.08	1.13	1.19	1.24
13 x 18 (lin. ft.)	1.30	1.62	1.74	1.78	1.87
18 x 18 (lin. ft.)	2.00	2.38	2.49	2.61	2.74
20 x 20 (lin. ft.)	2.54	2.97	3.12	3.27	3.41
24 x 24 (lin. ft.)	3.51	4.16	4.36	4.58	4.78
<i>Round</i>					
Diameter:					
6" (lin. ft.)	.38	.43	.45	.48	.50
8" (lin. ft.)	.54	.65	.69	.71	.75
10" (lin. ft.)	.76	.92	.96	1.02	1.06
12" (lin. ft.)	1.08	1.35	1.41	1.49	1.56
15" (lin. ft.)	1.35	1.78	1.87	1.97	2.13
18" (lin. ft.)	1.94	2.48	2.61	2.73	2.86
21" (lin. ft.)	2.70	3.51	3.68	3.87	4.04
24" (lin. ft.)	3.78	4.59	4.82	5.05	5.28
FLUE PIPE					
Diameter:					
6" (lin. ft.)	.38	.43	.45	.48	.50
7" (lin. ft.)	.44	.49	.51	.53	.55
8" (lin. ft.)	.54	.59	.63	.66	.68
ANCHOR BONNETS					
Diameter:					
6" (each)	2.16	2.43	2.55	2.68	2.80
7" (each)	2.70	2.97	3.11	3.27	3.41
8" (each)	3.46	3.78	3.97	4.16	4.35
BOTTOMS					
<i>Chime</i>					
Diameter:					
6" (each)	1.62	1.89	1.99	2.08	2.16
7" (each)	1.89	2.43	2.55	2.68	2.80
8" (each)	2.27	2.59	2.72	2.85	2.98
<i>Drop</i>					
Diameter:					
6" (each)	2.43	2.70	2.84	2.97	3.11
7" (each)	2.70	2.97	3.11	3.27	3.41
8" (each)	3.46	3.78	3.97	4.16	4.35
FARM DRAIN TILE					
Diameter:					
4" (lin. ft.)	.08	.09	.10	.11	.12
6" (lin. ft.)	.12	.15	.16	.17	.18
8" (lin. ft.)	.23	.27	.28	.30	.32
FLUE THIMBLES					
6" x 9" (each)					
6" x 9" (each)	.55	.70	.73	.77	.80
6" x 12" (each)	.35	.50	.52	.55	.57
6" x 6" (each)	.45	.60	.63	.65	.68
6" x 12" (each)	.60	.75	.79	.82	.86
7" x 4" (each)	.45	.60	.63	.66	.68
7" x 6" (each)	.55	.70	.73	.77	.80
7" x 9" (each)	.65	.80	.84	.88	.91
7" x 12" (each)	.75	.90	.94	.99	1.03
8" x 4" (each)	.50	.65	.69	.71	.74
8" x 6" (each)	.60	.75	.79	.82	.86
8" x 9" (each)	.80	.95	.99	1.04	1.08
8" x 12" (each)	.90	1.05	1.10	1.15	1.19
9" x 4" (each)	.60	.75	.79	.82	.86
9" x 6" (each)	.70	.85	.89	0.94	0.98
9" x 9" (each)	.85	1.10	1.15	1.20	1.25
9" x 12" (each)	.95	1.30	1.36	1.38	1.44
10" x 6" (each)	.90	.95	1.00	1.04	1.07
10" x 9" (each)	.90	1.15	1.20	1.26	1.30
10" x 12" (each)	1.00	1.30	1.36	1.38	1.44
GRATE BACKS					
2 1/2 x 12" x 18" (each)					
2 1/2 x 12" x 18" (each)	1.25	1.50	1.75	2.00	2.25
2 1/2 x 12" x 20" (each)	1.35	1.65	1.90	2.15	2.40
2 1/2 x 12" x 22" (each)	1.50	1.75	2.00	2.25	2.50
2 1/2 x 12" x 24" (each)	1.60	1.85	2.10	2.35	2.60
2 1/2 x 12" x 26" (each)	1.75	2.00	2.25	2.50	2.75
2 1/2 x 12" x 28" (each)	2.00	2.25	2.50	2.75	3.00
2 1/2 x 12" x 30" (each)	2.75	3.00	3.25	3.50	3.75

	Zone 1	Zone 2	Zone 3	Zone 4
LIME				
Lump (Sherwood), 1 c. l. (94-lb. bags).....	\$1.25	\$1.50	\$1.70	.....
Mason's hydrated, 1 c. l. (50-lb. bags).....	.50	.70	.80	.....
Mason's hydrated, 1 c. l. (50-lb. bags).....	1.85	2.25	2.50	.....
Mason's hydrated, 1 c. l. (100-lb. bags).....	18.50	22.50	25.00	.....
Mason's hydrated, 1 c. l. (100-lb. bags).....	15.00	(⁹)	(⁹)	(⁹)

MORTAR COLORS
Yard or free delivery

Double strength red, buff, chocolate or black:
Per lb. \$0.10
Per 100-lb. bag 8.00

Yellow buff:
Per lb.35
Per 100-lb. bag 30.00

	Zone 1	Zone 2	Zone 3	Zone 4
FLASTER AND PLASTER PRODUCTS				
Gypsum wall plaster, 1 c. l. (100-lb. bag).....	\$19.50	\$22.50	\$24.50	.....
Gypsum wall plaster, 1 c. l. (100-lb. bag).....	1.10	1.60	1.85	.....
Gypsum wall plaster, e. l. ton.....	19.50	(⁹)	(⁹)	(⁹)
White gauging plaster, 1 c. l. (100-lb. bag).....	1.85	1.85	2.10	.....
White moulding plaster, 1 c. l. (100-lb. bag).....	1.50	2.35	2.80	.....
Keene's cement plaster, 1 c. l. (100-lb. bag).....	2.10	2.35	2.85	.....
White cement plaster 1 c. l. (100-lb. bag).....	2.30	2.55	2.80	.....
FINISHING LIME				
Ohio, 1 c. l. (50-lb. bag).....	.70	.85	1.25	.....
Ohio, e. l. (Bbl.).....	2.15	(⁹)	(⁹)	(⁹)
LATH NAILS				
3d fine (for wood laths) (per lb.).....	.10	.....	.....	.....
1 1/2" x 3/8" head (for gyp lath) (per lb.).....	.11	.....	.....	.....
METAL LATH (C. C. L.)				
2.5-lb. painted diamond mesh (sq. yd.).....	.27	.30	.31	.32
3.0-lb. painted diamond mesh (sq. yd.).....	.30	.32	.33	.34
3.4-lb. painted diamond mesh (sq. yd.).....	.33	.34	.35	.36
3.0-lb. Hybrid 3/8" diamond mesh (sq. yd.).....	.33	.35	.38	.40
3.0-lb. Hybrid 3/8" diamond mesh (sq. yd.).....	.34	.37	.38	.40
3.0-lb. Hybrid 3/8" diamond mesh (sq. yd.).....	.36	.38	.39	.41
3.4-lb. Hybrid 3/8" diamond mesh (sq. yd.).....	.33	.37	.38	.40
3.4-lb. Hybrid 3/8" diamond mesh (sq. yd.).....	.34	.37	.38	.40
0.60-lb. Hybrid 3/8" (sq. ft.).....	.08	.085	.09	.10
0.75-lb. Hybrid 3/8" (sq. ft.).....	.09	.095	.10	.11
3.0-lb. double mesh (sq. yd.).....	.33	.36	.38	.39

	Zone 1	Zone 2	Zone 3	Zone 4
SIDING				
U. S. G. #500 wavy butt Asbestos (1 c. l.):	7.50	8.50	.....	.....
12" x 24" gray (sq.).....	8.50	.....	.....	.....
12" x 24" white (sq.).....	.....	.....	.....	.....
ROLL BRICK ASPHALT SIDING				
105 lb. red or buff.....	3.75	4.00	.....	.....
ROOFING (ASPHALT) (L. C. L.)				
210 lb. Square Butt strip shingle (sq.).....	6.00	.....	.....	.....
167 lb. Hexagonal strip shingle (sq.).....	4.75	.....	.....	.....
90 lb. Slate surface roll (sq.).....	2.65	.....	.....	.....
65 lb. Extra heavy mica roll (sq.).....	2.50	.....	.....	.....
55 lb. heavy mica roll (sq.).....	2.25	.....	.....	.....
45 lb. medium mica roll (sq.).....	1.80	.....	.....	.....
35 lb. light mica roll (sq.).....	1.35	.....	.....	.....
WALBOARD (L. C. L.)				
3/16" pulpwood (competitive) (M sq. ft.).....	40.00	42.50	45.00	47.50
3/16" pulpwood (Urscom) (M sq. ft.).....	45.00	47.50	50.00	52.50
3/16" pulpwood (genuine Beaver) (M sq. ft.).....	45.00	47.50	50.00	52.50

	F. o. b. cars, Chattanooga, Tenn.			
	Smooth	Scored	Zone 1	Zone 2
HOLLOW TILE				
<i>Load bearing</i>				
4 x 12 x 12 (per M pes).....	\$123.78	\$112.60	.....	.....
6 x 12 x 12 (per M pes).....	185.70	171.15	.....	.....
8 x 12 x 12 (per M pes).....	210.42	192.33	.....	.....
PARTITION TILE				
3 x 12 x 12 (per M pes).....	103.92	93.92	.....	.....
4 x 12 x 12 (per M pes).....	109.06	99.06	.....	.....
6 x 12 x 12 (per M pes).....	147.14	136.14	.....	.....
8 x 12 x 12 (per M pes).....	202.70	185.70	.....	.....
2 x 12 x 12 (Split furring) (per M pes).....	55.68	50.60	.....	.....

	Zone 1	Zone 2	Zone 3	Zone 4
BRICK				
Local, common (per M).....	\$18.00	\$20.50	\$22.50	\$24.50
Shipped, common (per M).....	18.50	(⁹)	(⁹)	(⁹)
Shipped, common (less than M).....	34.00	(⁹)	(⁹)	(⁹)
.....	35.00	(⁹)	(⁹)	(⁹)
CONCRETE BLOCKS¹				
Stone:				
4 x 8 x 16 (each).....	.11	.12	.14	.15
6 x 8 x 16 (each).....	.14	.15	.17	.18
8 x 8 x 16 (each).....	.175	.18	.20	.21
.....	.10	.105	.115	.12
Cinder:				
4 x 8 x 16 (each).....	.10	.11	.13	.14
6 x 8 x 16 (each).....	.13	.14	.16	.17
8 x 8 x 16 (each).....	.15	.17	.19	.20
.....	.09	.095	.105	.11
CEMENT				
Portland (in paper), 1 c. l. (bbl.).....	2.95	3.25	3.75	4.25
Portland (in paper), (94-lb. bag).....	.85	1.15	1.30	1.50
Magnolia (in paper), 1 c. l. (bbl.).....	2.85	3.10	3.75	4.20
High Early Strength, 1 c. l. (bbl.).....	3.26	4.25	4.75	5.25
High Early Strength, (94-lb. bag).....	1.90	1.30	1.70	2.10
White Medusa, 1 c. l. (bbl.).....	.75	10.10	12.10	14.10
Masonry cement (Brixmont or equal) (65-lb. bag).....	.95	1.05	1.25	1.45
Portland cement, c. l. f. o. b. siding (per bbl.).....	2.67	2.97	3.27	3.57
Magnolia cement, c. l. f. o. b. siding (per bbl.).....	2.38	2.58	2.98	3.18
High Early Strength, c. l. f. o. b. siding (per bbl.).....	3.17	3.17	3.17	3.17
GRAVEL (TENNESSEE RIVER)				
2 1/2" down, 1 c. l. (per ton).....	2.50	3.00	4.50	6.00
2 1/2" down, c. l. l. (per ton).....	1.70	(⁹)	(⁹)	(⁹)
1 1/2" down, 1 c. l. (per ton).....	2.50	3.00	4.50	6.00
1 1/2" down, c. l. l. (per ton).....	1.70	(⁹)	(⁹)	(⁹)
Pea gravel, 1 c. l. (per ton).....	2.60	3.10	4.60	6.10
Pea gravel, c. l. l. (per ton).....	1.80	(⁹)	(⁹)	(⁹)
Crushed limestone, 1 c. l.	3.50	4.00	6.00	8.00
SAND (TENNESSEE RIVER)				
Concrete sand, 1 c. l. (per ton).....	2.75	3.25	4.75	6.25
Concrete sand, c. l. l. (per ton).....	1.95	(⁹)	(⁹)	(⁹)
Dumfries sand, 1 c. l. (per ton).....	3.25	3.75	5.25	6.75
Dumfries sand, c. l. l. (per ton).....	2.45	(⁹)	(⁹)	(⁹)
Monteagle sand, 1 c. l. (per ton).....	3.75	4.25	5.75	6.25
Monteagle sand, c. l. l. (per ton).....	2.90	(⁹)	(⁹)	(⁹)
So. Georgia sand, 1 c. l. (per ton).....	4.25	4.75	6.25	6.75
So. Georgia sand, c. l. l. (per ton).....	3.35	(⁹)	(⁹)	(⁹)

¹ F. o. b. Chattanooga switching area.
² No delivery.
³ Above delivery prices are based on a minimum load of 300 full-size blocks or 300 half-size blocks. For delivery of loads less than the minimum add \$1 per load for delivery. Above prices are based on load-bearing blocks manufactured in accordance with Federal Specifications SS-C-621, dated Apr. 28, 1931, with Amendment No. 1 dated May 1935.

¹ F. o. b. siding, Chattanooga.

	Yard	Zone 1	Zone 2	Zone 3	Zone 4
INSULATION BOARD					
3/4" competitive type (M. sq. ft.)	\$41.00	\$41.00	\$44.10	\$46.20	\$48.30
1/2" competitive type (M. sq. ft.)	52.00	52.00	54.50	57.00	59.50
3/8" asphalt type (M. sq. ft.)	62.50	63.50	66.50	69.50	72.50
GYPSUM PLASTER BOARD					
1/2" gypsum (sheetrock) (M. sq. ft.)	37.50	38.50	39.25	41.00	42.75
3/8" gypsum (sheetrock) (M. sq. ft.)	42.50	43.50	45.75	47.75	50.00
1/2" gypsum (sheetrock) (M. sq. ft.)	46.50	47.50	49.85	52.25	54.85
1/2" Gypplath sheathing (M. sq. ft.)	47.00	48.00	50.00	52.00	54.00
3/8" plaster base (rock lath) (M. sq. ft.)	26.00	28.00	29.00	30.00	32.00
PINEWOOD BOARD (L. C. L.)					
1 1/2" standard (M. sq. ft.)	75.00	80.00	84.00	88.00	92.00
3/4" standard (M. sq. ft.)	93.75	98.75	102.75	106.75	110.75
1 1/4" standard (M. sq. ft.)	115.00	120.00	124.00	128.00	132.00
3/8" tempered (M. sq. ft.)	95.00	100.00	104.00	108.00	112.00
1/2" tempered (M. sq. ft.)	107.50	112.50	116.50	120.50	124.50
3/4" tempered (M. sq. ft.)	130.00	135.00	139.00	143.00	147.00
1 1/4" tempered tile (M. sq. ft.)	125.00	125.00	129.00	133.00	137.00

Discounts, allowances and terms of sale: All prices are subject to customary trade discounts which must be preserved.

[F. R. Doc. 46-4411; Filed, Mar. 15, 1946; 12:48 p. m.]

[Region VII Order G-29 Under RMPR 251]
PAINTING, DECORATING AND PAPERHANGING SERVICES IN NEW MEXICO

Order No. G-29 Under Revised Maximum Price Regulation No. 251. Maximum prices for painting, decorating and paperhanging services in the State of New Mexico. Docket No. 7-251-9-30.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended and by Sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. What this order does. (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of New Mexico.

(b) **Definitions.** (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political subdivisions; or any agency of any of the foregoing; and includes subcontractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture or equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings or floors thereof, or the application of calcimine, shellac, varnish, or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from services with liquid, steak, sand

blast or any other method, and such other services as are commonly included in the rendering of painting, decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942, for the same class of laborers or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant to an apprenticeship agreement is engaged in learning the trade, and who renders, painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paperhanging services as an assistant or otherwise.

SEC. 2. Geographical applicability. This Order G-29 applies to all of the State of New Mexico.

SEC. 3. Relationship of this order to Revised Maximum Price Regulation No. 251. This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Albuquerque District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

Sec. 4. Maximum prices. The maximum prices for services covered by this order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in sub-section I of this section. The maximum price of the materials used and of other permitted charges are given in sub-section II of this section.

I. Maximum labor charges. (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE I—MAXIMUM LABOR CHARGE PER HOUR STRAIGHT TIME

Column A	Column B
Labor cost per hour:	Maximum labor charge per hour straight time
\$1.00 or less	(¹)
\$1.01 to \$1.04	\$1.65
\$1.05 to \$1.09	1.70
\$1.10 to \$1.14	1.80
\$1.15 to \$1.19	1.90
\$1.20 to \$1.24	1.95
\$1.25 to \$1.29	2.05
\$1.30 to \$1.34	2.10
\$1.35 to \$1.39	2.20
\$1.40 to \$1.44	2.25
\$1.45 to \$1.49	2.35
\$1.50 to \$1.54	2.45
\$1.55 to \$1.59	2.50
\$1.60 to \$1.64	2.60
\$1.65 to \$1.69	2.70
\$1.70 to \$1.74	2.75
\$1.75 to \$1.79	2.85
\$1.80 to \$1.84	2.90
\$1.85 to \$1.89	3.00
\$1.90 to \$1.94	3.05
\$1.95 to \$1.99	3.15
\$2.00 or more	(¹)

¹ 160 percent of actual labor cost.

(a) **Measurement of hours.** The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's

shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m., whichever is the customary quitting time, and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees shall charge for his services not more than the hourly rate charged by him as of the date of this order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. *Maximum prices of materials and other permitted charges.*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail, by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturers' label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are sub-contracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March, 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March, 1942. If the seller acquired such special equipment after March, 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable

maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man-hour of time consumed on the particular job.

(5) *Out-of-town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If on any job covered by this order any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification.*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser, a statement, and keep a copy thereof at his principal place of business, showing the following:

- (1) The names and addresses of the seller and purchaser.
- (2) The location of the job.
- (3) The date the job was completed.
- (4) The description of the work performed and the total charged for the

job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

- (1) The name and address of the purchaser.
- (2) The location of the job.
- (3) A copy of any and all contracts pertaining to each sale.
- (4) The time the job was commenced and completed.
- (5) A description of the services performed and materials used, and the quantities and prices of each.
- (6) The hours worked and labor charges by types and classes of labor.
- (7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall, within thirty days after the effective date of this order, or within 10 days after any increase in labor costs is put into effect, or in the case of new sellers within ten days after first entering business, file with the Albuquerque District Office of the Office of Price Administration the following information:

- (1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.
- (2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulations for retail sales of such materials by established paint, decorating, and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services subcontracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March, 1942, or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by self-employed painters, decorators, or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within 20 days from the time of the filing, the proposed prices shall be deemed to be in effect.

Sec. 10. Prohibitions against sales at higher than maximum prices. On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

Sec. 11. Evasions. Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used, than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services cov-

ered by this order nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

Sec. 12. Less than maximum prices. Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

Sec. 13. Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

Sec. 14. Revocation or amendment. This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-29 shall become effective March 1, 1946.

Issued this 18th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-4412; Filed, Mar. 15, 1946; 12:48 p. m.]

[Region VI Order G-114 Under 18 (c)]

PAN BREAD AND BREAD-TYPE ROLLS IN CHICAGO, ILL., AREA

This order is issued for the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation.

1. *What this order does.* This order adjusts maximum prices for sales of pan bread and bread-type rolls, other than chain store private label bread and bread-type rolls:

(a) In the Chicago Marketing Area;
(b) By producers whose bakeries are located within the Chicago Marketing Area, irrespective of where the sales are made;

(c) By resellers in Region VI of the Office of Price Administration, if the bread has been reduced in weight or the bread-type rolls increased in price under the authority of this order.

2. *Sales by bakeries—(a) Pan bread.* The maximum price for sales by producers for each size loaf of pan bread, other than chain store private label bread, within the Chicago Marketing Area and for sales, wherever made, by producers whose bakeries are located

within this area shall be whichever of the following is the highest:

(i) The seller's maximum price for such loaf determined under the General Maximum Price Regulation; or

(ii) The seller's maximum price for such loaf authorized by any other regulation or order of the Office of Price Administration; or

(iii) The seller's present maximum price for such loaf, determined under (i) or (ii) above, except that the weight of such loaf may be reduced providing the reduction in weight shall not increase the per ounce price of such loaf by more than one-sixteenth ($\frac{1}{16}$) cent. In no event shall the price computed under this sub-paragraph exceed 9¢ per pound net weight for sales at wholesale and 11¢ per pound net weight for sales at retail.

Example 1: A wholesale baker now sells an 18-ounce loaf of white pan bread for 8¢. He proposes to reduce the weight of this loaf to 16 ozs. The present price per ounce is 44¢. The proposed price per ounce is 50¢. This weight reduction is permissible because the increased price per ounce is less than $\frac{1}{16}$ ¢ and the resulting price is less than 9¢ per pound.

Example 2: A retail baker now bakes and sells an 18-ounce loaf of pan raisin bread for 13¢. He proposes to reduce the weight of this loaf to 16 ounces. This is not permitted because the price is more than 11¢ per pound, the highest retail bread price affected by this order.

Example 3: A wholesale baker now sells a 22.35-ounce loaf of white pan bread to retailers for 9½¢. He proposes to reduce this loaf to 18 ounces. This is not permitted, because the price per ounce would be increased from 42¢ to 52¢, which is more than an increase of $\frac{1}{16}$ ¢ per ounce. The minimum weight permitted is 19.5 ounces because at this weight the increase is exactly $\frac{1}{16}$ ¢ per ounce.

Example 4: A retail baker now bakes and sells a 16-ounce loaf of whole wheat pan bread for 10¢. He proposes to reduce the weight of this loaf to 15 ounces. The present price per ounce is 62¢. The proposed price per ounce is 66¢. The weight reduction is permissible because the increase in price per ounce is less than $\frac{1}{16}$ ¢ and the resulting price is less than 11¢ per pound.

(b) *Bread-type rolls.* The maximum price for sales by producers of bread-type rolls, other than chain store private label bread-type rolls, within the Chicago Marketing Area and for sales, wherever made, by producers whose bakeries are located within this area, shall be the seller's present maximum price plus 1¢ per dozen.

3. *Sales by resellers—(a) Pan bread.*
(i) The maximum price for sales by resellers of pan bread reduced in weight under the provisions of section 2 (a) (iii) above shall be the maximum price in cents in effect for such loaf prior to its reduction in weight.

(ii) The maximum price for sales by resellers of pan bread which is not reduced in weight shall be the reseller's present maximum price as determined under the General Maximum Price Regulation, or under any other applicable regulation or order of the Office of Price Administration, whichever is the higher.

(b) *Bread-type rolls.* The maximum price for sales by resellers within Region VI of the Office of Price Administration of bread-type rolls, the wholesale price of which has been increased under Section

2 (b), shall be the seller's present maximum price plus one (1) cent per dozen.

4. *Definitions.* (a) "Chain store private label bread and rolls" means bread or rolls sold under a distinctive name or label in one or more retail grocery or general merchandise stores comprising the whole or part of a chain of four or more stores and operating as cooperatives or under a common trade name or common ownership. Each of said four stores must customarily do more than 60 percent of its business in merchandise other than bakery products.

(b) "Sales at retail" is a sale to an ultimate consumer.

(c) "Sale at wholesale" is a sale other than a sale to an ultimate consumer.

(d) "Chicago marketing area" for the purpose of this Order consists of the counties of Cook, Lake, DuPage in Illinois and Lake County in Indiana.

(e) "Pan bread" means any bread baked in a pan, form or screen.

(f) "Bread-type rolls" include, but is not limited to, plain white rolls and buns and the semi-dough type such as soft rolls, hamburger, hot dog and parker house and hard rolls such as vienna and kaiser, all made without fillings or icings. They do not include yeast-raised sweet rolls or sweet buns, cinnamon rolls, buns, butter flavored rolls, etc.

5. *Notification and reporting.* (a) Each producer who decreases the weight of pan bread under section 2 (a) (iii) above or increases the price of bread-type rolls under section 2 (b) above, shall, within five days after such weight change or price increase, notify the Chicago Metropolitan District Office of the Office of Price Administration at 222 West Adams Street, Chicago 6, Illinois. This notification shall be in duplicate and shall give the name and address of the producer, the effective date of such change, the previous and present weights of each type of bread and the previous and increased prices of each type of bread-type rolls, as changed under authority of this order.

(b) With the first delivery of pan bread after the weight has been decreased or of bread-type rolls after the maximum price has been increased under any provision of this order, the producer shall supply each reseller with a written notice similar to the one below.

NOTICE TO RESELLERS OF BREAD AND BREAD-TYPE ROLLS

The Office of Price Administration has permitted us to reduce the weight of our loaves of pan bread, without a reduction in price as follows:

(Describe items by kind, variety, brand and size, giving previous and reduced weights.)

We are authorized to inform you that you may continue to sell the loaves of reduced weight at the prices for which you sold them prior to such reduction.

We have also been permitted by the Office of Price Administration to increase the price of our bread-type rolls by 1¢ per dozen. We have increased the price of our (type) rolls by (amount) ¢ per dozen. You may also increase your maximum price for these rolls by 1¢ per dozen.

These changes are effective on _____ (date).

(Name of producer)

6. *Relation to Office of Price Administration Regulations.* Except as modified herein, the provisions of the General Maximum Price Regulation and Revised Supplementary Regulation No. 14B to the General Maximum Price Regulation shall remain in full force and effect and shall not be evaded by any change in the business or trade practices in effect during the base period established by those regulations. Customary discounts and allowances shall be continued except as this requirement is modified by Section 3 of Revised Supplementary Regulation No. 14B to the General Maximum Price Regulation.

7. *Revocability.* This order may be revoked, amended or corrected at any time.

This order has been approved by the Secretary of Agriculture.

This order shall be effective March 15, 1946.

Issued this 15th day of March 1946.

EARL W. CLARK,
Acting Regional Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4420; Filed, Mar. 15, 1946; 4:40 p. m.]

[Region IV Rev. Gen. Order G-1 Under Gen. Order 50, Amdt. 3]

MALT AND CEREAL BEVERAGES IN JEFFERSON COUNTY, ALA.

Amendment No. 3 to Revised General Order No. G-1 under General Order No. 50. Maximum prices for malt and cereal beverages in Jefferson County, Alabama. Docket No. 41a-RGO G1-GO 50-3.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the District Director of the Birmingham Alabama District Office of Region IV of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944; *It is hereby ordered*, That Appendix B of Revised Order No. G-1 under General Order No. 50 which was issued by the Birmingham District Office on the 25th day of October, 1945, is hereby amended by adding to the list of beverages set forth in the said appendix the following brand of beer:

Brand or trade name	Maximum prices per bottle					
	Group 1-B		Group 2-B		Group 3-B	
Pilsener Club Beer....	\$0.20	\$0.45	\$0.18	\$0.43	\$0.16	\$0.38

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

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; G.O. 50, 8 F.R. 4808)

This Amendment No. 3 to the order shall become effective immediately.

Issued this 19th day of February 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46-4534; Filed, Mar. 18, 1946; 4:15 p. m.]

[Region II Order G-37 Under RMPR 122, Amdt. 5]

PENNSYLVANIA ANTHRACITE IN NEW YORK STATE

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is ordered*:

1. Paragraphs (j) (1) and (j) (2) are amended to read as follows:

(j) Schedule VII. * * *

(1) *Sales on a "direct-delivery" basis.* For sales of anthracite of the sizes and in the quantities specified.

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more, but less than ¼ ton)
Broken, egg, stove, nut.....	\$15.45	\$8.05	\$4.25	\$0.90
Pea.....	13.40	7.00	3.70	.80
Buckwheat.....	11.30	5.95	3.20	-----
Rice.....	10.35	5.50	2.95	-----
Barley.....	9.10	4.85	2.65	-----
Screenings.....	4.85	-----	-----	-----

(2) *"Yard sales"*. For sales of anthracite of the sizes and in the quantities specified to dealers and to consumers.

Size	Per net ton	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ¼ ton)
Broken, egg, stove, nut.....	\$12.80	\$13.75	\$7.20	\$3.80	\$0.80
Pea.....	10.70	11.70	6.15	3.30	.70
Buckwheat.....	8.65	9.60	5.10	2.75	-----
Rice.....	7.65	8.65	4.65	2.55	-----
Barley.....	6.40	7.40	4.00	2.20	-----
Screenings.....	3.75	3.75	-----	-----	-----

NOTE: Discounts and service charges remain unchanged.

This Amendment No. 5 to Order No. G-37 shall become effective March 4, 1946.

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

Issued March 1, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4535; Filed, Mar. 18, 1946; 4:15 p. m.]

[Region IV Order G-26 Under SR 15]

MILK HAULING SERVICES IN MEMPHIS, TENN., AREA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the

Office of Price Administration by § 1499.75 (a) (3) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, *It is hereby ordered:*

(a) On and after the effective date of this order all haulers of milk over established routes in the Memphis Milk Shed, into the plant of the Mid-South Milk Producers Association, located at Memphis, Tennessee, may not sell or offer to sell the milk hauling services, above described, at prices in excess of 20¢ per cwt.

(b) Lower prices than those provided herein may be charged.

(c) *Definitions.* (1) Except as provided herein, and unless the context otherwise requires, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

(d) All haulers of milk described in paragraph (a) of this order shall make available for inspection by all purchasers of the service, a copy of this order and opinion.

(e) Except as otherwise provided herein, all transactions subject to this order shall remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments, orders, and supplementary regulations that heretofore have been, or hereafter may be, issued.

(f) This order may be revoked, amended, or corrected at any time.

This order shall become effective February 18, 1946.

Issued: February 13, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-4408; Filed, Mar. 15, 1946; 12:47 p. m.]

[Region VI Rev. Order G-5 Under RMPR 122, Corr. to Amdt 6]

SOLID FUELS IN TWIN CITIES AREA

An opinion accompanying this Amendment has been issued simultaneously herewith. Revised Order No. G-5 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respects:

(1) Paragraph (c) (1) of the price schedule is hereby amended to read as follows:

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices for sales by direct delivery of specified sizes, kinds and quantities of solid fuels. Column 1 describes the coal for which prices are established; columns 2 and 3 show maximum prices at which sales of domestic coal may be made by the dealer; columns 4 and 5 show the maximum prices for sales of steam coal; and columns 6 and 7 show the maximum prices for yard sales to other dealers for resale. All prices are on a net ton basis, except when it is otherwise specifically stated. These prices do not apply to rail shipments from the river docks.

SCHEDULE

Description	Domestic coal		Steam coal		Dealer at Plant	
	Delivered	Consumer at yard	Delivered	Consumer at yard	Domestic	Steam
	1	2	3	4	5	6	7
I. High volatile bituminous coal from district Nos. 2 and 3 (northern West Virginia and western Pennsylvania):						
1. Lump, 2" and over.....	\$13.34	\$12.24	\$11.40	\$10.90	\$10.49	\$10.30
2. Egg, 3/4" x 2".....	13.09	11.99	11.20	10.70	10.24	10.10
3. Stove, 2" x 1 1/4".....	12.74	11.64	10.85	10.35	9.89	9.75
4. Domestic stoker.....	12.04	10.94	9.80	9.30	8.89	8.70
5. Screenings 1 1/4" and not exceeding 2" x 0.....	11.49	10.39	9.25	8.75	8.14	8.15
6. Modified screenings.....	11.64	10.54	9.40	8.90	8.29	8.30
II. High volatile bituminous coal from district No. 4 (Ohio):						
1. Hocking Valley lump over 2".....	13.09	11.99	11.15	10.65	10.24	10.05
2. Hocking Valley egg, 4" x 2".....	12.94	11.84	11.00	10.50	10.09	9.90
3. Hocking Valley stove, 2" x 1 1/4".....	12.49	11.39	10.55	10.05	9.64	9.45
4. Hocking Valley screenings, 1 1/4" not exceeding 2" x 0.....	11.39	10.29	9.10	8.60	8.04	8.00
III. Low volatile bituminous:						
Coal from district No. 7 (West Virginia and northern Virginia Smokeless):						
1. Lump, 2" and over and egg mixed.....	15.99	14.89	14.50	14.00	13.14	13.40
2. Egg, 3/4" x 2" and larger.....	16.34	15.24	14.85	14.35	13.49	13.75
3. Stove, 2" x 1 1/4" and larger.....	15.79	14.69	14.30	13.80	12.94	13.20
4. Pea or nut, 1 1/2" x 5/8".....	14.99	13.89	12.45	11.95	12.14	11.35
5. Stoker pea, 5/8" x 1/2".....	13.99	12.89	12.35	11.85	11.14	11.25
6. Unscreened stoker (buckwheat).....	12.74	11.64	10.65	10.15	10.39	9.55
7. Screenings, 5/8" x 0 and larger.....	11.99	10.89	9.75	9.25	9.64	8.65
8. Run-of-mine.....	13.89	12.75	12.35	11.85	11.39	11.25
Coal from mine index No. 73, the Glen Rogers Mine of the Raleigh Wyoming Coal Co.:						
9. Lump, 2" and over.....	17.14	16.04	15.65	15.15	14.29	14.55
10. Egg, 3/4" x 2" and larger.....	17.49	16.39	16.00	15.50	14.64	14.90
11. Stove, 2" x 1 1/4" and larger.....	16.94	15.84	15.40	14.90	14.09	14.30
IV. Low volatile bituminous coal (smithing) from district No. 7 (West Virginia and northern Virginia):						
1. Smithing coal—bulk.....	15.39	14.29	13.90	13.40	12.54	12.80
V. High volatile bituminous coal from district No. 8 (southern West Virginia, Virginia, eastern Kentucky, northern Tennessee):						
1. Lump, 2" and over:						
a. Premium Ky. (inc. coals in High Splint, Miller's Creek and Jellico Seams and No. 5 seam coal in price classification A).....						
	14.79	13.69	12.90	12.40	11.94	11.80
b. Elkhorn.....						
	14.39	13.29	12.50	12.00	11.54	11.40
c. Harlan.....						
	14.24	13.14	12.35	11.85	11.39	11.25
d. Dorothy, Hazard.....						
	14.04	12.94	12.15	11.65	11.19	11.05
e. Island Creek.....						
	13.84	12.74	11.95	11.45	10.99	10.85
2. Egg:						
a. Premium Kentucky (inc. coals in High Splint, Miller's Creek and Jellico seams and No. 5 seam coal in price classification A).....						
	14.59	13.49	12.70	12.20	11.74	11.60
b. Elkhorn.....						
	14.19	13.09	12.30	11.80	11.34	11.20
c. Harlan.....						
	14.04	12.94	12.15	11.65	11.19	11.05
d. Dorothy, Hazard.....						
	13.84	12.74	11.95	11.45	10.99	10.85
e. Island Creek.....						
	13.64	12.54	11.75	11.25	10.79	10.65
3. Stove:						
A. Premium Kentucky (inc. coals in High Splint, Miller's Creek and Jellico seams and No. 5 seam coal in price classification A).....						
	14.24	13.14	12.35	11.85	11.39	11.25
B. Elkhorn.....						
	13.84	12.74	11.95	11.45	10.99	10.85
C. Harlan.....						
	13.69	12.59	11.80	11.30	10.84	10.70
D. Dorothy, Hazard.....						
	13.49	12.39	11.60	11.10	10.64	10.50
E. Island Creek.....						
	13.29	12.19	11.40	10.90	10.44	10.30
4. Domestic stoker (double screened coal):						
A. Premium Kentucky (inc. coals in High Splint, Miller's Creek and Jellico seams and No. 5 seam coal in price classification A) Elkhorn, Harlan.....						
	12.79	11.69	10.70	10.20	10.44	9.60
B. Dorothy, Hazard, Island Creek.....						
	12.49	11.39	10.40	9.90	10.14	9.30
C. Island Creek from Logan County, W. Va. in price classification H and in sizes 3/4" x 1/4".....						
	12.79	11.69	10.70	10.20	10.44	9.60
5. Screenings 1 1/4" and not exceeding 2" x 0:						
A. Premium Kentucky (inc. coals in High Splint, Miller's Creek and Jellico Seam and No. 5 seam Coal in price classification A) and Elkhorn.....						
	11.89	10.79	9.65	9.15	9.54	8.55
B. Dorothy screenings and Island Creek modified.....						
	11.74	10.64	9.50	9.00	9.39	8.40
C. Hazard, and Island Creek.....						
	11.64	10.54	9.40	8.90	9.29	8.30
VI. Cannel coal from district No. 8 (West Virginia and Eastern Kentucky):						
1. Lump, 2" and over egg.....						
	16.34	15.24			13.49	
VII. Southern mid volatile bituminous coal from district Nos. 7 and 8 and district No. 3 coal in price classification A:						
1. Lump, 2" and over.....						
	14.94	13.84	13.45	12.95	12.09	12.35
2. Egg.....						
	15.29	14.19	13.80	13.30	12.44	12.70
3. Stove, 2" x 1 1/4".....						
	14.74	13.64	13.25	12.75	11.89	12.15
4. Nut, 1 1/4" x 5/8".....						
	13.94	12.84	11.65	11.15	11.09	10.55
5. Screenings 1 1/4" and not exceeding 2" x 0.....						
	11.89	10.79	9.65	9.15	9.54	8.55
VIII. High volatile bituminous coal from district No. 9 (western Kentucky):						
A. 14th and Stray seams:						
1. Egg, 6" x 3" and 3" x 2".....						
	11.20	10.10	9.46	8.96	8.35	8.36
2. Washed screenings (larger than 3/8" x 0, but not exceeding 2" x 0).....						
	9.80	8.70	7.61	7.11	7.45	6.51

SCHEDULE—Continued

Issued this 31st day of January 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-4409; Filed, Mar. 15, 1946;
12:47 a. m.]

[Region I Order G-5 Under MPR 188 and
2d Rev. SR 14]

RELIABLE BROOM CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159c of Maximum Price Regulation No. 188 (and section 6.4 of Second Revised SR 14), and by virtue of the authority delegated to the Regional Administrator of Region I by § 1499.158a of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of brooms manufactured by the Reliable Broom Company, Pawtucket Ave. and Waltham St., Pawtucket, R. I.

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

Article	Model No.	Maximum prices for sales to jobbers	Maximum prices for sales to retailers	Maximum prices for sales to industrial users
Corn broom, 22-24 lbs.	6	Per doz. \$8.40	Per doz. \$10.50	Each \$1.17
Corn broom, 24-26 lbs.	6	8.80	11.00	1.22
Corn broom, 34-36 lbs.	8½	11.20	14.00	1.55
Corn and rattan broom, 45 lbs.	9½	12.80	16.00	1.78

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 19 days, net 30 days.

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

(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 such purchaser. This notice may be given in any convenient form.

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

(d) This order shall become effective on the 6th day of March 1946.

Issued this 5th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-4536; Filed, Mar. 18, 1946;
4:15 p. m.]

Description 1	Domestic coal		Steam coal		Dealer at Plant	
	Delivered 2	Consumer at yard 3	Delivered 4	Consumer at yard 5	Domestic 6	Steam 7
IX. High volatile bituminous coal from district No. 10 (Illinois):						
A. Southern subdistrict (deep machine mines) price group Nos. 1, 2 and 8:						
1. Egg, 6" x 3"	\$11.74	\$10.64	\$10.00	\$9.50	\$8.89	\$8.90
2. Small egg, 3" x 2"	11.44	10.34	9.70	9.20	8.59	8.60
3. Stove, 2" x 1½"	11.24	10.14	9.50	9.00	8.39	8.40
4. Raw screenings, not exceeding 2" x 0	9.64	8.54	7.40	6.90	7.29	6.30
5. Commercial stoker screenings, washed and dedusted, 2" x 0 and smaller, size group No. 23, 24, 25 and 27	10.14	9.04	7.85	7.35	7.79	6.75
6. Special prepared (double screened) domestic stoker, size group Nos. 21, 22 and 28	10.69	9.59	8.45	7.95	8.34	7.35
B. Central subdistrict price group Nos. 12 and 13 (deep machine mines):						
1. Lump, 5", 6", and 7"	10.84	9.74	8.85	8.35	7.99	7.75
2. Egg, 6" x 3"	10.84	9.74	8.85	8.35	7.99	7.75
3. Egg, 3" x 2"	10.74	9.64	8.75	8.25	7.89	7.65
4. Stove, 2" x 1½"	10.54	9.44	8.55	8.05	7.69	7.45
5. Washed screenings 1½" x 0	9.24	8.14	7.05	6.45	6.89	5.95
C. Belleville subdistrict, price group No. 17:						
1. Egg, 7" x 4":						
Deep	10.79	9.69	9.05	8.55	7.94	7.95
Strip	10.74	9.64	9.00	8.50	7.89	7.90
2. Egg, 4" x 2":						
Deep	10.54	9.44	8.80	8.30	7.69	7.70
Strip	10.49	9.39	8.75	8.25	7.64	7.65
3. Stove, 2" x 1½":						
Deep	10.54	9.44	8.80	8.30	7.69	7.70
Strip	10.49	9.39	8.75	8.25	7.64	7.65
4. Washed screenings 1½" x 0:						
Deep	9.44	8.34	7.25	6.75	7.09	6.15
Strip	9.39	8.29	7.20	6.70	7.04	6.10
X. High volatile bituminous coal from district No. 11 (Indiana):						
A. Linton-Sullivan subdistrict, 4th vein, price group Nos. 5-13 and 20:						
1. Egg, 8" x 4"	11.27	10.17	9.53	9.03	8.42	8.43
2. Egg, 4" x 2"	11.02	9.92	9.28	8.78	8.17	7.88
3. Stove, 2" x 1½"	10.82	9.72	9.08	8.58	7.97	7.68
4. Washed nut, 1½" x ¾"	10.37	9.27	8.78	8.28	7.67	7.08
5. Washed screenings (larger than ¾" x 0 but not exceeding 2" x 0)	9.57	8.47	7.38	6.88	7.22	6.28
XI. Bituminous coal from district No. 14 (Arkansas and Oklahoma):						
1. Production group No. 1 strip mines, including mine index Nos. 593, 1014, 1021, 1030, 1040, 1047, 1050, and 1051:						
a. Furnace and egg size group Nos. 6, 7 and 8	16.49	15.39			13.64	
b. Small egg, stove and nut, size group Nos. 9, 10, and 11	16.64	15.54			13.79	
2. Production group No. 1A machine cut mines (inc. mine index Nos. 6, 9, 173, 206, and 1022):						
a. Furnace and egg, size group Nos. 6, 7, 8	16.94	15.84			14.09	
b. Small egg, stove, and nut, size group Nos. 9, 10, and 11	17.04	15.94			14.19	
c. Range and chestnut, size group Nos. 12, 13	16.79	15.69			13.94	
3. Production group No. 1A, Mine index No. 21 only:						
a. Furnace and egg, size group Nos. 6, 7, and 8	17.54	16.44			14.69	
b. Small egg, stove, and nut, size group Nos. 9, 10, and 11	17.34	16.24			14.49	
4. Production group No. 3A, machine cut Mines: a. Lump, furnace, and egg, size group Nos. 4, 6, 7, 8:						
Mine index Nos. 76, 110, and 132	17.19	16.09			14.34	
Mine index Nos. 55 and 110	17.64	16.54			14.79	
Mine index Nos. 52 and 53	17.44	16.34			14.59	
Mine index Nos. 40, 77, and 117	17.89	16.79			15.04	
XII. Pennsylvania anthracite:						
1. Egg, stove, and nut	10.29	18.19			16.44	
2. Pea	17.59	16.49			14.74	
3. Buckwheat	15.44	14.34	13.95	13.45	12.59	12.85
4. Rice	13.09	11.99	11.10	10.60	10.74	
XIII. Briquettes, low volatile:						
1. Glen Rogers	15.34	14.24	13.85	13.35	12.49	12.75
2. All other low volatile briquettes	15.14	14.04	13.65	13.15	12.29	12.55
XIV. By-product coke:						
1. Pea	14.79	13.69	13.30	12.80	11.94	12.20
2. Egg, stove, and nut	16.04	14.94	14.55	14.05	13.19	13.45
XV. Creosote coke from Republic Creosoting Co., St. Louis Park, Minn.						
	16.44	15.34			13.59	
XVI. Packaged fuel:						
Pocahontas:						
A. Sales up to ¼ ton:						
1. 11 10-lb. packages		1.00				
2. 8 15-lb. packages		1.00				
B. ¼-ton	5.32	3.86				
C. ½-ton	9.05	7.72				
D. 1-ton	16.54	15.44				
Petroleum:						
A. ¼-ton	5.48	4.02				
B. ½-ton	9.33	8.05				
C. 1-ton	17.19	16.09				

The prices shown in column 2 shall also apply to retail sales by manufacturers of packaged fuel. Producers at plant sales are not covered by this area order.

This Amendment No. 6 to Revised Order No. G-5 is effective immediately, and it shall continue in effect as to dealers covered by Revised Order No. G-5 until April 30, 1946.

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59-17, 59-11, 54-25]

UNITED LIGHT AND POWER CO., ET AL.

ORDER APPROVING SALE OF PREFERRED STOCK

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 18th day of March, A. D., 1946.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, respondents, File No. 59-17; The United Light and Power Company and its subsidiary companies, respondents, File No. 59-11; The United Light and Power Company, applicant, File No. 54-25.

The Commission having by order dated August 5, 1941, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directed, among other things, that The United Light and Railways Company ("Railways"), a registered holding company, eliminate from its holding company system its interest (direct or indirect) in International Paper and Power Company, now known as International Paper Company (International), and in the property and assets owned by International;

Railways having given the Commission notice in writing on March 6, 1946 pursuant to Rule U-44 (c) of its intention forthwith to sell 2,436 shares of \$100 par value 5% Cumulative Convertible Preferred Stock of International, representing all of the remaining interest of Railways in International, as directed by the aforesaid order, and Railways having requested the Commission to enter an order containing the recitals, specifications and itemizations necessary to satisfy the requirements of sections 371 and 1808 (f) of the Internal Revenue Code;

The Commission finding that the sale by Railways of its interest in International is necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Act;

It is ordered, That the sale and transfer by Railways of 2,436 shares of \$100 par value 5% Cumulative Convertible Preferred Stock of International Paper Company in exchange for cash is necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, 49 Stat. 820 (U.S.C. Title 15, S.E.C. 79K (b)) and that Railways proceed forthwith to consummate such sale and transfer. This paragraph is included in our order in view of sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code. It is a condition of this order that the aforesaid sale and transfer shall be effected within sixty days after the date hereof.

It is further ordered, That the Commission's order of March 11, 1946 herein be and hereby is vacated and that this order be and hereby is substituted in lieu thereof.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.[F. R. Doc. 46-4550; Filed, Mar. 19, 1946;
11:25 a. m.]

[File No. 70-1038]

ST. JOSEPH LIGHT & POWER CO.

NOTICE OF FILING 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 15th day of March, A. D., 1946.

Notice is hereby given that St. Joseph Light & Power Company ("St. Joseph"), a subsidiary of Continental Gas & Electric Corporation, a registered holding company and a subsidiary of The United Light and Railways Company, also a registered holding company, has filed an amended application-declaration, in substitution for an application-declaration filed heretofore, pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said amended application-declaration which is on file in the offices of the Commission for a statement of the transactions therein proposed, which may be summarized as follows:

St. Joseph proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, \$3,750,000 principal amount of First Mortgage Bonds, --% Series due 1976, to be issued under an Indenture of Mortgage and Deed of Trust and a Supplemental Indenture to be dated April 1, 1946. The interest rate on said bonds (to be a multiple of $\frac{1}{8}\%$ and not to exceed $3\frac{1}{4}\%$) and the price to be received by St. Joseph (to be not less than 100% and not in excess of 102 $\frac{3}{4}\%$ of the principal amount) are to be determined by the competitive bidding. A portion of the net proceeds of the sale of the new bonds will be used to redeem St. Joseph's outstanding \$3,635,000 principal amount of First Mortgage Bonds, 4 $\frac{1}{2}\%$ Series due December 1, 1947, at the redemption price of 100% of the principal amount thereof, and the balance will be added to St. Joseph's general funds to be used for construction purposes.

The applicant-declarant states that the issuance of the new bonds will be authorized by the Public Service Commission of the State of Missouri and has applied pursuant to section 6 (b) of the act for an exemption from the requirements of sections 6 (a) and 7.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the matters set forth in said application-declaration and that said application-declaration should not be granted or permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on said application-declaration, under the applicable provisions of said act and the rules of the Commission promulgated thereunder be held at 10:30 a. m., e. s. t., on the 3rd day of April 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before April 2, 1946 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in 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 presented by such filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the proposed issue and sale of the new bonds are exempt from the requirements of section 7 of the act pursuant to section 6 (b) thereof and, if not, whether the proposed securities comply with the standards of section 7.
2. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transaction are for necessary services and are reasonable in amount.
3. Whether the accounting treatment of the proposed transaction is appropriate and in conformity with the requirements of the act.
4. What terms or conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers.
5. Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

It is further ordered, That the Secretary of the Commission shall serve a copy of this order by registered mail on the applicant-declarant herein, the Public Service Commission of the State of Missouri, and the Mayor and City Solicitor of the City of St. Joseph, Missouri; and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.[F. R. Doc. 46-4551; Filed, Mar. 19, 1946;
11:25 a. m.]

[File Nos. 70-1222, 31-541]

NORTH WEST UTILITIES CO. AND BEAR,
STEARNS & CO.

NOTICE OF FILING OF AMENDMENT

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 15th day of March A. D. 1946.

In the matters of North West Utilities Company, File No. 70-1222; Bear, Stearns & Co., File No. 31-541.

Notice is hereby given that North West Utilities Company ("North West"), a registered holding company, has filed an amendment to its filing in the above entitled matter pursuant to the Public Utility Holding Company Act of 1935.

Notice is further given that any interested person may, not later than March 27, 1946 at 5:30 p. m., e. s. t., request that the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, the declaration contained in such amendment may be permitted to become effective, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act. Any such request should be addressed: Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said amendment which is on file in the office of the Commission, for a statement of the transaction therein proposed which may be summarized as follows:

North West proposes to invest the proceeds from the proposed sale of its holdings of common stock of its subsidiary, Northwestern Public Service Company, remaining after discharging its note indebtedness of \$1,000,000, but not in excess of \$1,500,000, as paid-in surplus of Wisconsin Power and Light Company, a subsidiary of North West.

It appears that section 12 (b) of the act and Rule U-45 thereunder is applicable to the proposed transaction.

North West has requested that the Commission enter an order permitting the declaration contained in the said amendment to become effective, and that such order conform to the requirements of Supplement R and section 1808 (f) of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-4553; Filed, Mar. 19, 1946;
11:25 a. m.]

[File No. 70-1239]

CRESCENT PUBLIC SERVICE CO. AND CENTRAL
OHIO LIGHT & POWER CO.ORDER PERMITTING DECLARATION TO BECOME
EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 15th day of March, A. D. 1946.

Crescent Public Service Company, a registered holding company, and its subsidiary, Central Ohio Light & Power Company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and the order of the Commission dated February 3, 1944 (File No. 70-844) with respect to the declaration and payment by Central Ohio Light & Power Company, on or about March 15, 1946, of a dividend out of earned surplus of \$1.68 per share, or an aggregate amount of \$33,600, to the sole holder of its common stock, Crescent Public Service Company; and

Said declaration having been filed on February 25, 1945, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission having considered the declaration and it appearing that the payment of dividends as proposed will not be detrimental to the public interest or the interest of investors or consumers;

It is ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24 and to the additional terms and conditions set forth in the order aforesaid dated February 3, 1944, that said declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-4554; Filed, Mar. 19, 1946;
11:26 a. m.]

[File No. 70-1243]

UNITED GAS IMPROVEMENT CO. AND
HARRISBURG GAS CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of March 1946.

Notice is hereby given that a joint declaration-application has been filed with this Commission under the Public Utility Holding Company Act of 1935 by The United Gas Improvement Company (UGI), a registered holding company and a subsidiary of The United Corporation, also a registered holding company, and UGI's utility subsidiary, The Harrisburg Gas Company (Harrisburg); and

All interested persons are referred to said document, which is on file in the offices of the Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

(1) Harrisburg will issue and sell at public sale, pursuant to the competitive bidding provisions of Rule U-50, \$2,200,000 principal amount of First Mortgage Bonds due May 1, 1971, and apply the proceeds thereof, together with treasury cash, to the redemption of its outstand-

ing 5% First Mortgage Bonds due May 1, 1970, in the principal amount of \$2,200,000.

(2) Harrisburg will issue 5,000 shares of 4½% Preferred Stock (Cumulative) of a par value of \$100 per share and will offer to the holders of its presently outstanding 5,000 shares of 7% Preferred Stock the privilege of exchanging such stock for the new 4½% Preferred Stock on a share-for-share basis.

(3) The exchange offer shall become effective if a minimum of 4,000 shares of the 7% Preferred Stock are tendered; Harrisburg reserving the right, however, to make the offer effective, with the consent of UGI, if a lesser number of shares are tendered, in which event Harrisburg will call for redemption, at \$110 per share plus accrued dividends, all unexchanged shares of the 7% Preferred Stock outstanding.

(4) UGI will purchase from Harrisburg at \$110 per share any shares of the new 4½% Preferred Stock which are not exchanged in accordance with the offer mentioned above.

(5) The charter provisions affecting the new 4½% Preferred Stock will provide, inter alia, for a redemption price of \$110 per share; and that the holders of such stock shall have the right to elect the majority of the board of directors in the event of the accumulation of arrearages equal to four quarterly dividends and shall have special voting rights in connection with the authorization of any new stock ranking prior to or on a parity with it; the issuance, subject to certain exceptions, of debt in excess of a certain amount; and the merger or consolidation of the company.

(6) Harrisburg will change its outstanding 27,622 shares of common stock of a par value of \$100 per share to a like number of shares of common stock without par value and will reduce the stated value of such shares from \$2,762,200 to \$2,099,272 in order to create capital surplus in the amount of \$662,928 which, together with premiums on common stock now on the company's books in the amount of \$197,300 and its earned surplus, will be used to dispose of Plant Acquisition Adjustment and Plant Adjustment Accounts and certain deferred debit accounts and expenses in connection with the proposed refinancing of the preferred stock.

Harrisburg states that the issue and sale of the new bonds and the issue and exchange or sale of the new preferred stock will be expressly authorized by the Pennsylvania Public Utility Commission, the State in which Harrisburg is organized and doing business.

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 declaration-application and that said declaration-application shall not become effective or be granted except pursuant to further order of the Commission;

It is ordered, That a hearing on said declaration-application under the applicable provisions of the act and the rules of the Commission thereunder be held on April 2, 1946, at 10:00 a. m., e. s. t., in

the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered. That Allen MacCullen, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered. That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Pennsylvania Public Utility Commission and on the applicants or declarants herein; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene herein, shall file with the Secretary of the Commission, on or before March 29, 1946, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered. That without limiting the scope of the issues presented by said declaration-application, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of the new bonds and the issue and sale or exchange of the new preferred stock are solely for the purpose of financing the business of Harrisburg and have been expressly authorized by the State Commission of the State in which it is organized and doing business.

(2) Whether the terms and conditions of the issue and sale of the new bonds and the issue and sale or exchange of the new preferred stock are detrimental to the public interest or the interest of investors or consumers.

(3) Whether the terms and conditions of the proposed exchange offer are fair and reasonable and appropriate in the public interest and the interests of investors or consumers.

(4) Whether the proposed accounting entries to be recorded on the books of Harrisburg are consistent with sound accounting principles and conform to the standards of the act.

(5) Whether the proposed purchase by UGI of shares of preferred stock of

Harrisburg is in compliance with statutory standards and whether it is necessary or appropriate to impose any terms or conditions with respect thereto.

(6) Whether the proposed change of the common stock from par to no par value stock and the reduction of capital stock liability by Harrisburg is detrimental to the public interest or the interests of investors or consumers.

(7) Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are reasonable.

(8) Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereto.

(9) Whether in the event the application and declaration shall be granted and permitted to become effective it is necessary to impose any terms or conditions to ensure compliance with the standards of the act.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 46-4552; Filed, Mar. 19, 1946;
11:25 a. m.]