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Washington, Tuesday, March 13, 1945

**Regulations**

**TITLE 6—AGRICULTURAL CREDIT**

**Chapter I—Farm Credit Administration**

**PART 51—RULES AND REGULATIONS FOR PRODUCTION CREDIT ASSOCIATIONS PROMULGATED BY ALL PRODUCTION CREDIT CORPORATIONS**

**GUARANTEED LOANS TO VETERANS**

Part 51 of Title 6, Code of Federal Regulations is hereby amended by adding the following new § 51.21:

§ 51.21 *Guaranteed loans to veterans.* Upon authorization by its board of directors, an association may make loans to veterans which are guaranteed in part by the Administrator of Veterans' Affairs under Title III of the Servicemen's Readjustment Act of 1944, for any agricultural purpose eligible for such guaranty. Notwithstanding the regulations governing other loans made by the association, such guaranteed loans to veterans shall bear interest at the rate of 4 percent per annum, shall have a maturity in keeping with the repayment ability of the business financed but for not more than 5 years, and shall be made in accordance with the other requirements of said act and the regulations promulgated thereunder by the Administrator of Veterans' Affairs.

(Sec. 23, 48 Stat. 261; 12 U.S.C. 1131g)

Promulgated by all the Production Credit Corporations with the approval of the Governor of the Farm Credit Administration.

[SEAL] C. R. ARNOLD,  
Production Credit Commissioner.

[F. R. Doc. 45-3910; Filed, Mar. 10, 1945; 3:43 p. m.]

**TITLE 7—AGRICULTURE**

**Chapter XI—War Food Administration (Distribution Orders)**

[WFO 10, Amdt. 9]

**PART 1432—RICE**

**RICE SET ASIDE**

War Food Order No. 10, as amended (9 F.R. 8174, 12505, 10 F.R. 103, 1824), is further amended to read as follows:

§ 1432.1 *Rice required to be set aside—* (a) *Definitions.* (1) "Miller" means any person who mills more than 500 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Barrel" means 162 pounds.

(7) "Governmental agency" means the Army, Navy, Marine Corps or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps exchanges, and similar organizations), the War Food Administration (including any corporate agency thereof), the War Shipping Administration, the Veterans Administration, and any other instrumentality or agency designated by the War Food Administrator.

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

(9) "Director" means the Director of Marketing Services, War Food Administration.

(b) *Amount to be set aside.* Every miller shall set aside, reserve, and hold for delivery to a governmental agency (1) the total amount of rice milled by him after the effective date of this order, and (2) the total amount of milled rice owned by him on the effective date of this order, wherever located.

(c) *Offers of set aside rice.* Any rice set aside and reserved under this order by any miller located in California may be offered to the Office of Supply, Commodity Credit Corporation, War Food Administration, 821 Market Street, San Francisco, California. Any rice set aside and reserved under this order by any miller located in any State other than

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shall be made pursuant to requests for offers issued by the Commodity Credit Corporation, at prices not in excess of maximum prices established by the Office of Price Administration. In the event of the non-acceptance of any offer by the Commodity Credit Corporation, said corporation shall issue a notice of non-acceptance in writing and deliver the same to the offeror, specifying the kind, grade and amount of rice involved.

(d) *Releases.* Any miller who has offered rice to the Commodity Credit Corporation and has been notified of the non-acceptance of such rice in accordance with paragraph (c) hereof, may submit the original of such notice of non-acceptance with each monthly report filed by him under War Food Order No. 10.1 (9 F. R. 9775). Upon the submission of such notice of non-acceptance, all rice covered by the said notice shall be released from the set aside requirements of this order and shall, without further notice to the miller holding such rice, be subject to disposition at his option.

(e) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder, provided that the provisions of this order shall not be construed as reducing the amount of rice which any miller is required to offer or to deliver under an existing contract with a governmental agency. Any rice delivered to a governmental agency after the effective date of this order pursuant to such pre-existing contracts may be credited against the set aside requirements of this order.

(f) *Records and reports.* (1) Every miller shall, within five days after the effective date of this order, mail the following information to the Order Administrator:

(i) The total quantity of milled rice on hand on the effective date of this order;

(ii) The total quantity of milled rice sold or contracted to be sold to a governmental agency and not delivered to such agency on the effective date of this order.

(2) The Director shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(3) Every person subject to this order shall, for at least two years, or for such other period of time as the Director may designate, maintain an accurate record of his production of and transactions in rice.

(g) *Audits and inspections.* The Director shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of rice of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(h) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(i) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(k) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Director, Office of Marketing Services, War Food Administration, Washington 25, D. C.

(l) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(m) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., March 10, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 9th day of March 1945.

MARVIN JONES,  
War Food Administrator.

[F. R. Doc. 45-3882; Filed, Mar. 10, 1945; 11:10 a. m.]

California may be offered to the Office of Supply, Commodity Credit Corporation, War Food Administration, 425 Wilson Building, Dallas 1, Texas. All offers

## TITLE 22—FOREIGN RELATIONS

## Chapter III—Proclaimed List of Certain Blocked Nationals

[Revision IX, Feb. 28, 1945, Cum. Supp. 1, Mar. 9, 1945]

## ADMINISTRATIVE ORDER

By virtue of the authority vested in the Secretary of State, acting in conjunction with the Secretary of the Treasury, the Attorney General, the Secretary of Commerce, the Administrator of Foreign Economic Administration, and the Coordinator of Inter-American Affairs, by Proclamation 2497 of the President of July 17, 1941 (6 F.R. 3555), Cumulative Supplement 1 containing certain additions to, amendments to, and deletions from The Proclaimed List of Certain Blocked Nationals, Revision IX of February 28, 1945 (10 F.R. 2648), is hereby promulgated.<sup>1</sup>

By direction of the President:

JOSEPH C. GREW,  
*Acting Secretary of State.*  
HERBERT E. GASTON,  
*Acting Secretary of the Treasury.*  
FRANCIS BIDDLE,  
*Attorney General.*  
H. A. WALLACE,  
*Secretary of Commerce.*  
LEO T. CROWLEY,  
*Administrator, Foreign  
Economic Administration.*  
WALLACE K. HARRISON,  
*Deputy Coordinator of  
Inter-American Affairs.*

MARCH 9, 1945.

[F. R. Doc. 45-3905; Filed, Mar. 10, 1945;  
2:08 p. m.]

## TITLE 25—INDIANS

Chapter I—Office of Indian Affairs,  
Department of the Interior

Subchapter Q—Leases and Permits on Restricted Indian Lands

## PART 171—LEASING OF INDIAN ALLOTTED AND TRIBAL LANDS FOR FARMING, GRAZING AND BUSINESS

## RENTAL AND BOND REQUIREMENTS

Section 171.16 *Payment of rentals* is amended to read as set forth below, and § 171.25 *Execution of bond*, is repealed.

§ 171.16 *Rental and bond requirements.* Leases and permits for a term of one year only on a cash rental basis need not be supported by a bond when the rental is paid in full in advance. All other leases and permits shall be supported by an adequate bond to insure payment thereunder of rentals and performance of all other terms and conditions.

<sup>1</sup> Filed with the Division of the Federal Register in the National Archives. Requests for printed copies should be addressed to the Federal Reserve banks or the Department of State.

Payment of rentals due under leases and permits on cash basis shall be made annually or semi-annually in advance.

The amount of each bond shall equal the total sum of the rental for the entire lease or permit period plus a sum equal to the value of all the improvements required to be placed on the premises by the terms of the lease or permit. When the total cash rental is paid in advance for the full term, the bond shall be in an amount to cover the value of all the improvements to be placed on the premises. The value of such improvements shall be determined by the superintendent at the time of the execution of such lease or permit.

The amount of the bond to support crop-share or other non-cash-rental leases or permits shall be fixed by the superintendent at twice the estimated amount of the lessor's or permitter's share of the crops to be grown on the premises and of the estimated value of the improvements to be placed on the land.

Bonds may be individual or corporate; cash deposit or government negotiable securities.

Any corporate surety company may act as surety on any lease or permit governed by this part, provided such company holds a certificate of authority from the Secretary of the Treasury. Attorneys in fact executing corporate surety bonds must furnish satisfactory evidence of their authority to bind their principal, the surety company.

A personal surety bond to be acceptable must be executed by not less than two solvent individuals with unencumbered individually owned real estate equal to not less than twice the amount of the bond. Each personal surety must furnish to the superintendent satisfactory evidence of his ownership of such unencumbered real estate. The spouse of a surety shall sign the surety bond when the land to be leased or permitted is within a state where the law of the state requires such signature to give validity to the instrument. Each signature to a bond shall be witnessed by at least two individuals and their post office addresses shall appear immediately following the individual's name. The superintendent shall determine the qualifications of each individual personal surety. Personal sureties must not be members of the lessee's or permittee's family.

In lieu of furnishing a surety bond a lessee or permittee may deposit at the time of the payment of the first rental installment, a sum equal to the total of (1) the amount of one year's rental, (2) the pro rata annual value of the improvements, and (3) the value of all other performances required of the lessee or permittee under the terms of the lease or permit. In lieu of cash deposit the lessee or permittee may deposit negotiable United States Treasury Bonds or other negotiable Treasury obligations in the same amount as provided for in (1), (2), and (3) hereof. All cash and negotiable Treasury bonds or other negotiable Treasury obligations thus deposited shall be accompanied by a power of attorney. Powers of attorney accom-

panying cash deposits shall authorize the superintendent to deposit the money to the credit of the interested Indians as liquidated damages in the event of any breach of the lease or permit. Powers of attorney accompanying negotiable bonds or other negotiable Treasury obligations shall authorize the Commissioner of Indian Affairs to dispose of such bonds and deposit the proceeds as liquidated damages for the benefit of the interested Indians in the event of any breach of the lease or permit.

All cash deposits received shall be retained by the superintendent as special deposits. All Treasury bonds or other Treasury negotiable instruments thus received by the superintendent shall be forwarded promptly to the Commissioner of Indian Affairs for deposit with the United States Treasury. Upon the satisfactory termination of the lease or permit the cash deposits and Treasury bonds or other negotiable Treasury obligations which have been deposited, as provided for herein, shall be returned to the lessee or permittee, provided the terms and conditions of the lease or permit have been faithfully carried out.

Any lessee or permittee who has deposited cash or government securities in lieu of surety bond may apply in writing to the superintendent at the time the last year's rental becomes due to have a sufficient amount of the deposit applied on the last year's rental of the lease or permit. The balance of such deposit shall be retained until the termination of the lease or permit, when it will be refunded to the lessee or permittee, provided all the terms and conditions of the lease or permit have been faithfully carried out.

Where Indian lessors leasing to restricted or trust-patent Indians request that the Indian lessee be not required to furnish a bond, the superintendent, in his discretion, is empowered to waive the bond requirements and approve the lease if otherwise proper. (R.S. 161, 465, sec. 3, 26 Stat. 795, sec. 1, 30 Stat. 85, sec. 1, 31 Stat. 229, sec. 4, 36 Stat. 856, sec. 1, 41 Stat. 9, sec. 1, 41 Stat. 1232; 5 U.S.C. 22, 25 U.S.C. 9, 397, 395, 403, 214, 393)

Section 171.25 *Execution of bond* is hereby repealed.

Dated: March 6, 1945.

OSCAR L. CHAPMAN,  
*Assistant Secretary of the Interior.*

[F. R. Doc. 45-3861; Filed, Mar. 9, 1945;  
5:02 p. m.]

## TITLE 29—LABOR

Chapter IX—War Food Administration  
(Agricultural Labor)

[Specific Wage Ceiling Reg. 42]

## PART 1102—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF CALIFORNIA

## WORKERS ENGAGED IN TREE PICKING ORANGES

§ 1102.21 *Wages of workers engaged in tree picking oranges of Valencia variety*

in Fresno, Tulare and Kern Counties, State of California. Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to wages and salaries issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547) and to the regulations of the War Food Administrator issued January 20, 1944 (9 F.R. 831) as revised October 23, 1944 (9 F.R. 12807, 14206), entitled "Specific Wage Ceiling Regulations," and based upon a certification of the California WFA Wage Board that a majority of the producers of Valencia oranges in the area affected have requested the intervention of the War Food Administrator and based upon relevant facts submitted by the California WFA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops, and classes of workers.* Persons engaged in tree picking Valencia oranges in the Counties of Fresno, Tulare and Kern, State of California, are agricultural labor as defined in § 4001.1 (a) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547).

(b) *Wage rates; maximum wage rates for tree picking oranges of Valencia variety.* (1) Tree picking oranges of Valencia variety: 15 cents per standard field box or equivalent cubic inch capacity.

Where other than standard field box is unit of measure the respective maximum rates shall be equivalent to standard field box rates specified herein.

(c) *Administration.* The California WFA Wage Board located at 2181 Bancroft Way, Berkeley, California, will have charge of the administration of this order in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator January 20, 1944 (9 F.R. 831) as revised October 23, 1944 (9 F.R. 12807, 14206).

(d) *Applicability of specific wage ceiling regulation.* This Specific Wage Ceiling Regulation No. 42 shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on January 20, 1944 (9 F.R. 831), as revised October 23, 1944 (9 F.R. 12807, 14206), and the provisions of such regulation shall be applicable to this Specific Wage Ceiling Regulation No. 42 and any violation of this Specific Wage Ceiling Regulation No. 42 shall constitute a violation of such specific wage ceiling regulations.

(56 Stat. 765 (1942), 50 U.S.C. App. §§ 961 et seq., (Supp. III), 57 Stat. 63 (1943), 50 U.S.C. § 964 (Supp. III), 58 Stat. 632 (1944), E.O. No. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 9 F.R. 831, 12807, 14206)

Issued this 12th day of March 1945.

PHILIP BRUTON,  
Director of Labor.

[F. R. Doc. 45-3923; Filed, Mar. 12, 1945; 11:13 a. m.]

## TITLE 30—MINERAL RESOURCES

### Chapter VI—Solid Fuels Administration for War

#### PART 602—GENERAL ORDERS AND DIRECTIVES

##### DELIVERIES OF COAL BY COMMERCIAL DOCK OPERATORS ON GREAT LAKES TO INDUSTRIAL CONSUMERS

Because there seems to be some misunderstanding with respect to the amount of coal which industrial consumers may receive from commercial dock operators on the Great Lakes under present regulations, the following statement is issued in order to clarify the provisions of such regulations:

Under § 602.516 of SFAW Regulation No. 23, industrial consumers receiving coal from commercial docks on the Great Lakes are prohibited from receiving during the period May 1, 1944 to May 15, 1945, an amount of coal in excess of their consumption requirements, less their inventory on May 1, 1944. Therefore, any industrial consumer who receives coal from a commercial lake dock operator and who now has on hand sufficient coal to meet his requirements to May 15, 1945, is prohibited by SFAW Regulation No. 23, as amended, from receiving any additional coal at this time, and commercial lake dock operators are prohibited from delivering to any such consumer any coal at this time. An industrial consumer who does not now have on hand sufficient coal to meet his requirements to May 15, 1945, is permitted under SFAW Regulation No. 23 to receive his consumption requirements to that date.

Because application of the provisions referred to above would leave industrial consumers receiving coal from commercial lake dock operators without any stockpile on May 15, 1945, SFAW Regulation No. 27, which will soon be issued, will provide that such industrial consumers may begin receiving on and after April 1, 1945, the coal for which they have lawfully contracted pursuant to SFAW Regulation No. 25.

Issued this 9th day of March 1945.

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

[F. R. Doc. 45-3922; Filed, Mar. 12, 1945; 11:05 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—War Production Board

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

#### PART 933—COPPER

[Conservation Order M-9-c, as Amended  
Mar. 10, 1945]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of copper 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:

§ 933.4 Conservation Order M-9-c—  
(a) *Restrictions on manufacture of articles appearing on combined list.* No manufacturer of any article on the combined list attached, or of parts (including repair parts<sup>1</sup>) for any such article, may, if such article or parts contain copper products, or copper base alloy products, continue their manufacture by means of processing, assembling or finishing.

(b) [Deleted Oct. 13, 1944]

(c) *General restrictions on manufacture and plating.* (1) The restrictions of this subparagraph are in addition to those contained elsewhere in this order and in other orders and regulations of the War Production Board. No manufacturer may continue the manufacture of any article or parts (including repair parts) omitted from the combined list or excepted from that list if such article or parts are to contain copper products or copper base alloy products where the use of any less scarce material is practicable. This prohibition does not apply to the use of copper or copper base alloy products in the manufacture of an article which was once listed on the combined list and has since been deleted from that list. However, in many cases other WPB orders contain restrictions on the use of copper and copper base alloy in the manufacturing of items deleted from the list. Furthermore, no manufacturer may continue the manufacture of any article or parts (including repair parts) omitted from the combined list or excepted from that list if they are to contain more copper products or copper base alloy products than is necessary for the article's proper operation or a higher type or grade of copper or copper base alloy than is necessary for the article's proper operation.

(2) The restrictions of this subparagraph are in addition to those contained elsewhere in this order and in other orders and regulations of the War Production Board. No person shall use for any purpose in manufacture, any copper base alloy foundry product, either rough or finished, containing more than 74% copper or 2% tin, unless one or more of the following conditions is satisfied:

(i) He was lawfully using copper base alloy for the particular purpose some time during the last six months of 1943;

(ii) A War Production Board order or regulation specifically allows an alloy with a higher copper or tin content;

(iii) The specifications of the Army or Navy of the United States, the U. S. Maritime Commission or the War Shipping Administration, applicable to the contract, subcontract or purchase order call for an alloy with a higher copper or tin content; or

(iv) He has been specifically authorized in writing by the War Production Board to use an alloy with a higher cop-

<sup>1</sup> See also paragraph (f) (3) permitting the manufacture of repair parts to make specific repairs of used articles under certain conditions.

<sup>2</sup> Deleted Mar. 10, 1945.

per or tin content. (Applications for specific authorization under this subparagraph to use copper base alloy foundry products containing more than 74% copper or 2% tin, where such use would otherwise be in violation of the restrictions stated above, should be made by letter in duplicate addressed to the Copper Division of the War Production Board, Washington 25 D. C., Reference: M-9-c. A provision similar to this subparagraph (2) appears in Order M-43 and one application is sufficient under both Orders M-9-c and M-43).

(3) (i) The use of copper products or copper base alloy products for plating any article on the combined list or for plating any parts (including repair parts) of such an article, is prohibited unless such plating is expressly stated in the list to be permissible or such plating is an undercoating for lead, chromium or nickel. Undercoatings for lead should, in general, be less than 0.00005 inch in thickness.

(ii) The use of copper products or copper base alloy products for plating any article omitted from the combined list or excepted from that list, and the plating of parts (including repair parts) for such an article, is permitted: *Provided, That:*

(a) Such plating is not for decorative purposes, or part of a decoration.

(b) The use of, or the normal wear on, such article or parts would make impracticable any other form of coating.

(d) *Restrictions on deliveries to manufacturers.* No person shall hereafter deliver copper products or copper base alloy products to any manufacturer, directly or indirectly, if he knows or has reason to believe that such products are to be used in violation of the terms of this order. No person shall deliver or accept delivery of any article or parts (including repair parts) which he knows or has reason to believe was manufactured, processed, assembled or finished in violation of any applicable provision of this order.

(e) *General restrictions on deliveries.* The disposition of frozen and excessive inventories containing certain copper products or copper base alloy products shall be subject to the applicable provisions of Priorities Regulation No. 13 (§ 944.34), as amended from time to time.

(f) *Exceptions—(1) Applicability of order to certain Governmental agencies.* The provisions of this order shall not apply to the use of copper products or copper base alloy products in the manufacture of any article on the "Military Exemption List", or part thereof, which is being produced for purchase by, or for the account of, or for use by, the Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Coast Guard, or the Veterans' Administration, where the use of copper products or copper base alloy products to the extent employed is required by the specifications (including performance specifications) of the Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Coast Guard, or the Veterans' Administration, applicable to the contract, subcontract or purchase order.

(2) *Installation.* The provisions of this order shall not apply to the installation of any article or part (including a repair part) for the ultimate consumer on his premises when any manufacturing of such article or part is incidental to the installation and is done on the consumer's premises. This exception does not, however, in any way affect or modify the provisions of Supplementary Conservation Order M-9-c-4 (restricting the installation of certain types of copper and copper base alloy pipe, tube, and building materials) or of any other order restricting installation.

(3) *Repair.* The restrictions of this order shall not apply to the manufacture of repair parts to make a specific repair of a used article, or to a person repairing a used article, on or off the premises of the owner, if the manufacturer of the parts or the person making the repair does not use copper products or copper base alloy products weighing in the aggregate more than two pounds and when all manufacturing done by him is with knowledge of the particular used article to be repaired. The restrictions of this order shall also not apply to the manufacture of repair parts to make a specific repair of a used article, or to a person repairing a used article, on or off the premises of the owner, even if the manufacturer of the parts or the person making the repair uses copper products or copper base alloy products weighing in the aggregate more than two pounds, when (i) the copper scrap or copper base alloy scrap derived from the article being repaired weighs within one pound of the copper product or copper base alloy product used, (ii) all such scrap is delivered to a scrap dealer or to any other person to whom such delivery may be made under the provisions of Copper Order M-9 and (iii) all manufacturing done is with knowledge of the particular used article to be repaired.

(4) *Research, developmental and experimental activities.*<sup>3</sup> The provisions of this order shall not apply to the use of copper products or copper base alloy products to make experimental models or test runs, but only the minimum number of models or minimum size run needed to determine the suitability of the item for commercial production. Such models or materials shall not be distributed for the purpose of promoting sales or creating a consumer demand for such items, nor shall such items, if designed primarily for future civilian markets, be exhibited to the public. Research, developmental or experimental activities in connection with products or materials designed primarily for future civilian markets must be carried on without diverting any manpower, technical skill or facilities from activities connected with the war effort.

(g) *Special products; restrictions and exceptions—(1) Printing and publishing industries.* The provisions of this order shall not apply to the use of copper prod-

<sup>3</sup> Copper products and copper base alloy products in controlled material forms may be ordered for research, developmental and experimental activities by placing an order bearing the controlled material symbol V-9 and the standard CMP certification, all as provided in Order P-43.

ucts and copper base alloy products, other than bronze powder, bronze ink, bronze paste and bronze leaf, in the printing and publishing industries. Conservation Order M-339 controls the use of copper products, copper base alloy products, copper scrap and copper base alloy scrap in those industries.

(2) *Insect screening.* This order does not restrict the sale or delivery of used or second-hand insect screening. However, no person shall sell or deliver to any one person more than 50 sq. ft. of any other copper or copper base alloy insect screening unless the sale or delivery is made to: (i) A jobber, wholesaler or retailer; (ii) the Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Panama Canal, the Coast Guard, the Veterans Administration, any foreign country pursuant to the Act of March 11, 1941 entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act), or Defense Supplies Corporation, Metals Reserve Corporation or any other corporation organized under section 5 (d) of the Reconstruction Finance Corporation Act as amended (except Defense Plant Corporation) or any person acting as agent of any such corporation (except Defense Plant Corporation); or (iii) any person upon specific authorization of the War Production Board. Applications for specific authorization shall be made by letter addressed to the War Production Board, Copper Division, Washington 25, D. C., Ref: M-9-c. Nothing contained in this paragraph (g) (2) affects the prohibitions on the manufacture, processing, assembling or finishing of insect screening with copper products or copper base alloy products under paragraph (a) and the combined list. (See the item "Insect screening" under the heading "Miscellaneous" on the combined list.)

(3) *Copper products not controlled by order.* The provisions of this order shall not apply to the manufacture of the following articles and parts (including repair parts) even though they contain copper products, or copper base alloy products since these articles are specifically governed by the following orders:

Shoe findings and footwear of all kinds governed by Supplementary Conservation Order M-9-c-1

Fire protective equipment governed by General Limitation Order L-39.

Motorized fire apparatus governed by General Limitation Order L-43.

Jewelry as defined in and governed by Supplementary Conservation Order M-9-c-2.

Musical instruments governed by Supplementary Limitation Order L-37-a.

Water meters governed by Schedule I of Limitation Order L-154

Gold filled and rolled gold plate governed by Direction 2 to Order M-199.

(4) *Attachment and assembly work.*

(i) The provisions of this order do not apply to attaching finished slide fasteners, hook and eyes, brassiere hooks, sew-on machine attached or riveted snap fasteners, buckles, buttons, corset clasps, eyelets (other than eyelets usable as shoe eyelets), garter trimmings, hose supporters, insignia, jewelry, loops, mattress buttons, pin fasteners, pins, staples, slides, and trouser trimmings. The order does apply to the manufacture,

processing, assembling and finishing of the closures and associated items listed above where the provisions of this order are more restrictive than other orders of the War Production Board.

(ii) The provisions of this order do not apply to the assembling of clock movements finished prior to June 15, 1942, into cases not made of copper or copper base alloy. The provisions of this order do, however apply to the manufacture, processing and finishing of clock cases and of all other parts of clocks and to assembling clocks except as specifically exempted in this paragraph.

(h) *Definitions.* For the purposes of this order:

(1) "Copper" means unalloyed copper metal. It shall include unalloyed copper metal produced from scrap.

(2) "Copper base alloy" means any alloy metal in the composition of which the percentage of copper metal by weight equals or exceeds 40% of the total weight of the alloy. It shall include alloy metal produced from scrap but shall not include alloyed gold produced in accordance with U. S. Commercial Standard CS 67-38.

(3) "Copper products" means products made of copper fabricated to the extent that they are plate, sheet, strip, rolls, coils, wire, rod, bar, tube, tubing, pipe, extrusions, ingot, powder, anodes, cathodes, cakes, billets, refined shapes, precipitates, scrap, fired cartridge and artillery cases, shot, castings, or forgings or fabricated to any greater extent.

(4) "Copper base alloy products" means products made of copper base alloy, fabricated to the extent that they are plate, sheet, strip, rolls, coils, wire, rod, bar, tube, tubing, pipe, extrusions, ingot, powder, anodes, cathodes, cakes, billets, refined shapes, precipitates, scrap, fired cartridge and artillery cases, shot, castings, or forgings, or fabricated to any greater extent.

(5) "Manufacturer" means a person who manufactures, processes, assembles, or finishes. "Manufacture" includes processing, assembling, and finishing.

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

(2) *Applications under Priorities Regulation 25, applications for specific authorization, and appeals*—(i) *Exceptions under Priorities Regulation 25.* Except as noted below in subparagraph (iii) of this paragraph, all requests for exceptions from the restrictions in paragraph (a) on manufacture, processing, assembling or finishing of any articles on the combined list (or part of an article) and from the provisions of paragraphs (c) (1) and (c) (3) must be filed under Priorities Regulation 25. Some other orders of the War Production Board contain restrictions on the use of copper products or copper base alloy products. An authorization granted under Priorities Regulation 25 will not waive the other restric-

tions unless the order containing them or a direction to Priorities Regulation 25, states that it will. In the absence of such a statement, it is also necessary to get relief from the restrictions of the other order in the manner provided in that order.

(ii) *Applications for specific authorization.* Where the order specifies that certain things may not be done unless the specific authorization of the War Production Board is obtained, applications for authorization should be made by letter in duplicate to the Copper Division in Washington.

(iii) *Appeals.* An appeal from the provisions of paragraphs (a), (c) (1) or (c) (3) of this order may be made in the following circumstances: when a person wants to make an article for one of the agencies mentioned in paragraph (f) (1) in a manner not permitted by the terms of this order; when a person wants to use copper in making an article in a manner not permitted by this order under the circumstances set forth in paragraph (j) (4) (iii) of Priorities Regulation 25. An appeal shall be made by filing Form WPB-1477 with the War Production Board, Copper Division, Washington 25, D. C., Ref: M-9-c. Form WPB-3820 must be filed with Form WPB-1477 except under the circumstances set forth in paragraph (c) (2) of Priorities Regulation 16.

(3) *Communications.* Any reports required to be filed under this order and all communications concerning this order shall, unless otherwise directed, be addressed to War Production Board, Copper Division, Washington 25, D. C., Reference M-9-c.

(4) *Applicability of order.* The prohibitions and restrictions contained in this order shall apply irrespective of whether the articles or parts whose manufacture is governed hereby are being manufactured pursuant to a contract made prior or subsequent to the effective date of this order. Insofar as any other order of the War Production Board may have the effect of limiting or curtailing to a greater extent than herein provided the manufacture of any articles or parts, the limitation of such other order shall be observed.

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

Issued this 10th day of March 1945.

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

## COMBINED LIST

The manufacture, processing, assembling or finishing of the items listed below and of all parts (including repair parts) therefor is prohibited if such article or part contains copper products or copper base alloy products, except to the extent permitted by the exceptions noted on the list. Where this list excepts an item if the use of copper products or copper base alloy products in making the item is limited or if the item is being produced for a particular end use, the manufacture, processing, assembling and finishing of the item made under the terms of such an exception is governed by paragraph (c) of this order.

AUTOMOTIVE, TRAILER<sup>4</sup> AND TRACTOR EQUIPMENT AND FARM MACHINERY

See also Order L-158 governing the manufacture of automotive replacement parts for passenger automobiles, motor trucks, truck tractors, passenger carriers, and off-the-highway motor vehicles.

Ambulance hardware (for locks, see under the heading "Miscellaneous" on this list). Defrosters (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity).

Heaters (except when the only copper products or copper base alloy products used are (1) for parts necessary for conducting electricity or (2) for radiators and for supply and return hot water lines for passenger carriers having a seating capacity of not less than eleven persons)

Hearse hardware (for locks see under the heading "Hardware" on this list)

Horns (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity).

Hub and gas-tank caps

Lights, lamps, headlamps and accessories (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity and for plating reflectors as provided by the item "Reflectors . . ." on this list under the heading "Miscellaneous").

Miscellaneous fittings and trim.

Motorcycles (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity or for brazing)

Motor-driven power cycles as defined in Order L-301 (except when the only copper products or copper base alloy products used are for parts necessary for generating and conducting electricity or for carburetors, clutch facings or repair parts, or for brazing)

Mouldings

Rear-view mirrors and hardware

## BUILDING SUPPLIES

(Excluding supplies for ships, boats and aircraft)

Access panels

Air conditioning equipment and refrigeration equipment (except when the only copper products or copper base alloy products used are for an air conditioning system or refrigeration system coming within the definition of a "system" in Order L-126, and when the particular use of copper or copper base alloy is not prohibited under Order L-126 and the schedules thereto).

Anchors and dowels

Blinds, including fixture fittings and trimmings.

Caulking anchors

Cement flooring and composition flooring (except that crude arsenical copper precipitate may be used for flooring for hospital operating and anesthesia rooms, for places where explosives are handled or

<sup>4</sup> See also under "Passenger Transportation Equipment" on this list.

stored and for places where explosive vapors may be present).

Conduits  
Cornices

Doors, windows, door and window frames, sills, and parts and accessories for doors and windows including door operating devices but excluding door handles, knobs and items covered elsewhere on this list. (This does not prohibit the use of copper or copper base alloy insect screening and weatherstripping to make or repair any of the above mentioned items, if the only copper or copper base alloy used is insect screening or weatherstripping.) For door handles and knobs, see under the heading "Hardware". For the prohibition on manufacturing of copper or copper base alloy weatherstripping see "Weatherstripping and Insulation" under this sub-heading "Building Supplies", and for the prohibition on manufacturing of copper or copper base alloy insect screening, see "Insect Screening" under the heading "Miscellaneous" on this list.

Drip pans

Elevators and escalators (except when the only copper products or copper base alloy products used are for bearings, worm gears and parts necessary for conducting electricity)

Expansion bolts and caulking anchors

Fences and gates

Grilles, grids and gratings

Gutters, leaders, downspouts, expansion joints, and accessories thereto

Lighting fixtures (except when the only copper products or copper base alloy products used are for parts necessary for conduction of electricity and for plating)

Linoleum stripping

Ornamental metal work

Partitions.

Pile butt protection

Plumbing and heating supplies:

Bands on pipe covering.

Pipe, tube, tubing and fittings for interior piping systems (except solder nipples, solder bushings, and ferrules) or for lawn sprinkling systems. This restriction does not apply to the use of pipe, tube, tubing and fittings for underground water or gas service connections or for chlorine gas equipment

Push, kick, switch, floor and all other device plates

Radiator shields and covers

Railings

Roof, roofing, louvers, marquees, roofing nails, flashings, flashing valleys, and other roofing items

(Sheet, roll, strip and rod for building construction)<sup>5</sup>

Shelves

Stair and threshold treads, nosing and edgings

Store fronts

Termite shields

Terrazzo strips, reglets, moulding and trim

Thresholds and saddles

Tie rods

Unit heaters, unit ventilators, and convectors, space or local heaters, and blast heating coils, or any apparatus using such coils as part of its construction (except that any copper products or copper base alloy products may be used for valves, controls, or parts necessary for conducting electricity, copper strip may be used for fins, copper

tube or sheet may be used for water courses and headers, and cast brass also may be used for headers, if the copper content of the cast brass does not exceed 82% and the tin content 3 1/2 %)

Vents, ventilators and skylights

Water containers for humidification

Weatherstripping and insulation

#### BURIAL EQUIPMENT

Burial urns

Burial vaults

Caskets and casket hardware. See also Order L-64

Memorial tablets

Morticians' supplies

(See also the item "Boxes, \* \* \*" under the heading "Miscellaneous" on this list)

#### CLOTHING AND DRESS ACCESSORIES

(See also Order L-68)

Dress ornaments

Handbag fittings

Insignia

Metal cloths

(See also the item "Slide fasteners \* \* \*" under the heading "Miscellaneous" on this list.)

#### FURNISHINGS AND EQUIPMENT

Andirons, screens, and fireplace fittings

Candlesticks

Cooking and table utensils

Counters

Curtain fasteners, rods and rings

Cuspidors

Furniture

Furniture hardware (except bushings for hospital bed springs if the copper content of the brass does not exceed 74% and the tin content 2%). For locks, see under the heading "Hardware" on this list

Gas heater and stove installation connections

Hollow-ware

Mud scrapers

Portable heaters, except electric portable heaters

Shower curtains

Stoves and ranges for household cooking use, gas, except for burner valves and oven thermostats, the production of which is specifically authorized on Form WPB-1850 in accordance with the terms of L-23-c

Stoves and ranges other than gas stoves and ranges for household cooking use (except when the only copper products or copper base alloy products used are for valves, ferrules for compression fittings, controls other than timers, and parts necessary for conducting electricity)

Timers, for stoves and ranges

Trays

Upholsterers' supplies, including nails and tacks

Vases, pitchers, bowls, and artcraft

Washing tubs and washing boilers

Waste baskets, hat trees, humidors and similar items

#### HARDWARE

(Excluding hardware for aircraft)

Builders' finishing hardware, including hinges, door knockers, door cheeks, door pulls, door stops, door handles, door knobs, and hangers and tracks (except when the only copper products or copper base alloy products used are permitted under Schedule I of Order L-236). For locks, latches and padlocks, see below on this list.

Decorative hardware (including house numbers)

Expansion bolts

Incinerator hardware and fittings

Letter boxes and mail chutes

Locks, latches and padlocks (except when the only copper products or copper base alloy products used are permitted under Schedule I of Order L-236; and except for

interior working parts of railway car door locks and railway switch padlocks and for all parts of postal locks when manufactured by the Mail and Equipment Section of the United States Post Office)

Marine joiner hardware (except when the only copper products or copper base alloy products used are permitted under Schedule II of Order L-236)

Sash balances

#### INDUSTRIAL MACHINERY

Pulp and paper manufacturing:

Stock and water lines, excluding shower pipes

#### JEWELRY, GIFTS AND NOVELTIES

All jewelry, gifts and novelties including, but not limited to:

Advertising specialties

Atomizers (see also this list under "Miscellaneous")

Bar fittings

Book ends

Cosmetic containers

Lighters

Napkin rings

Picture frames

Smokers' accessories, including ash trays

Souvenirs

#### PASSENGER TRANSPORTATION EQUIPMENT

(Including railroad cars, street and interurban cars, busses, and trailers, but excluding locomotives)

All items under the heading "Furnishings and equipment"

Air conditioning equipment and refrigeration equipment (except when the only copper products or copper base alloy products used are for an air conditioning system or refrigeration system coming within the definition of a "system" in Order L-126, and when the particular use of copper or copper base alloy is not prohibited under Order L-126 and the schedules thereto)

Bands on pipe covering

Decorative hardware and ornamental metal work (for locks, see under the heading, "Hardware" on this list)

Door knockers, checks, pulls and stops (except for repair and replacement purposes)

Doors and windows, door and window frames and window sills

Drinking water reservoirs

General and finish hardware (except for repair and replacement purposes)

Lighting fixtures, except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity and for plating)

Pipe, tube, tubing, and fitting for plumbing and heating (except for essential repairs)

Shower rods (except as permitted under Schedule V, Order L-42, heads and pans)

Sinks and drainboards

Screening

Towel and luggage racks

Trolley frog bodies, trolley wire crossover bodies, trolley clamps used for supporting Fig. 8 or grooved trolley wire (unless used for carrying current) and miscellaneous items such as machine screws, bolts and studs used with overhead trolley line material (except release screws)

Water containers for humidification

Weatherstripping and insulation

#### MISCELLANEOUS

Alarm and protective systems, other than fire protective systems covered by Order L-39 (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity or where the use of such products is essential to the proper functioning of the parts)

Arch supports

Atomizers (except atomizers for medicinal purposes and for use in the preparation

<sup>5</sup>The item sheet, roll, strip and rod for building construction has been deleted from the Combined List. However, Order M-9-c-4 still restricts the use of that type of material for construction, maintenance and repair purposes.



- of dried milk and dried eggs, and except electrical insect sprayers)
- Barrel hoops
- Badges (except for public and private law enforcement officers and plant protection personnel and for firemen)
- Bar and counter equipment and fittings
- Barber shop equipment and supplies
- Barrel hooks
- Bathroom accessories
- Beauty parlor equipment and supplies (except for repair and replacement parts of commercial permanent wave equipment and commercial hair driers, when the only copper products or copper base alloy products used are permitted under Order L-65)
- Beverage dispensing units and parts thereof (except for carbonators and except for self-contained drinking water coolers as defined in Schedule I of Order L-126)
- Bicycles, and similar vehicles, and equipment therefor (except valves for bicycle tires and tubes and except for brazing). (See also Order L-52)
- Binoculars, including opera glasses
- Bird and pet cages and stands
- Blow torches, gasoline, kerosene and alcohol (except when the only copper products or copper base alloy products used are for the pump barrel, including pump barrel collar, pump check valve assembly, pump cylinder cap, brazing material, pack nut, valve stem, burner and jet block, filler plug bushing, feed pipe bushings and pump bushings)
- Bottle coolers
- Boxes, cans, jars and other containers
- Branding, marking, and labeling devices and stock for same (except engraved burning branding dies, and except where the devices and the stock are for affixing governmental, notarial and corporate seals)
- Brushes (except for the types used in electric motors and generators, and except for industrial brushes used for (a) applications requiring non-sparking characteristics, (b) burring of needles, (c) the manufacture of precision gauges, or (d) the manufacture of combat end-products complete for tactical operations (including but not limited to, aircraft, ammunition, armament and weapons, ships, tanks, and vehicles) when prescribed for field or combat use by the Army or Navy of the United States or when prescribed for field or combat use by the Army or Navy of any foreign country, and (e) except for drawing spacing or binding wire for other industrial brushes where copper or copper base alloy wire is essential to the efficient performance of the brush). The term "drawing, spacing, or binding wire" does not include "stapling wire."
- Cabinets
- Canes
- Carpet rods
- Chimes and bells (except for any bells when the only copper products or copper base alloy products used are for parts necessary for conducting electricity and except for bells for use on board ship when the only copper products or copper base alloy products used are for parts necessary for conducting electricity or where the use of such products is essential to the proper functioning of the parts)
- Clips
- Cleaning and polishing accessories, such as brooms, carpet sweepers, crumbing sets, dust pans, mops, pot scourers, whisk brooms and floor and furniture polishers
- Clock cases
- Clothes line pulleys and reels and scrubbing boards
- Cooking utensils (except for commercial processing machinery when the only copper products or copper base alloy products used are permitted under Order L-292)
- Cooling towers (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity, heat exchangers, bearings, worm gears for speed reducers, and spray nozzles when the copper content of the brass in the nozzles does not exceed 80% and the tin content 2%)
- Cutlery, including pocket cutlery (except when the only copper products or copper base alloy products used contain no nickel and are for rivets and lining of pocket cutlery)
- Daubers for shoe polish
- Delcalcomanias (except non-decorative)
- Dispensers, deodorizing and dispensers, hand, for hand lotions, paper products, soap (except as permitted under Schedule V of Order L-42) and straws
- Dog collars and other similar harness and equipment for pets
- Domestic garbage grinders
- Domestic laundry equipment as defined in Order L-6, except washing machines (however, copper products or copper base alloy products may be used in the assembly of new domestic laundry equipment when such assembly is specifically authorized by the War Production Board under Order L-6; and copper products or copper base alloy products may be used in the production of repair and replacement parts for domestic laundry equipment to the extent permitted under Order L-6).
- Domestic mechanical refrigerators as defined in Order L-5 (except electric and gas refrigerators and except that copper products or copper base alloy products may be used in the production of repair or replacement parts for domestic mechanical refrigerators)
- Domestic vacuum cleaners as defined in Order L-18-b (except that copper products or copper base alloy products may be used in the production of repair or replacement parts for domestic vacuum cleaners)
- Electric blankets
- Electric irons, portable, designed primarily to be used in ironing or pressing wearing apparel and having a self-contained heating element in which heat is generated by the passage of electricity (except that copper products or copper base alloy products may be used in the manufacture of current carrying parts and for plating)
- Electric light bulbs and cord sets for Christmas trees, and bulbs and neon and fluorescent tubes for advertising and display purposes
- Electrolytic devices for the removal and prevention of scale in boilers and condensers
- Flashlights and lanterns powered by dry cell batteries (except when the only copper products or copper base alloy products used are for the plating of parts necessary for conducting electricity other than cases). For other lanterns, see the item "Lanterns \* \* \*" on this list
- Flower pots, boxes and holders for same
- Flower shears
- Food dispensing utensils, devices and machines
- Fountain pens (except that copper products or copper base alloy products may be used as an undercoating in the plating of outside functional parts)
- Fountains (except drinking water fountains when the only copper products or copper base alloy products used are permitted under Schedules V and XII of Order L-42)
- Furniture grommets
- Games as defined in Order L-81
- Garden tools and equipment, including garden hose (except that copper or copper base alloy may be used for ferrules for garden hose)
- Hair curlers, hair brushes and combs, shoe horns and button hooks
- Hand saw screws, nuts and washers for attaching saw blades to the handle
- Hammers including mallets (except heads for hammers and mallets when they are manufactured from scrap material generated by the plant in which they are intended to be used)
- Health supplies, except the following:
- Acoustic aids
- Anaesthesia apparatus and supplies
- Atomizers (medical use only)
- Diagnostic equipment and supplies
- Hypodermic syringes and needles
- Infant incubators
- Instruments
- Laboratory equipment and supplies
- Medicinal chemicals (limited to medical use only)
- Operating room supplies and equipment
- Ophthalmic products and instruments
- Physical therapy equipment (limited to medical use only)
- Respirators, resuscitators and iron lungs
- Rubber hospital sundries
- Splints and fracture equipment
- Sterilizers, blanket and solution warmers, Surgical and orthopaedic appliances (including artificial limbs and arms but not including arch supports)
- Sutures and suture needles, and X-ray equipment and supplies
- Hooks, including hat and coat hooks
- Hooks and eyes, brassiere hooks, buckles, buttons, corset clasps, garter trimmings, hose supporters, trouser trimmings (except as required for industrial safety equipment); and eyelets, grommets and grommet washers, loops, staples, rivets, burrs and tacks for use in wearing apparel (except as required for industrial safety equipment)
- Ice cream freezers for use in the home
- Ink, bronze
- Insect screening
- Kitchen utensils, devices and machines (except can openers when the only copper products or copper base alloy products used are for gears, except egg beaters when the only copper products or copper base alloy products used are for gears and bushings, and except electrical appliances)
- Kitchen and miscellaneous household articles
- Lace tips
- Ladders and hoists (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity), including fittings
- Lamps, electric, portable (except for miners' lamps and except that copper products and copper base alloy products may be used for plating and for parts necessary for conducting electricity in the case of (i) industrial portable and industrial attachable fluorescent types as defined in Order L-78 for use other than in offices, (ii) equivalent incandescent types for use other than in offices, and (iii) bicycle lamps of the generator type)
- Lamps, other than electric (except (i) valves, controls and wicks, (ii) reflectors on portable hand carbide lights, (iii) burners for mantle type kerosene lamps, and (iv) miners' flame lamps)
- Lanterns (except for generators, valves, controls and fonts). This item does not apply to lanterns powered by dry cell batteries which are covered by the item "Flashlights \* \* \*" on this list
- Lawn sprinklers, mowers, seeders and rollers
- Leaf, bronze
- Lighting fixtures for use outside of a building (except when the only copper products or copper base alloy products used are for parts necessary for conducting electricity and for plating). For lighting fixtures in a building see "Lighting fixtures" under the heading "Building Supplies" on this list
- Livestock and poultry equipment (except for bull rings; and except when the only cop-

- per products or copper base alloy products used are for valves, controls, parts necessary for conducting electricity, and wafer thermostats)
- Loose-leaf binders
- Luggage fittings, trim and hardware
- Manicure implements
- Match and pattern plates, matrices, and flasks
- Mattress buttons and furniture glides
- Medals, including decorations
- Mirrors
- Name plates (except identification, instruction and data plates of a gauge  $\frac{1}{16}$  of an inch or less for use on industrial machinery, or industrial equipment)
- Non-operating or decorative uses of copper or copper base alloy, or the use of the same in such parts of installations and equipment (mechanical or otherwise) as bases, frames, guards, standards and supports
- Package handles and holders
- Paint (except for ship bottoms)
- Parl-mutuel gambling and gaming machines, devices and accessories
- Paste, bronze
- Pencils, mechanical (except that copper products or copper base alloy products may be used for the part or parts the function of which is to eject or retract the lead, and as an undercoating in the plating of outside functional parts)
- Phonographs or other record players
- Photographic equipment and accessories ((i) except document copying machines and equipment therefor for business purposes and for use by the U. S. Post Office; (ii) except for X-ray equipment; and (iii) except for photographic equipment and accessories of the types the production and distribution of which is regulated by Order L-267)
- Pins (except when the only copper products or copper base alloy products used are for common or safety pins and except for laundry net and laundry identification pins)
- Pleasure boat fastenings, fittings, hardware, and motors
- Pole-line hardware
- Powder, except for non-decorative uses (powder containing copper or copper base alloy may not be used on an item on this list unless the prohibition on the item contains such an exception)
- Printing rollers (except to the extent that an equivalent poundage in copper or copper base alloy is returned to a brass mill in the form of old rollers or scrapings from old rollers)
- Putty and scraping knives
- Razors operated by electricity (except for repair parts)
- Razors not operated by electricity (except when the only copper products or copper base alloy products used in making safety razors or parts are for heads and for plating, and, in making straight razors or parts are for rivets, pins and washers)
- Reclaimers for heating water
- Reflectors (except that copper products or copper base alloy products may be used for the repair and replacement of 35 mm. motion picture projection arc lamps, and as an undercoating in electro-plating in connection with silvering).
- Refrigerator display cases
- Saddlery hardware and harness fittings
- Screens and points for oil wells
- Selsmograph loading pole couplings
- Shells and caps for electric sockets except screw shells and except those used in connection with lamp signals in communication facilities
- Signs, including street signs. (See also Order L-29)
- Slide fasteners except for industrial safety equipment. (Copper or copper base alloy may be used in the manufacture of slide fastener parts other than interlocking elements until March 31, 1945.)
- Slot, game and vending machines, including parking meters (except sanitary napkin vending machines when the only copper products or copper base alloy products used are for tumblers for locks)
- Snap fasteners of the sew-on, machine-attached or riveted types (except for industrial safety equipment) manufactured after March 31, 1945. However, copper base alloy products may be used to make machine-attached snap fasteners when they are ordered by manufacturers of nurses' uniforms. Manufacturers of nurses' uniforms shall not use the brass snap fasteners except on nurses' uniforms and shall not dispose of the snap fasteners to others
- Soda fountain equipment (except for carbonators, and except for repair and replacement parts manufactured in conformity with the inventory restrictions of Order L-38)
- Sporting goods, and fishing and hunting equipment and supplies (i) except fishing equipment and supplies for commercial fishing use; and (ii) except ammunition made from copper base alloy products allotted to manufacturers for the purpose of making civilian ammunition
- Staplers. "Staplers" means any device designed for the purpose of applying staples as fasteners, including among others all devices commonly known as stapling machines and tackers as well as hammers of the tacker type but it does not include foot-operated or power-driven stitching machines
- Stationery supplies:  
Desk accessories. (See also Order L-73)  
Office supplies. (See also Order L-73)  
Pencils  
Pens and penholders  
Statues  
Sundials  
Telescopes  
Tent poles and parts  
Thermos jug and bottles  
Tokens (except transit fare tokens not using more than 65% copper)
- Toys
- Tying devices for laundry
- Unions and union fittings (except seats, and except for other parts of unions and union fittings (i) where and to the extent that the physical and chemical properties of the liquid or gas passing through the union or union fittings make the use of any other material dangerous or impractical, or (ii) where the valve is of a type designed for use in an air conditioning or refrigeration "system" as defined in Order L-126, and when the particular use of copper or copper base alloy is not prohibited under Order L-126 and the schedule thereto). (See also Order L-288.)
- Umbrellas
- Valve handles
- Valves over two-inch size (except seats, discs, stems, yoke sleeves, yoke bushings, steam bearings, and packing glands, and except for other parts of such valves (i) where and to the extent that the physical and chemical properties of the liquid or gas passing through the valve makes the use of any other material dangerous or impractical, or (ii) where and to the extent permitted under Orders L-252 and L-272, or (iii) where the valve is of a type designed for use in an air conditioning or refrigeration "system" as defined in Order L-126, and when the particular use of copper or copper base alloy is not prohibited under Order L-126 and the schedules thereto)
- Voting machines
- Weather vanes
- Weight reducing and exercising machines
- Wool (except metal sponges intended for use in dairy product processing plants and by the canning industry). Metal sponges containing copper products or copper base alloy products shall not be sold except on ratings of AA-1 or higher and for distribution to dairy product processing plants and the canning industry.

## MILITARY EXEMPTION LIST

NOTE: Hot water heater coils deleted from list Mar. 10, 1945

(The effect of an item being on this list is explained in paragraph (f) (1) of the order.)

Bakery equipment (parts necessary for conducting electricity or where the use of copper products or copper base alloy products is essential to the proper functioning of the parts). For hot water heaters and tanks see below on this list.

Bicycle coaster brakes

Binoculars

Blow torches, gasoline, kerosene and alcohol (parts other than tanks only)

Boxes, cans, jars and other containers (for radio and communications equipment and for powder charges).

Buttons and insignia for military uniforms (i) when the only copper products or copper base alloy products used are from idle or excess inventories acquired under Priorities Regulation 13 or are products which the manufacturer is entitled to divert from the use for which they were acquired under the provisions of paragraph (u) of CMP Regulation 1 or Direction 52 to that Regulation, *Provided*, That such products do not require reprocessing by a controlled

material producer or (ii) when and to the extent that the use of copper products or copper base alloy products in the manufacture of buttons and insignia is specifically authorized in writing by the War Production Board. Application for authorization to manufacture buttons and insignia for military uniforms should be made by letter addressed to the Copper Division, War Production Board, Washington 25, D. C., Reference M-9-c, setting forth the relevant facts, including the manner in which the applicant expects to obtain his copper products or copper base alloy products whether such products will require reprocessing by a controlled materials producer, the identity of such producer, and the military contract number or numbers

Carbonated beverage dispensing units and soda fountain equipment for use on board ship (functional parts subject to corrosive action or which come in contact with food, only)

Conduits and pipe (for radio and electrical communications equipment)

Chronometer and watch cases

Decorations as defined in Army and Navy Regulations when produced to fill purchase orders rated AA-3 or higher only

Electric blankets

Field ranges and ski stoves

Fishing equipment and supplies for use on life boats and rafts

Flashlights and lanterns powered by dry cell batteries, limited however, to reflectors and current carrying parts other than cases

Furniture hardware (for use within magnetic circle on board ship)

Hammers, including mallets

Heaters, automotive (parts necessary for conducting electricity and radiators only)

Holsts, for handling powder, projectiles and explosives (for use on board ship)

Insect screening

Instruction and data plates of wrought material of a gauge of  $\frac{1}{2}$ d of an inch or less for use in aircraft, on board ship and on army ordnance fire control equipment (and of a gauge of  $\frac{1}{2}$ d of an inch or less for use on board ship when name plates of such a gauge are specified by the Maritime Commission)

Instruction and data plates from cast material of a gauge of 5/32d of an inch or less or of 7/32d of an inch or less in the case of a ship builders name plate (for use on board ship but only if and to the extent specified by the specifications, other than performance specifications, of the governmental agency acquiring the plate)

Kitchen utensils devices, machines and appliances (parts necessary for conducting electricity or which come in contact with food or where the use of copper products or copper base alloy products is essential to the proper functioning of the parts)

Ladders and stairs, for use in gasoline storage spaces on board ship (treads only)

Laundry equipment, for use on board ship (parts necessary for conducting electricity or where the use of copper products or copper base alloy products is essential to the proper functioning of the parts). For hot water heaters and tanks see above on this list.

Laundry equipment, mobile, for field use (parts necessary for conducting electricity or where the use of copper products or copper base alloy products is essential to the proper functioning of the parts). For hot water heaters and tanks see above on this list.

Lighting equipment and accessories for use in aircraft, on board ship and for use in lighting aids for marine or aerial navigation, and for searchlights

Locks and latches (for use on board ship) and padlocks (for use where non-sparking metal is necessary to prevent a hazard from explosives)

Mirrors, when they are to be installed on board ship and the only copper product or copper base alloy product used is for coating the backing of the mirror to a thickness not in excess of .0015 inch

Paint (for ship bottoms and flying boat hull bottoms)

Phonographs and other record players being produced on a rating of AA 3 or higher

Photographic equipment and accessories

Pins for hinges (for use on board ship)

Prescription scales (health supplies)

Safety lamps, flame type (for use on board ship and for use in other places where there is danger of explosion)

Shells and caps for electric sockets (for use in aircraft and on board ship)

(1) Slide fastener interlocking elements and tack buttons for use on jungle clothing and equipment, flying suits and Navy flying boots, aircraft, Navy Bureau of Aeronautics and Army Air Force equipment and accessories, Navy winter N-1 suits including trousers and jackets, Navy jackets N-4, Signal Corps equipment and accessories, and submarine boat equipment, being produced on a rating of AA-3 or higher; and (ii) buckles, eyelets, staples, rivets and burrs, being produced on a rating of AA-3 or higher

Telescopes

Unions and union fittings (for use on board ship)

Valve handles (for use within magnetic circle on board ship)

Valves (for use on board ship)

Valves of vacuum type up to 3 inches

NOTE: Interpretations 1-4 are obsolete.

[F. R. Doc. 45-3889; Filed, Mar. 10, 1945; 11:39 a. m.]

#### PART 933—COPPER

[Conservation Order M-9-c, Interpretation 5, as Amended Mar. 10, 1945]

#### USE OF COPPER IN THE MANUFACTURE OF CERTAIN DRAINS AND STRAINERS

The following amended interpretation is issued with respect to M-9-c:

Copper Conservation Order M-9-c, as amended December 10, 1941, specifically prohibited any person from using after March 31, 1942, any copper or copper base alloy in the manufacture of gutters, leaders or downspouts, or accessories thereto, and of all roofing items, to go on private buildings. These provisions have remained in the order without interruption.

In addition, since May 7, 1942, paragraph (d) (1) of Order M-9-c (relettered as paragraph (c) (1) when the order was amended on October 4, 1943), has provided that no manufacturer may continue to manufacture from copper or copper base alloy, any article the manufacture of which, with copper or copper base alloy, is not specifically prohibited by the order, if it is practicable to use any material less scarce than copper, brass or bronze to make the article.

For some time, many manufacturers have been making floor, roof and cesspool drains and strainers out of galvanized steel or iron; and it has been demonstrated that the use for such purposes of this type of material instead of copper or copper base alloy is practicable for all uses to which these articles are put except their use in places where explosives are handled or stored or where explosive vapors may be present. Furthermore, the types of iron and steel used as well as zinc are less scarce materials than copper or copper base alloy.

Accordingly, manufacturers are prohibited by Copper Conservation Order M-9-c from using brass or other copper and copper base alloy materials to make all roof, floor and cesspool drains or strainers even if the drains or strainers are not accessories to gutters, leaders or downspouts, or roofing items. An exception to the foregoing arises in the case of drains or strainers for floors in places where explosives are handled or stored or where explosive vapors may be present.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-3890; Filed, Mar. 10, 1945; 11:39 a. m.]

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

[Priorities Reg. 25, Direction 3]

#### CANCELLATION OF SECOND QUARTER ALLOTMENTS OF STEEL AND COPPER

The following direction is issued pursuant to Priorities Reg. 25:

(a) Requirements of military and essential civilian products for steel and copper have increased so greatly that there is no steel or copper than can be spared for production under Priorities Regulation 25. Consequently, second quarter allotments of steel (including carbon and alloy) and copper (in all forms) identified by the Z-1 allotment symbol are cancelled. Manufacturers will receive individual cancellations on Form CMPL-201C from the Field Offices of the War Production Board.

(b) The War Production Board may be able in unusual cases to relieve an extreme and extraordinary hardship. Requests for relief should be directed to the Field Office of the

War Production Board which issued the original authorization.

(c) This direction does not affect allotments of aluminum nor advance allotments for the third and fourth quarter of steel or copper under Priorities Regulation 25.

(d) Manufacturers who received a spot authorization may continue to produce the product to the extent that they (1) have idle and excess controlled or non-controlled materials in their inventory, (2) buy materials from idle and excess inventories of others by using a Z-1 symbol, or (3) with respect to controlled materials only, buy them from warehouses or distributors by using a Z-1E symbol. Further, any rating assigned to purchase products other than controlled materials needed to meet the authorized production schedule is still in effect.

Issued this 9th day of March 1945.

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

[F. R. Doc. 45-3829; Filed, Mar. 9, 1945; 4:36 p. m.]

#### PART 1274—CHLORATE CHEMICALS

[General Preference Order M-171, Revocation]

#### CHLORATE CHEMICALS

Section 1274.1 *General Preference Order M-171* is hereby revoked. This revocation does not affect any liabilities incurred under the order.

Chlorate chemicals are subject to allocation under General Allocation Order M-300 as Appendix B materials, subject to Schedule 97 issued simultaneously with this revocation.

Regular and interim allocations heretofore issued under Order M-171 are effective under the schedule, but authorizations to deliver are limited in duration as if originally issued under this schedule. Pending applications need not be refiled.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-3892; Filed, Mar. 10, 1945; 11:41 a. m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 97]

#### CHLORATE CHEMICALS

§ 3293.1097 *Schedule 97 to General Allocation Order M-300*—(a) *Definition*. "Chlorate chemicals" means potassium chlorate, sodium chlorate and potassium perchlorate.

(b) *General provisions*. (1) Chlorate chemicals are subject to the provisions of General Allocation Order M-300 as Appendix B materials. The initial allocation date is June 1, 1942, when chlorate chemicals first became subject to allocation under Order M-171 (revoked). The allocation period is the calendar quarter.

(2) The small order exemption without use certificate per person per quarter is as follows (this exemption is subject to the restriction of paragraph (b) (3) below):

	Pounds
Potassium chlorate.....	250
Sodium chlorate.....	300
Potassium perchlorate.....	100

(3) Except for the compounding of drugs and medicines, or except as specifically authorized in writing by the War Production Board, no person shall mix chlorate chemicals with inert materials (for example, ground glass, sand or zinc oxide) for the purpose of selling the resulting mixture for domestic use or for export, whether under the name "oxidizing mixture" or otherwise.

(4) A supplier who buys chlorate chemicals which he certifies will be resold for ultimate use for weed killing may redeliver for that purpose without application or authorization on Form WPB-2947.

(c) *Transition from M-171.* Regular and interim allocations heretofore issued under Order M-171 are effective under this schedule, but authorizations to deliver are limited in duration as if originally issued under this schedule. Pending applications need not be refiled.

(d) *Suppliers' applications on WPB-2947.* Each supplier seeking authorization to use or deliver shall file application on Form WPB-2947 (formerly PD-602). This application is not necessary for redelivery exempt under paragraph (b) (4) above. Filing date is the 15th day of the last month of the preceding quarter. File separate sets of forms for each chlorate chemical. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-97. The unit of measure is pounds. An aggregate quantity may be requested, without specifying customers' names, for delivery on uncertified exempt small orders. Fill in Table II.

(e) *Certified statements of use.* (1) Each person placing orders for any chlorate chemical in excess of the small order exemption quantity shall furnish with each purchase order a certified statement of proposed use, in the form prescribed in Appendix D of Order M-300.

(2) Proposed use may be specified in terms of the following examples:

- Ammunition and signals (military)
- Carbon-removing compounds
- Chemicals (specify)
- Commercial pyrotechnics or explosives (excepting fireworks)
- Food
- Fumigants and disinfectants
- Fur carotting solutions
- Heat pads
- Matches
- Metals (refining, alloying, etc.)
- Organic dyes, intermediates and inorganic colors
- Pharmaceutical or medicinal products
- Textiles
- Weed killer
- Reagent chemicals
- Other product or use (specify)

Applicable military or Lend-Lease specification, contract or requisition numbers should be specified. Proposed use may also be specified as "for resale on further authorization", "for resale on exempt small orders", "for resale for ul-

timinate use for weed killing", or "for export" (specify destination and export license number or UNRRA requisition number).

(3) Instead of the above certificate, a farmer ordering chlorate chemicals may substitute the certification provided in Priorities Regulation 19 (Farm Supplies), as follows:

I certify to the War Production Board that I am a farmer and that the supplies covered by this order are needed now and will be used for other than household purposes in the operation of a farm.

A supplier receiving this certification from a farmer may assume that the chlorate chemicals covered by the certification will be used for weed killing purposes. Chlorate chemicals are not listed as "farm supplies" in Priorities Regulation 19 and a dealer may not include sales of chlorate chemicals among sales of other supplies for the purpose of obtaining a priority for replacements under that regulation.

(f) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) *Communications to War Production Board.* Communications concerning this schedule shall be addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-97.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-3691; Filed, Mar. 10, 1945; 11:39 a. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-703, Revocation]

PLEATEX CORP.

Suspension Order No. S-703, effective February 7, 1945, was issued against the Pleatex Corporation, Chicago, Illinois, who is engaged in the manufacture and sale of portable lamps and lamp shades. An appeal was filed with the Chief Compliance Commissioner on February 17, 1945.

The suspension order contained the provision that upon submission to the War Production Board by the respondent of proper proof that it is maintaining proper records as required by Priorities Regulation No. 1 the order could be terminated. The Chief Compliance Commissioner reviewed the appeal and was satisfied that such records were installed and are being maintained. He therefore directed that the order be revoked forthwith. In view of the foregoing, it is hereby ordered, that: § 1010.703 *Suspension Order No. S-703* be revoked.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-3693; Filed, Mar. 10, 1945; 11:41 a. m.]

#### PART 1075—CONSTRUCTION

[Conservation Order L-41-e, Interpretation 1]

##### BOARDWALKS AND OTHER PASSAGEWAYS FOR PEDESTRIANS

The following interpretation is issued with respect to Conservation Order L-14-e:

L-41-e applies to the construction of public highways and streets. These are excepted from L-41 by paragraph (d) (10) of L-41 and paragraph 14 of Schedule B of L-41. L-41-e does not apply to boardwalks, footpaths, bridges or other passageways primarily for pedestrians except where they are part of a highway or street (like a sidewalk or traffic island or the like). As these passageways for pedestrians are not covered by L-41-e, they are covered by L-41 and construction on them is limited to \$200 a year under paragraph (d) (13) of L-41, except where they are part of a unit which has a larger allowance. Application for the construction of boardwalks, footpaths, bridges or other passageways primarily for pedestrians should be made on Form WPB-617.

Issued this 12th day of March 1945.

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

[F. R. Doc. 45-3954; Filed, Mar. 12, 1945; 11:29 a. m.]

#### PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 1, Direction 65]

##### NOTICE BY ALUMINUM PRODUCERS REGARDING SCHEDULING OF "Z" ORDERS

The following direction is issued pursuant to CMP Reg. 1:

(a) The purpose of this direction is to require that aluminum producers give notice to the War Production Board when they intend to schedule "Z" orders in order that the War Production Board may determine if the capacity set aside for the Z orders can be used for additional production of urgently needed military and essential civilian orders.

(b) At least 15 days (5 days in case of castings) before scheduling for production any order identified by an allotment symbol whose initial letter is "Z", a producer of aluminum in controlled material form must give notice to the War Production Board of his intent to schedule such an order; and no producer of aluminum in controlled material form shall schedule or produce such a "Z" order unless it has so notified the War Production Board. Also, notice must be given to the War Production Board as soon as possible of any "Z" orders which have been scheduled before March 1, 1945, but which have not yet been put into production. In giving notice under this paragraph, the producer should state the amount of and identify the type of controlled material products involved and other pertinent information by letter or telegram, addressed to the Requirements and Distribution Branch, Aluminum and Magnesium Division, War Production Board, Washington 25, D. C.

Issued this 12th day of March 1945.

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

[F. R. Doc. 45-3956; Filed, Mar. 12, 1945; 11:29 a. m.]

## PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 5 as Amended Sept. 28, 1944, Amdt. 3]

Schedule A of CMP Regulation 5, § 3175.5, is amended as follows:

1. Under the general heading "Miscellaneous products" insert the following item after "AA-1 cooking equipment, commercial"; "AA-1 Cordage: Manila, sisal, henequen, jute, and istle; twine, and jute rope yarns."

2. Under the general heading "Miscellaneous products" insert the following new item after "AA-2 Scales and balances, industrial and commercial": "AA-1 screen cloth, metal insect."

Issued this 12th day of March 1945.

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

[F. R. Doc. 45-3957; Filed, Mar. 12, 1945; 11:29 a. m.]

## PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Preference Order M-388, Interpretation 1]

## APPLICATION OF MANUFACTURER'S INVENTORY RESTRICTION TO SEASONAL ITEMS

The following interpretation is issued with respect to General Preference Order M-388:

The inventory restrictions of paragraph (i) (6) of Order M-388 permit a manufacturer to accept deliveries of textiles which will give him no more than "a two months' inventory of the same material at current rate of operations, or a practicable minimum working inventory whichever is less." This does not prevent a manufacturer from accepting a seasonal material more than two months before he will start using it.

The restriction applies separately to different constructions of material which are normally used in different seasons. A material needed for an item to be made in a later quarter which is of a different construction from a material needed for an item currently made would not be the "same material" for purposes of the inventory restriction. Thus, a manufacturer who has on hand a two months' or practicable minimum supply of material of the kind needed for current production may also accept up to (but not more than) a two months' or practicable minimum supply of a different kind of material which he will use for a seasonal product beginning at a later time as long as he does not accept deliveries in greater quantities or further in advance than he would normally accept in the ordinary course of his business to meet reasonably anticipated seasonal requirements.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-3914; Filed, Mar. 10, 1945; 4:43 p. m.]

## PART 3294—IRON AND STEEL PRODUCTION

[Conservation Order M-126, as Amended Mar. 12, 1945]

The fulfillment of requirements for the defense of the United States has created

a shortage in the supply of iron and steel 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:

§ 3294.63 *General Conservation Order M-126*—(a) *Definitions*. For the purposes of this order:

(1) The term "iron or steel" does not include "tin plate" and "terne plate" as defined by Schedule VI of M-43, or screws, nails, rivets, bolts, wire, strapping or small hardware for joining or other similar essential purposes. The term does include stainless steel.

(2) The term "stainless steel" means corrosion or heat resistant alloy iron or alloy steel containing 10 per cent or more of chromium with or without nickel and/or other alloying elements.

(3) "Process" means cut, draw, machine, stamp, melt, cast, forge, roll, turn, spin or otherwise shape.

(4) "Put into process" means the first change by a manufacturer in the form of material from that form in which it is received by him.

(5) The term "assemble" does not include the putting together of an article after delivery to a sales outlet or consumer in knockdown form pursuant to an established custom. The term "assemble" also does not include adding finished parts to an otherwise finished article when the location of one or more of the added parts, or the size or type of one or more of the added parts, is determined by the use to which the ultimate consumer is to put the article.

(6) The term "Bessemer processed steel" means steel made by a process, in which air is blown through molten cast iron contained in a converter.

(7) The term "top cut" means that portion of a steel ingot rejected because it is not of sufficiently high quality for use on the order for which the ingot was melted, but which is normally used for some other purposes.

(b) *Restrictions with respect to List A and B products*—(1) *Raw material deliveries*. No person shall deliver or accept delivery of any iron or steel (including stainless steel) which he knows or has reason to know will be used to make any item on List A or B any part thereof or repair part therefor, in a manner not permitted by those Lists.

(2) *Fabrication; prohibition*. No person shall process any iron or steel (including stainless steel) to make any item on List A or B, any part thereof or repair part therefor, in a manner not permitted by those Lists.

(3) *Assembly*. No person shall assemble any item on List A or B, any part thereof or repair part therefor, if it contains any iron or steel (including stainless steel), in an amount or of a type not permitted by those Lists.

(4) *Finished item deliveries*. No person shall deliver or accept delivery of any item on List A or B, any part thereof or repair part therefor, which he knows or has reason to know was made, assembled or delivered in violation of any applicable provisions of this order as amended from time to time.

(c) *Exemption for Army-Navy-Maritime orders—List C items*. In the case

of any item on List C ordered by or for the account of the Army or Navy of the United States, the United States Maritime Commission, the Veterans' Administration and the War Shipping Administration, or to other persons pursuant to the authorization by the Maritime Commission on Form WPB-646 (formerly PD-300), or ordered for physical incorporation into material to be purchased by or for the account of such agencies, the kind and amount of iron or steel required by the specifications (including performance specifications) applicable to the purchase order or contract may be delivered for and used in the manufacture of the item unless List C says otherwise. However, no stainless steel shall be used unless List C specifically says that it may.

[Paragraphs (d) and (e) deleted October 2, 1944]

(f) *Disposition of frozen and excessive inventories*. The disposition of frozen and excessive inventories containing iron or steel (including stainless steel) is governed by Priorities Regulation 13 (§ 944.34).

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

(2) *Exceptions under Priorities Regulation 25 and appeals*—(i) *Exceptions under Priorities Regulation 25*. An application filed under Priorities Regulation 25 is the only way of getting relief from the restrictions of this order with respect to any article on List A for civilian use. Some other orders of the War Production Board contain restrictions on the use of iron or steel. An authorization granted under Priorities Regulation 25 will not waive the other restrictions unless the order containing them or a direction to Priorities Regulation 25 states that it will. In the absence of such a statement, it is also necessary to get relief from the restrictions of the other order in the manner provided in that order.

(ii) *Appeals*. An appeal may be filed under the following circumstances: if you want to make something for one of the military agencies mentioned in paragraph (c) in a manner not permitted by this order; if you want to make an article on List A for civilian use under the circumstances set forth in paragraph (j) (4) (iii) of Priorities Regulation 25 instead of filing for a spot authorization; or if you want to make an article on List B for anyone in a manner not allowed by paragraph (b) and that list. Appeals should be made by filing Form WPB-1477 with the WPB District Office for the district in which your plant is located and in accordance with the provisions of Priorities Regulation 16.

(3) *Applicability of order*. The prohibitions and restrictions contained in this order apply whether the items are ordered or manufactured pursuant to a contract made prior to, on, or subsequent to May 5, 1942, or pursuant to a contract

supported by a preference rating or allotment. Insofar as any other order of the War Production Board may have the effect of limiting or curtailing to a greater extent than herein provided the use of any material in the production of any item, the limitations of such order shall be observed.

Certain items formerly appearing in this order have been deleted because they are adequately controlled by some other WPB order or regulation. Before starting to make an item which has been deleted, you must find out whether there are any other orders restricting the manufacture of it.

(4) *Intra-company deliveries.* The restrictions of this order with respect to deliveries prohibit or restrict deliveries not only to other persons, including affiliates or subsidiaries, but also from one branch, division or section of a single enterprise to another branch, division or section of the same or any other enterprise under common ownership or control.

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

(6) *Installation.* The restrictions of this order do not apply to the installation of an item or part for the ultimate consumer on his premises or to any putting into process, processing or assembling of the item or part incidental to the installation when done on the premises of the ultimate consumer.

(7) *Repair.* The restrictions of this order do not apply to a person repairing a used article on or off the premises of the owner, if the person making the repair does not use iron or steel weighing in the aggregate more than 25 pounds and if any putting into process, processing or assembling done by such person is for the purpose of making the specific repair. This paragraph (g) (7) does not limit the manufacture of repair and maintenance parts when List A or B permit the making of such parts.

(8) *Restrictions on manufacturing in certain labor areas.* When List A indicates that the manufacture of a particular item is subject to this paragraph (g) (8), no person shall put into process, process, or assemble any iron or steel (including stainless steel) to make any such item or any part thereof, unless such processing or assembling is to take place in a manufacturing establishment located outside of groups 1 or 2 of the labor market areas as may be from time to time designated by the War Manpower Commission.

Issued this 12th day of March 1945.

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

## LIST A

NOTE: List A amended by deleting all items marked with 2 asterisks and by deleting the footnote indicated by two asterisks, Mar. 12, 1945.

"A" Frames and booms for lighters of 15 ton capacity and under.

Access panels—except as required by Underwriters Codes.

Accessories, soda fountain.\*

Acoustical ceilings.

Advertising novelties.

Amusement park devices and roller coasters.\*

Area walls.

Asparagus tongs.

Atomizers, perfume—boudoir.

Attic fans.

Automotive accessories—except those items the production of which as automotive replacement parts is permitted under Limitation Order L-158, as amended from time to time, whether produced as replacement parts or as original or optional equipment for new vehicles.

Automotive heaters—except when produced as replacement parts under Limitation Order L-158.

Awning frames and supports—except that a person may process during the year 1945 in the manufacture of all awning frames and supports not more than 75% of the amount of iron and steel used by him in making awning frames and supports during the year 1941. All iron and steel used must be acquired from idle or excess inventories in accordance with existing regulations. Ornamental awning supports also restricted by Order L-13-b.

Bag, purse and pocketbook frames.

Balers, paper, for household use.

Ball park equipment including but not limited to:

Cages.\*

Fences.

Lighting systems—except lamp bulbs.

Metal bases.

Protective netting.\*

Railings.

Rollers.

Score boards.

Screens.\*

Seats.\*

Tampers.

Banks, personal, toy, miniature.

Barber and beauty shop furniture.

Barber and beauty shop supplies, machines and equipment.\*

Barn pushers and scrapers.

Barware and bar accessories.

Baskets—(i) except for commercial cooking, industrial and laboratory uses; (ii) except baskets of the type used in self-service food markets; (iii) except as may be permitted under Limitation Orders in the L-30 series; and (iv) except for agricultural purposes as may be permitted under Limitation Order L-257. Stainless steel may not be used for any basket except for baskets for heat-treating, pickling and plating and for repair and maintenance parts.

Baths, steam, all types.

B-B shot for air rifles.

Beer kegs—except hoops and fittings for wooden kegs.

Beer mugs.

Beer stands.

Beer steins.

Bench legs—except industrial.

Beverage bottle cases, including but not limited to beer and all soft drinks.

\*The manufacture of parts of these items is permitted if the parts are to be used for maintenance or repair of such item; the manufacture of a complete item, as listed, is not permitted.

Bicycle racks.

Binding, linoleum.

Binoculars—except for U. S. Government Agencies.

Bird cages and bird cage stands.

Bird houses and feeders.

Blackboards.

Blade stropplers, mechanical.

Bleachers and grandstands.\*

Blocks, hat.

Boards, sounding.

Boat hooks.

Book ends.

Boot jacks.

Bottle holders—except hospital.

Bowling alleys, bowling pins and accessories.\*—(The manufacture of a complete pin-setting machine for replacement is not permitted under the maintenance and repair exception.)

Boxes and trays for jewelry, cutlery, combs and toilet sets.

Boxes, meter, for household use—(i) except covers; and (ii) except reinforcing for concrete.

Braces, extensible steel, trench.

Bridge splash guards.

Brush-backs—except industrial.

Building ornaments.

Buildings, portable.

Burial lowering devices.

Butter chips.

Butter knives.

Cake cutters.

Cake icing equipment.

Cake tongs.

Calendar and memo pad stands.

Calliopes or steam organs.

Candy display dishes.

Canes.

Canopies, hoods and supports—except brooder canopies.

Cans, containers and closures—except (i) shipping packages; and (ii) cans, containers and closures as may be permitted under Orders M-81, L-103-b and L-197.

Carillons.

Carpet rods.

Carriers, casket.\*

Carrouseils (Merry-go-rounds).\*

Carving set holders.

Cash boxes.

Cash registers,\* except as may be permitted under Order L-54-c.

Casket trucks, undertaker's—except wheels.

Ceilings.

Chafing dishes.

Cheese dishes.

Chicken crates.

Chicken house scrapers.

Christmas tree holders.

Cigar and cigarette holders and cases.

Cigar clippers.

Cigarette lighters—(i) except for spark wheels and springs; and (ii) except for all parts other than spark wheels and springs when made from iron or steel (including stainless steel) acquired from idle or excess inventories in accordance with existing regulations, and then only subject to the provisions of paragraph (g) (8) of this order.

Cigarette package holders.

Cigarette making machines, hand.

Circus and carnival apparatus, equipment\* and devices, including but not limited to:

Animal cages.\*

Animal stands.

Tent standers.

Trailers.\*

Trapeze bars.

Clamps, hair, including barrettes, decorative clips and fasteners (but not including common bob and hair pins and clamps for hair curling or waving).

Clips for attaching baggage tags.

Clothes hampers.

Clothes lines.

Clothes line pulleys.  
Clothes line reels.  
Clothes racks and clothes dryers.  
Clothes trees.  
Clothing trim and dress ornaments.  
Coal chutes and doors, household.  
Coal pans.  
Coasters and trivets for glass and hot containers.  
Cocktail glasses.  
Cocktail sets.  
Cocktail shakers.  
Combs, hair—except curry combs.  
Compacts.  
Copy holders.  
Corn poppers and machines.  
Cosmetics and toiletries—except as may be permitted under Supplementary Order L-103-b.  
Counter tops and edgings.  
Covers for automotive leaf-type springs.  
Covers and frames, manhole—except for reinforcing for concrete covers.  
Covers, meter frame—except for industrial use.  
Crochet hooks.  
Croquet sets.  
Crutches.  
Curb guards.  
Curler, hair, non-electric.  
Curtain stretchers.  
Dampers, fireplace—except as may be specified by the War Housing Critical List.  
Darners, sock.  
Decorative iron products.  
Deodorizing dispensers.  
Desk equipment, including but not limited to:  
Desk sets.  
Desk pads.  
Fountain pen and pencil stands.  
Letter openers.  
Name plates.  
Paper weights.  
Diaper cans, containers, and receptacles except as may be permitted under orders in the L-30 series.  
Dictaphone racks.  
Dinner bells.  
Dishwashing racks, household.  
Dispensers, hand, for:  
Hand lotions.  
Paper products—except sealing tape machines.  
Soap.  
Straws.  
Display forms.  
Document stands.  
Door chimes.  
Door knockers.  
Door mats.  
Dress forms.  
Dummy police.  
Dust collecting systems and equipment\*—except on preference rating of AA-5 or higher.  
Dust covers and enclosures\*—except industrial.  
Easels, all types.  
Edgings, furniture and linoleum.  
Ediphone racks.  
Egg slicers.  
Embalming tables.\*  
Enamelled tile sheets and squares.  
Enamel store fronts.  
Erasing knives.  
Erasing shields.  
Escalators\* except as may be permitted under Order L-89.  
Exercise and reducing machines.\*  
Exhibition and fair apparatus and equipment,\* including but not limited to:  
Lighting equipment.  
Racks.  
Stands.

\*The manufacture of parts of these items is permitted if the parts are to be used for maintenance or repair of such item; the manufacture of a complete item, as listed, is not permitted.

Fan stands, all types.  
Fences of all kinds except:

- (1) Plain, barbed, or twisted wire; woven or welded wire fence (except lawn and other ornamental fence); wire netting; wire flooring.
- (2) Chain link fence, including gates, for industrial plant protection only.
- (3) For use in connection with a construction project that has been authorized by the War Production Board, and in such case the purchaser should place the following certification (in addition to the certification in Priorities Regulation No. 7): Delivery approved on Form GA-1456 (or on Form WPB-2774 in the case of utilities).

Ferrieres, metal.

Finger bowls.

Fireplace equipment, including but not limited to: andirons, fireplace screens, fireplace accessories and ash dumps but not including dampers and grates. See also the items "Dampers xx" and "Fireplace grates xx" on List A hereof.

Fireplace grates—except grates weighing not more than 40 lbs. each. No person shall process during the year 1945 in the manufacture of all fireplace grates weighing 40 lbs. each or less, more than 50% of the amount of iron and steel used by him in making all fireplace grates during the year 1941.

First aid kit boxes—except of the industrial type.

Fish aquariums.

Flag holders.

Flag poles.

Floats for pageants, parades, advertising, etc.—except trucks.

Floor and counter covering trim.

Floor scrapers—except power driven.

Floral tools and floral hoes.

Florist supplies—except that iron or steel wire may be used which was drawn prior to June 19, 1942, or acquired from idle or excess inventories in accordance with existing regulations.

Flower boxes, pot holders and vases.

Flower shears except as may be permitted under orders in the L-140 series.

Fly traps.

Food vending machines, including automats.

Foot scrapers.

Forms for concrete construction—except concrete road forms when their production is permitted under Limitation Order L-192.

Fountains, ornamental.

Frames, clothes drying.

Frames for artists' canvas, darning and needle work.

Frames, steel blocking.

Game and gambling devices.

Garbage grinders, household.\*

Garden trowels.

Gas toasters, household.

Gates for fences\*—(1) except as permitted under Limitation Order L-257; and (2) except for use in connection with a construction project that has been authorized by the War Production Board, and in such case the purchaser should place the following certification (in addition to the certification in Priorities Regulation No. 7): Delivery approved on Form GA-1456 (or on Form WPB-2774 in the case of utilities).

Glassware holders and trim—except on cooking utensils.

Golf bag supports.

Grass shears.

Grass whips.

Grave markers.

Grilles, ornamental.

Grills, outdoor.

Guards for guy wires.

Gutters, spouting, conductor pipe and fittings for dwellings two stories or less in height\*—except when the installation has been approved by the War Production Board.

H-Bar units.

Hair dryers, hand. See also the item "Barber and beauty shop, supplies, machines and equipment" on this List A for other hair dryers.

Hand seals for documents.

Hand weeders.

Handles, broom and mop.

Hangers and track for garage doors for private use.

Hanger rings on brushes, brooms, etc.

Harness and saddlery fittings—except for draft, work and ranch animals.

Hat frames.

Hat-making machinery.\*

Heat resisting pads for household use.

Hedge shears.

Highway guard rail, wire, strip and posts.\*

Highway guard rail reflectors.

Hitching posts.

Holdings, wire, all types—except as may be permitted under Limitation Orders in the L-30 series.

Hoops, galvanized wire, for flower garden trim.

Hose reels—(1) except fire fighting equipment; (2) except for industrial use in direct fire hazard areas; and (3) except as may be permitted under Limitation Order L-314.

Hospital, medical, dental and related equipment—only items listed elsewhere on this List A are restricted by any provisions of this order.

House numerals.

Houses, poultry—except wire netting and except reinforcing for concrete and except for use in connection with a construction project that has been authorized by the War Production Board, and in such case the purchaser should place the following certification (in addition to the certification in Priorities Regulation No. 7): Delivery approved on Form GA-1456.

Houses, tool and hog—except reinforcing for concrete and except for use in connection with a construction project that has been authorized by the War Production Board, and in such case the purchaser should place the following certification (in addition to the certification in Priorities Regulation No. 7): Delivery approved on Form GA-1456.

Humidors.

Ice cream cabinets.

Ice cream freezers, household.

Ice cream molds.

Ice cube trays.

Identification tags and badges (see "Tags and badges XXX" on List B).

Incinerators—except for industrial or commercial use and except for housing as may be permitted by the War Housing Critical List.

Ink well holders.

Inlets, gutter, all types—except reinforcing for concrete.

Inlets, sewer, all types—except reinforcing for concrete.

Insulation, metal reflecting type.

Jewelry.

Jewelry cases.

Jugs, picnic, all types.

Kaleidoscopes.

Key chains, cases and rings.

Knitting needles.

Ladders, step.

Lanterns, magic.

Lard or vegetable oil tubs—except of a capacity of 5 pounds and over.

Laundry chutes.

- Lavatories—(i) except for railway cars; (ii) except for hangers; and (iii) except as may be permitted under Limitation Order L-42.
- Lawn brooms.
- Lawn edgers.
- Lawn rakes.
- Lawn rollers.\*
- Lawn tampers.
- Lawn seeders.\*
- Lawn sprinklers.
- Letter chutes.
- Letter openers.
- Letter trays.
- Lighting poles and standards.\*
- Linen hampers—except for frames.
- Lipstick holders.
- Lockers—except as may be permitted under Order L-13-b.
- Logs, artificial for electric fireplaces.
- Mail boxes—(i) except as required by U. S. postal regulations; and (ii) except as may be permitted under Schedule I to Order L-236.
- Mailing tubes or cases—except for transportation of bacteria, cultures, serums, plasma and biological specimens.
- Marquees.
- Match boxes.
- Material for housing not listed elsewhere on this order—(i) except the items listed on the War Housing Critical List (Schedule I to P-55-c) and not prohibited by that List; and (ii) except metal windows as may be permitted under Order L-77.
- Measuring pumps and dispensers\* (except those designed for use on trucks)—for gasoline station, garage and household uses including but not limited to:
- Air pumps—except as may be permitted under Limitation Order L-270.
- Grease guns—except as may be permitted under Limitation Order L-314.
- Grease pumps—except as may be permitted under Limitation Order L-314.
- Kerosene pumps.
- Oil pumps—(i) except barrel pumps and lubesters; and (ii) except as may be permitted under Limitation Order L-314.
- Memorial tablets.
- Menu holders.
- Metal cloths—except insect screening and hardware cloth and for industrial processing.
- Metal dust covers and enclosures—except for industrial use.
- Millinery wire and gimps—except for hat brims.
- Mirrors, hand.
- Monograms and initials.
- Mop wringers, household type.
- Motion picture screen stands.
- Motion picture sound reproducing equipment—except for motion picture sound reproducing equipment of the types the production and distribution of which is regulated by Limitation Order L-325.
- Mud scrapers.
- Music stands.
- Napkin rings.
- Newspaper boxes or holders.
- Novelties and souvenirs of all kinds—except that the assembling of artificial leaves, fruits, and flowers, and of feather ornaments shall be permitted when made from iron or steel acquired from idle or excess inventories in accordance with existing regulations.
- Ornamental hardware and moldings.
- Outdoor fireplace parts.
- \*The manufacture of parts of these items is permitted if the parts are to be used for maintenance or repair of such item; the manufacture of a complete item, as listed, is not permitted.
- Outing spades.
- Packing twine holders.
- Pail clasps.
- Paint spray outfits—except for industrial use.
- Parasols, shafts and handles.
- Park and recreational benches.
- Parking meters.
- Partitions—except toilet.
- Partition studs.
- Pegs, tent.
- Pencil holders.
- Permanent wave machines.\*
- Pet beds.
- Pet cages.
- Pet dishes.
- Pet equipment (except license tags) including but not limited to:
- Carriers.
- Chains.
- Collars.
- Feeders.
- Houses.
- Leashes.
- Muzzles.
- Phonograph motors, hand wound.
- Phonograph record blanks.
- Photographic accessories—(i) except accessories used in connection with X-ray; and (ii) except that for photographic accessories of the types regulated by Order L-267, iron or steel may be used to the extent permitted under that order.
- Photographic equipment—(i) except printing and publishing equipment as may be permitted under Limitation Order L-226; (ii) except X-ray film developing equipment; (iii) except that for photographic equipment of the types regulated by Order L-267, iron or steel may be used to the extent permitted under that order; (iv) except document copying machines and equipment therefor (other than blue print machines) for business purposes and for use by governmental agencies, and (v) except as may be permitted under Order L-54-c. See also the item "Blue Print Machines \* \* \*" on List B.
- Physical reducing machines.
- Picnic and outing boxes and accessories.
- Picture and mirror hardware.
- Pipe cases.
- Pipe cleaner knives.
- Pipe posts.
- Pitchers—except for hospital use.
- Plant and flower supports.
- Plates, light switch—except for cast conduit bodies.
- Playground equipment.
- Play pens (except casters), boxes and enclosures, children's.
- Pleasure boats.
- Pleasure boat equipment and accessories.
- Plumbing and heating equipment of the following types:
- Gas Conversion burners.\*
- Steel heating boilers of 129 sq. ft. or less of heating surface.\*
- Pneumatic tube delivery systems\*—except industrial.
- Pocketbook ornaments.
- Polishing-wax applicators—except industrial as may be permitted under Limitation Order L-222.
- Polishing-wax sprayers
- Portable bathtubs except enameled infants' bathtubs permitted under Order L-30-b.
- Pulp, paper, paper products and converter machinery and equipment\*—(i) except graphic arts machinery or equipment when its production is permitted under Limitation Order L-226; and (ii) except paper mill machinery as defined in Limitation Order L-83 and container machinery of the types listed on Schedule A of Limitation Order L-332.
- Push carts.
- Push plates and kick plates, door, except as may be permitted under Order L-236.
- Race track apparatus and equipment,\* including but not limited to:
- Mutuel ticket machines.
- Pari-mutuel boards.
- Race finish photographic equipment.
- Starting gates.
- Racks, display.
- Racquets.
- Radiator enclosures.
- Radio antenna poles\*—except on preference ratings of AA-5 or higher.
- Railings and barriers—(i) except for industrial use; (ii) except for metal fire escapes and fire towers; (iii) except for railing as may be permitted by the War Housing Critical List; (iv) except for the maintenance and repair of bridges; and (v) except for use in connection with a construction project that has been authorized by the War Production Board, and in such case the purchaser should place the following certification (in addition to the certification in Priorities Regulation No. 7): Delivery approved on Form GA-1456 (or on Form WPB-2774 in the case of utilities).
- Reading stands.
- Reels, cable and rope.
- Refrigerator containers and trays, household.
- Regalia.
- Registers, hand tally.
- Rodeo equipment, including but not limited to:
- Animal trappings.
- Fences.
- Gates.\*
- Rolling boardwalk chairs.\*
- Rotary door bells.
- Rug scrubbing and shampooing machines,\* except as may be permitted under Order L-91.
- Safety zone posts, rails, cables and platforms.
- Salesmen's display cases and sales kits.
- Sample boxes.
- Sand boats.
- Scaffolding—except for use in shipyards and industrial plants.
- Scenery and stage hardware equipment\* (except lamp bulbs) for dramatic, theatrical and operatic use, including but not limited to:
- Battens.
- Cables.
- Lighting equipment.
- Stage drops.
- Score boards.
- Screen frames—except for industrial processing.
- Scrubbing boards.
- Semaphores, traffic signal—except railroad.
- Service food trays.
- Shades, window and roller type—(i) except for railroad passenger cars, street cars, and busses; and (ii) except for roller mechanism on shades for all uses.
- Sheet iron or hoop iron packings for cookies and sweet goods.
- Shirt and stocking dryers.
- Shoe cleaning kits.
- Shoe ornaments.
- Show window lighting and display equipment.
- Sidewalk scrapers.
- Sign hanger frames, except as may be permitted under Order L-29.
- Sign posts, except as may be permitted under Order L-29.
- Signets.
- Skates, roller and ice, except when ordered for use by a public skating rink.
- Skating rink apparatus and equipment.\*
- Skewers, all types.
- Ski racks.
- Sleds—except as may be permitted under Order L-81.
- Sleighs—except runners.
- Smokers' accessories—except pipe cleaners.
- Sod lifters.
- Spading forks—children's.



Special industrial machinery of the following types:

Collapsible tube filling machines.\*  
Cosmetic machinery.  
Coupon inserting machines.  
Cut and monumental stone machinery.  
Milk can machinery.\*  
Steel drum machinery—except for export purposes.  
Tobacco machinery,\* except as may be permitted under Order L-292.

Spools, for cord, ribbon or tape—except for adhesive tape and inked ribbon.  
Spray containers, household.  
Sprinkling cans, garden.  
Stadiums.\*  
Stair and threshold treads,\* household, institutional and commercial buildings—except for fire escapes, fire towers and essential industrial use.  
Starter shingle strips.  
Statues.  
Store display equipment and show cases.  
Store fronts.  
Stretchers, carpet.  
Stretchers, glove, sock and sweater.  
Subway turnstiles.\*  
Sugar cube dryer trays, except as may be permitted under Order L-292.

Sun dials.  
Swimming pool equipment,\* including but not limited to:  
Diving boards.  
Diving stands.  
Ladders.  
Slides.

Table name-card holders.  
Tablets.  
Tanks, storage (strapping excluded) for beer, except as may be permitted under Order L-292.  
Tanks (strapping excluded) for water\*—(i) except for use in tropical climates; (ii) except of a height in excess of 100 feet; (iii) except for range boilers and hot water storage; (iv) except pneumatic pressure tanks; and (v) except as specifically authorized on Form GA-1456 or Form WPB-2774.  
Tank towers (i) except over 20 feet in height supporting more than 100 tons; (ii) except over 50 feet in height; and (iii) except as specifically authorized on Form GA-1456 or Form WPB-2774.  
Telephone bell boxes—except bases and where required for safety.  
Telephone booths.  
Telescopes—except for U. S. Government Agencies.  
Tent frames and supports.  
Termite shields—except as may be specified by the War Housing Critical List.  
Terrazzo spacers and decorative strips—except hospital operating rooms.  
Thermos or insulated jugs and bottles over one quart size.  
Thimbles, sewing.  
Tickers, stock.  
Ticket vending machines\*—except for public transportation.  
Tile, steel-back.  
Tongs, for food handling or for household use.  
Tool boxes and cases—except for industrial use.  
Tool handles—except for power driven tools and hand tools.  
Traffic lane markers.  
Transplanting trowels.  
Trophies.  
Tub covers.

\*The manufacture of parts of these items is permitted if the parts are to be used for maintenance or repair of such item; the manufacture of a complete item, as listed, is not permitted.

Turf edgers.  
Typewriter mechanism for pedestal and drop-head desks.  
Vanity cases.  
Vibrators, electric—except for industrial use.  
Voting machines.  
Waste paper receptacles.  
Watch straps.  
Water color paint boxes.  
Water stills, household.  
Weather stripping—except for railroad cars.  
Weather vanes.  
Wheel chairs—except frames and wheels.  
Whiskey service sets.  
Window display advertising.  
Window shade rollers. See item "Shades xxx" on List A hereof.  
Window stools.  
Window ventilators—except for industrial and hospital use.  
Wine coolers.  
Wine service sets.  
Wire parcel handles and holders.  
Wire racks—(i) except for animal cages for biological work; (ii) except for industrial use; (iii) except for scientific laboratory equipment; (iv) except for agricultural use as may be permitted under Limitation Order L-257; and (v) except as may be permitted under Limitation Orders L-23-c and L-182, and under Directions to Orders in the L-30 series.  
Work benches—(i) except for shipboard use; and (ii) except for industrial use where required for safety.

## LIST B

Note: "Fences of all kinds" amended and transferred to List A, Mar. 12, 1945.

Air-conditioning systems—(i) except essential machinery parts; and (ii) except for parts other than essential machinery parts when made with iron or steel other than stainless steel.  
Barrel hoops and fittings—except when made with iron or steel other than stainless steel.  
Bed pans—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-30-b.  
Bins and screens—except when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Blue print machines—(i) except parts coming in contact with chemicals; and (ii) except for other parts when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Bobbin heads—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-98.  
Boiler casings—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders L-42, L-185, L-187 and L-199.  
Bottle coolers—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-38.  
Branding, marking, and labeling devices—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders L-83 and L-292.  
Buckets and pails—(i) except to fill orders of chemical plants and plants handling explosives and (ii) except when made with iron or steel other than stainless steel and in accordance with Limitation Orders of the L-30 series, L-214, L-257 and Schedule IV of L-292 to fill other orders.  
Builders' hardware—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-236.  
Builders' supplies—except when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Cafeteria and restaurant equipment—except when made with iron or steel other than stainless steel provided that stainless steel may be used for operating parts for repair and maintenance purposes.  
Chains and cables—(i) except for heat-treating, pickling and plating; and (ii) except for all other uses when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Clock cases—except on recording and controlling industrial instruments and heating system control equipment, and then only if made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Clocks, parts other than cases—except when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Coffee pots—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders of the L-30 series.  
Control levers—except when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Convectors, local and unit heaters—(i) except for heat controls; and (ii) except for parts other than heat controls when made with iron or steel other than stainless steel and in accordance with Limitation Order L-107.  
Conveyors and conveyor chutes—(i) except where subject to high temperature or corrosive action, and (ii) except when made of iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Culverts, including conduits, corrugated pipe and corrugated plates and arches for culverts—(i) except from top cuts and discard steel; (ii) except reinforcing bars for poured concrete; (iii) except other reinforcing made with iron or steel in the form of rerolled rail stock, top cuts and discard steels; and (iv) except nestable culverts for use outside of the continental limits of the United States.  
Cups, other than drinking—(i) except industrial; and (ii) except when made with iron or steel other than stainless steel and in accordance with other applicable War Production Board orders.  
Dishes, saucers and plates—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders of the L-30 series.  
Dyeing equipment—(i) except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-215; and (ii) except for repair and maintenance parts as may be permitted under Limitation Order L-215.  
Elevators, including doors and trim—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders L-89 and L-257.  
Fans—(i) except industrial; or (ii) except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-176.  
Farm machinery and replacement parts therefor—(i) except high pressure sprayer valves, valve sets and nozzles; and (ii) except other parts when made with iron or steel other than stainless steel and in accordance with Limitation Order L-257.  
Floor plates and floor coverings—except when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.  
Fountains—(i) except fountains (other than ornamental fountains) when made with iron or steel other than stainless steel and in accordance with Limitation Orders L-38 and L-42; and (ii) except for replacement parts for soda fountains of the following types: covers, breaker strips, milk cans and ice pans which may be made with any iron or steel including stainless steel.

- Frames, catch basin and grates, all types—  
(i) except when made from cast iron; and  
(ii) except for reinforcing for concrete covers.
- Furniture, hardware—except when made with iron or steel other than stainless steel and as may be permitted under Limitation Orders L-13-b, L-214 and L-260-a.
- Galley and mess equipment—except when made with iron or steel other than stainless steel, provided that stainless steel may be used for operating parts for repair and maintenance purposes.
- Galley, kitchen, cafeteria and restaurant panelling—except when made with iron or steel other than stainless steel.
- Gasoline dispensing pumps.
- Grilles, sewer—except when made from low-grade cast-iron.
- Hangers, all types—except X-ray film hangers; and (ii) except for other types of hangers when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders. See List A for a type of hanger which may not be made with any iron or steel.
- Hose clamps—except when made with iron or steel other than stainless steel.
- Hot water heaters, tanks and coils—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders L-65, L-185 and L-199.
- Ice box exteriors—(i) except as may be permitted under Limitation Order L-7-c; and (ii) except for commercial reach-in and walk-in refrigerators when made with iron or steel other than stainless steel.
- Ice box parts other than exteriors—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders L-7-c, L-38 and L-126.
- Instrument dials and cases—except when made with iron or steel other than stainless steel and in accordance with other applicable War Production Board orders.
- Kitchenware—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders of the L-30-series.
- Ladders and hoists, including fittings—except when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.
- Lanterns and lamps—(i) except valves, controls and mantle-holders and except for miners' lamps; and (ii) except for parts of lamps other than valves, controls and mantle-holders and for all parts of lamps other than miners' lamps, when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.
- Lavatory equipment—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-42.
- Lighting equipment—(i) except when made with iron or steel other than stainless steel and in accordance with Limitation Orders L-78, L-235 and L-259; and (ii) except for use in floodlights, searchlights and other outdoor lighting equipment used in connection with aerial or marine navigation.
- Livestock and poultry equipment—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-257.
- Locks—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-236.
- Match and pattern plates, matrices and flasks—except when made with iron or steel other than stainless steel and in accordance with any applicable War Production Board orders.
- Mechanical drawing and drafting equipment—except when made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board.
- Milk bottle cases—but only if the manufacturer uses in any quarter more than an average of 4½ pounds of iron and steel per case (counting joining and essential hardware but not counting iron or steel acquired from idle and excess inventories in accordance with existing regulations, whether or not it is such hardware).
- Mortician's supplies and equipment—except when made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board.
- Name, data and instruction plates for machinery and equipment—except when made from iron or steel other than stainless steel or when made from any steel obtained from idle or excessive inventory in accordance with existing regulations and, in each case, in accordance with any applicable orders of the War Production Board.
- Pole-line hardware—except when made with iron or steel other than stainless steel.
- Pumps, fresh water—(i) except industrial; and (ii) except when made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board.
- Radio antenna—except when made with iron or steel other than stainless steel.
- Railroad rail joint angle bars over 24' in length\*—(i) except for replacement on used rails; and (ii) except for rail weighing more than 110 lbs. per yard.
- Refrigerator boxes, walk-in—except when made with iron or steel other than stainless steel.
- Refrigerator and refrigeration equipment—(i) except essential machinery parts; and (ii) except for parts other than essential machinery parts when made with iron or steel other than stainless steel. This item is subject to the provisions of the item "Refrigerator containers and trays, household" on List A.
- Rubber moulds—except when made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board.
- Sewer pipe, exterior installations\*—(i) except for vents and within 5 feet of buildings; (ii) except for cast iron pressure mains; and (iii) except for reinforcing for concrete made from iron or steel in the form of re-rolled rail stock, "top cuts", or discard steel.
- Shelves, other than shelves for domestic ice refrigerators—except as may be made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board.
- Spools for wire—(i) except traverse spools and spools used in industrial processing; (ii) except spools for solder; and (iii) except other spools when made from strip or sheet classified as seconds or rejects, or from idle and excessive inventories in accordance with existing regulations.
- Sporting and athletic goods—(i) except cleats and spikes for athletic shoes; (ii) fishing tackle; and (iii) gymnasium equipment for programs approved by the United States Office of Education. Fully fabricated skates may be attached to athletic shoes without
- restrictions since the order does not regulate such assembly (see paragraph (a) (5)).
- Staples—except when made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board.
- Stokers—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-75.
- Storage racks, racks, cabinets or lockers—except when made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board.
- Tags and badges, key; name; price; identification—(i) except personnel identification tags or badges where metal tags or badges are required for the protection of government agencies provided they are made with iron or steel other than stainless steel; (ii) except personnel identification tags or badges containing not more than ¾ ounce of iron and steel where metal tags or badges are required for protection of industrial plants provided they are made with iron or steel other than stainless steel; (iii) except metal tags required for identification of livestock and poultry and products made therefrom provided they are made with iron or steel other than stainless steel; (iv) except pin attached or wire attached tickets for price marking of soft goods; (v) except metal tags for marking and identification of metals in its production, shipment and application provided they are made with iron or steel other than stainless steel; (vi) except license tags for pets; (vii) except name, data, identification and instruction plates for machinery and equipment provided they are made with iron or steel other than stainless steel and in accordance with any applicable orders of the War Production Board; and (viii) except for laundry and dry cleaning identification.
- Thermometer bases, household—except when made from iron or steel classified as seconds or rejects or from iron or steel taken from idle or excessive inventories in accordance with existing regulations.
- Toilet floats, cistern and low water-floats—except when made with iron or steel other than stainless steel and in accordance with Limitation Order L-42.
- Trailer bodies, other than milk tank and refrigerator type bodies—except when made with iron or steel other than galvanized sheet steel or stainless steel.
- Truck bodies, other than milk tank and refrigerator type bodies—except when made with iron or steel other than galvanized sheet steel or stainless steel.
- Tubs, washing—except when made with iron or steel other than stainless steel and in accordance with Limitation Orders of the L-30 series.
- Valve handles—except when made with iron or steel other than stainless steel.
- Ventilators other than louver ventilators of the residential type, for use in walls—except when made with iron or steel other than stainless steel and in accordance with applicable orders of the War Production Board.
- Ventilators, louver, for use in walls, residential type—except when made from shop shearings or trimmings.
- Weed cutters and pullers, including dandelion, thistle and dock cutters and pullers—except when made from steel in the form of re-rolled rail stock or from idle or excessive inventory in accordance with existing regulations.
- Wheelbarrows\* (parts other than wheels) except for farm and dairy use; food processing; fish handling; coal yards and mines; handling chemicals; hot materials, forgings and castings.

\*The manufacture of parts of these items is permitted if the parts are to be used for maintenance or repair of such item; the manufacture of a complete item, as listed, is not permitted.

## LIST C

NOTE: "Motion picture cameras" and "Lockers" deleted from List C, Mar. 12, 1945.

Access panels—for use on board ship, on military vehicles and artillery items and where climatic or safety conditions make necessary.  
 Access panels of stainless steel for radio equipment.  
 Accessories, soda fountain—for use on board ship.  
 Acoustical ceilings—for use on board ship.  
 Attic fans\*—where climatic conditions make necessary.  
 Automotive accessories.  
 Automotive heaters—where specified for military vehicles.  
 Awning frames and supports—for use on board ship, military repair units, hospital installations, and military construction units.  
 Barber chairs—for use on board ship.  
 Barber shop supplies.  
 Baskets\*—for cooking and manufacturing uses and for ordnance operations.  
 Baths, steam—for use on board ship.  
 B-B shot—for training and shot blast cleaning purposes.  
 Bench legs.  
 Binoculars.  
 Bird cages—for carrier pigeons.  
 Bird feeders—for carrier pigeons.  
 Bleachers and grandstands—but only straps and necessary fasteners for demountable wooden bleachers and grandstands.  
 Boat hooks.  
 Bobbin heads of non-nickel bearing stainless steel—for use on board ship.  
 Boiler casings of stainless steel\*—for use on board destroyers and where required for corrosion or heat resistance on board ship.  
 Bottle holders—for use on board ship and in hospitals.  
 Boxes, meter.  
 Brush-backs for bore brushes.  
 Buckets and pails.\*\*\*  
 Buildings, portable.  
 Canopies, hoods, and supports.  
 Cash boxes.  
 Ceilings—for use on board ship.  
 Chains and cables.\*\*\*  
 Cigarette lighters—when ordered by the Army Exchange Service, the Quartermaster Corps, Navy, for use by the Army, Navy, Marine Corps, Coast Guard, U. S. Maritime Commission, and War Shipping Administration.  
 Clock cases.  
 Clothes hampers—for use on board ship.  
 Clothing trim.  
 Control levers of stainless steel for aircraft.  
 Conveyor and conveyor chutes for artillery equipment—stainless steel permitted where required.  
 Counter tops and edgings—for use on board ship.  
 Covers and frames, manhole.  
 Covers, meter frame.  
 Culverts—for airports, for use outside continental limits of the U. S., and where certified to the manufacturer or supplier as necessary by the Army or Navy engineer in charge.  
 Dust collecting systems and equipment.  
 Dust covers and enclosures—when specified for military vehicles and artillery items.  
 Erasing knives.  
 Fans of stainless steel—for use on board ship and where required for corrosion resistance.

\*The manufacture of parts of these items is permitted if the parts are to be used for maintenance or repair of such item; the manufacture of a complete item, as listed, is not permitted.

\*\*\*Stainless steel also permitted but only where required for corrosion or heat resistance or non-magnetic properties.

Fences.  
 First aid kit boxes.  
 Flag holders.  
 Flag staffs and flag masts—for use on board ship, and on military vehicles.  
 Fountains, portable, of stainless steel—for use on board ship.  
 Galley and mess equipment of stainless steel as follows:  
 Canteens.  
 Coffee urns.  
 Cold storage space on board ship.  
 Compartment mess trays.  
 Dishwashing machines.  
 Kettles, steam jacketed.  
 Meat cans and covers.  
 Metal sponges.  
 Portable water coolers, liners only.  
 Pressure cookers.  
 Sinks and dresser tops for use on board ship and aircraft.  
 Steam tables, warming pans and inserts.  
 Stock pots.  
 Games.  
 Gates for fences.  
 Grilles—sewer.  
 Hand seals for documents.  
 Harness and saddlery fittings.  
 Hat frames.  
 Hat-making machinery, but only—  
 Blocking machines with complete sets of blocks.  
 Sets or dies for cutting parts.  
 Hose clamps of stainless steel—for aircraft.  
 Hose reels.  
 Hot water heater tanks and coils of stainless steel—for aircraft and military vehicles.  
 Ice cube trays.  
 Incinerators.  
 Instrument dials and cases of stainless steel.  
 Ladders, step.  
 Ladders and hoists of stainless steel—for aircraft.  
 Lavatories and lavatory equipment of stainless steel—for aircraft and for use on board ship.  
 Lighting equipment (i) for theatres and recreational buildings for the armed forces; and (ii) of stainless steel for aircraft.  
 Lighting poles and standards for fire control instruments.  
 Mail boxes—for use on board ship.  
 Measuring pumps and dispensers for gasoline stations and garages, including but not limited to—  
 Air pumps.  
 Gasoline dispensing pumps.  
 Grease guns.  
 Grease pumps.  
 Kerosene pumps.  
 Oil pumps.  
 Mechanical drawing and drafting equipment of stainless steel.  
 Metal cloths.  
 Mirrors, hand—for signal use.  
 Motion picture screen stands.  
 Motion picture sound reproducing equipment.  
 Music stands—for use on board ship.  
 Name, data and instruction plates for machinery, equipment and aircraft—stainless steel permitted.  
 Paint spray outfits—stainless steel permitted for nozzle tips and needle valves.  
 Partitions—for use in hospitals and on board ship.  
 Partition studs for radar equipment.  
 Pegs, tent.  
 Phonograph motors, hand wound.  
 Phonograph record blanks.  
 Photographic equipment and accessories.\*\*\*  
 Pipe posts.  
 Pitchers.  
 Plates, light switch, for use on board ship and for artillery and mobile items.  
 Pneumatic tube delivery systems.  
 Portable bathtubs.  
 Pumps, fresh water, for use on board ship.\*\*\*  
 Pump shafts of stainless steel.  
 Push carts—for ordnance and combat organizations.

Radiator enclosures for use on board ship, on military vehicles and on artillery items.  
 Radio antenna of stainless steel.  
 Radio antenna poles—stainless steel permitted for submarines and aircraft.  
 Railings—for use on board ship.  
 Reels, cable and rope—for combat and field training purposes and for use on board ship.  
 Scaffolding—for use in airfields and other places where use of wood scaffolding is impracticable.  
 Screen frames.  
 Sewer pipe for pressure lines in exterior installations—cast iron only may be used.  
 Shirt and stocking dryers of cast iron only.  
 Skates, roller and ice.  
 Skewers, all types.  
 Spools for wire—for combat and field training purposes.  
 Sporting and athletic goods.  
 Stair and threshold treads—for use on board ship.  
 Swimming pool equipment for training purposes.  
 Tags—  
 For marking ammunition and military equipment.  
 Identification tags and badges for personnel.\*\*\*  
 Tanks, storage, water—but only for use on board ship, mobile units, range boilers and water storage, of a height in excess of 100 feet, or for pneumatic pressure tanks, or for use outside continental limits of U. S.  
 Tanks, water storage of stainless steel—for use in aircraft.  
 Telephone bell boxes—for use on board ship or where climatic or safety conditions make necessary.  
 Telephone booths, acoustically treated—for use on board ship.  
 Tent frames and supports.  
 Termite shields—for use outside continental limits of U. S.  
 Thermos or insulated jugs and bottles—stainless steel permitted.  
 Tile, steel back—for ladder treads, step plates and use on board ship.  
 Tool boxes and cases.  
 Tool handles.  
 Typewriter mechanism for pedestal and drop-head desks—for use on board ship.  
 Waste paper receptacles—for hospital use.  
 Wheel barrows.  
 Wire racks.  
 Work benches.

[F. R. Doc. 45-3955; Filed, Mar. 12, 1945; 11:29 a. m.]

## Chapter XI—Office of Price Administration

## PART 1305—ADMINISTRATION

[Gen. RO 5, Amdt. 8 to Supp. 1]

## FOOD RATIONING FOR INSTITUTIONAL USERS

Section 1305.203 (c) is amended by changing the words "section 26.1" to read "Article XXVI".

This amendment shall become effective March 15, 1945.

Issued this 10th day of March, 1945.

CHESTER BOWLES,  
 Administrator.

[F. R. Doc. 45-3896; Filed, Mar. 10, 1945; 11:52 a. m.]

8 F.R. 10003, 11479, 11480, 11676, 12403, 12483, 12744, 14472, 15488, 16787, 17485; 9 F.R. 401, 455, 692, 1810, 2212, 2252, 2287, 2476, 2789, 3030, 3075, 3877, 3704, 4196, 4393, 4647, 4873, 5041, 5232, 5684, 5826, 5915, 6108, 6504, 6638, 7167, 7260, 7703, 7770, 8242, 8813.

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS  
[RMPR 156, Amdt. 3]

CANNED MEAT

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.

Revised Maximum Price Regulation No. 156 is amended by changing section 14 to read as follows:

Sec. 14. Ceiling prices for certain canned meat products sold to war procurement agencies. (a) The ceiling price of each of the following canned meat products prepared according to United States Government specifications for sale or delivery to a war procurement agency shall be the price stated in the price table in this paragraph (a) of section 14. All prices are stated f. o. b. the seller's shipping point.

PRICE TABLE

Product	Size of can	Price per dozen cans
1. Vienna sausage:		
(i) Skinless.....	24 oz.....	\$6.00
(ii) Sheep casings.....	24 oz.....	6.50
2. Corned beef.....	6 lb.....	28.50

(b) The maximum prices for the following canned meat products prepared and canned in accordance with government specifications and packed in approved shipping containers for sale or delivery to a war procurement agency shall be the applicable one of the prices stated in the price table in subparagraph (1) of this paragraph (b) for the zone in which the seller's shipping point is located, and the type of shipping container used. For the purposes of this paragraph (b) the boundaries of the zones listed herein shall conform to the boundaries of the zones similarly numbered and defined in § 1364.452 of Revised Maximum Price Regulation No. 169.

(1) Table of prices. [NOTE: All prices are on a per dozen basis, f. o. b. the sellers shipping point.]

(i) Beef and gravy, braised or unbraised, 30 oz. cans.

Zones	Nailed solid wood boxes 40-70 pounds		V-1, V-2 fiber box with sleeves 40-70 pounds		V-1, V-2 fiber box sleeveless 40-70 pounds	
	Braised	Unbraised	Braised	Unbraised	Braised	Unbraised
1.....	\$8.81	\$7.36	\$8.79	\$7.34	\$8.73	\$7.28
2.....	8.63	7.18	8.61	7.16	8.55	7.10
3.....	8.40	6.95	8.38	6.93	8.32	6.87
4.....	8.40	6.95	8.38	6.93	8.32	6.87
5.....	8.40	6.95	8.38	6.93	8.32	6.87
6.....	8.57	7.12	8.55	7.10	8.49	7.04
7.....	8.63	7.18	8.61	7.16	8.55	7.10
8.....	8.69	7.24	8.67	7.22	8.61	7.16
9.....	8.75	7.30	8.73	7.28	8.67	7.22
10.....	8.81	7.36	8.79	7.34	8.73	7.28

(c) The maximum prices for Miasnaia Tushonka (Beef Tushonka) prepared and canned in accordance with Commodity Credit Corporation specifications and using boneless beef of either cutter

and canner grades or utility grade in accordance with C. Q. M. specifications for boneless beef for Army canned meats and sold to war procurement agencies, shall be the applicable base price specified in subparagraph (1) of this section 14 (c) for the grade of beef, size of can and type of shipping container used, plus the applicable zone differential specified in subparagraph (2) of this section 14 (c). Only for the purposes of this section 14 (c) the boundaries of the zones listed herein shall conform to the boundaries of the zones similarly numbered and defined in § 1364.452 of Revised Maximum Price Regulation No. 169.

(1) Table of applicable base prices. [NOTE: All prices are on a dollar per cwt. basis; include packaging or boxing costs, and are f. o. b. the seller's shipping point. The prices herein listed call for the product to be packed in lard, and if edible tallow is substituted for lard \$0.50 per cwt. shall be deducted from the prices listed.]

(i) Miasnaia Tushonka; produced from boneless cutter and canner beef and packed with lard:

Type of shipping container	Price per hundred-weight in 11½-ounce tins	28-ounce tins
Nailed solid wood boxes.....	\$34.45	\$32.95
V-1, V-2 fiber boxes (with sleeves).....	34.35	32.85
V-1, V-2 fiber boxes, sleeveless.....	34.10	32.60
V-3 solid fiber, corrugated fiber, or regular slotted, 4 straps each.....	33.95	32.45

(ii) Miasnaia Tushonka; produced from boneless utility beef and packed with lard:

Type of shipping container	Price per hundred-weight in 11½-ounce tins	28-ounce tins
Nailed solid wood boxes.....	\$38.70	\$37.20
V-1, V-2 fiber boxes (with sleeves).....	38.60	37.10
V-1, V-2 fiber boxes sleeveless.....	38.35	36.85
V-3 solid fiber, corrugated fiber or regular slotted, 4 straps each.....	38.20	36.70

(2) Table of zone differentials. Depending upon the location of the seller's shipping point, the seller may add to the applicable base price per cwt. specified in subparagraph (1) of this section 14 (c) the applicable one of the following zone differentials:

Zone:	Permitted addition per cwt.
1.....	\$1.75
2.....	1.00
3.....	.....
4.....	.....
5.....	.....
6.....	.....
7.....	1.00
8.....	1.25
9.....	1.50
10.....	1.75

This amendment shall become effective March 15, 1945.

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3912; Filed, Mar. 10, 1945; 3:53 p. m.]

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

[RMPR 131, Amdt. 2]

CAMELBACK AND TIRE AND TUBE REPAIR MATERIALS

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

Revised Maximum Price Regulation 131 is amended in the following respects:

1. Section 1 (c) is amended by adding thereto the following: "Sales at retail of reliners, patches, and boots made from scrap material are subject to Revised Maximum Price Regulation 528—Tires and Tubes, Recapping and Repairing, and Certain Repair Materials."

2. A new section is added immediately following section 5 and prior to section 6, designated 5a, to read as follows:

SEC. 5a. Maximum prices for reliners, patches, and boots made from scrap materials—(a) Commodities covered by this section. This section applies to sales of all reliners, patches, and boots made from scrap materials.

(b) Minimum quality specifications. (1) The carcass fabric of reliners, patches, and boots must be sound, free of breaks, loose cords, sidewall or tread rubber, or breaker fabric, have no unrepaired pin or nail holes, and no previously cemented or vulcanized sectional or reinforcement repairs.

(2) Reliners, patches, and boots must be skived on all sides to not more than one fabric ply thickness at edges. Width of skive may vary, depending upon the number of plies, but the width must be in accordance with accepted trade practice.

(3) The vulcanized contour of the carcass fabric from which reliners are cut must conform to the contour of the tire into which the reliner is to be inserted so as to avoid buckling.

(4) The reliner must be of the same width throughout and of one continuous length containing no more than two splices which must be bevelled, and vulcanized, cemented or sewed according to generally accepted trade practice.

(5) The length of the reliner for a particular size of tire must conform to the following specifications:

4.40/4.50-20 and 21.....	89 to 93 inches
4.75/5.00-17 thru 19.....	87 to 88 inches
5.25/5.50-16 and 17.....	86 inches
6.00-16.....	83 inches
6.25/6.50/7.00-15 and 16..	88 to 90 inches
6.00-20; 6.50-20 (30 x 5)..	94 to 98 inches
7.00-20 (32 x 6).....	102 to 107 inches
7.50-20 (34 x 7).....	108 to 112 inches
8.25-20; 9.00-20 (36 x 8)..	113 to 118 inches
10.00 (9.75)-20 and 22.....	120 to 129 inches

(Length of larger sizes in same proportion.)

(6) The width of the reliner must be within the following limits:

Passenger car sizes:	Widths
4.40/4.50-20 and 21.....	8½ to 9½ inches
4.75/5.00-17 thru 19.....	9½ to 10½ inches
5.25/5.50-16 and 17.....	10½ to 11½ inches
6.00-16.....	11½ to 13½ inches
6.25/6.50/7.00-15 and 16.....	13 to 14½ inches

Truck sizes:	Widths
6.00; 6.50, 6''	13 to 15 inches
7.00; 7.50, 7''	15 to 17 inches
8.25; 9.00, 8''	17 to 20 inches
(Width of larger sizes in same proportion.)	

(c) Maximum prices of reliners, patches, and boots meeting minimum quality specifications on sales to jobbers, vulcanizers, recappers, and retailers (including mass distributors, mail order houses, service stations, and auto accessory stores)— (1) Passenger car tire reliners, each.

	2, 3, 4-ply	
	Un-cemented	Cemented
All sizes of passenger-car-tire reliners.....	\$1.65	\$1.80

Group number	Area of patch in square inches	Most popular size in group	Priced per 100 units					
			Uncemented		Cemented		Gum-covered	
			4-ply	6-ply	3-4-ply	6-ply	3-4-ply	6-ply
1	9 thru 31.....	(4'' x 5'')	\$3.50		\$4.00		\$7.00	
2	32 thru 59.....	(5½'' x 8'')	7.20		8.00		14.00	
3	60 thru 89.....	(7½'' x 10'')	10.60		12.00		21.00	
4	90 thru 129.....	(9'' x 12'')	14.20		18.00		28.00	
5	130 thru 159.....	(10'' x 15'')	18.00		20.00		35.00	
6	160 thru 173.....	(12'' x 14'')	21.00	\$35.00	24.00	\$40.00	40.00	\$60.00
7	174 thru 185.....	(12'' x 15'')	25.00	40.00	28.00	45.00	45.00	67.00
8	186 thru 203.....	(12'' x 16'')		45.00		50.00		75.00
9	204 thru 235.....	(13-14'' x 16'')		54.00		60.00		90.00
10	236 thru 271.....	(16'' x 16'')		62.50		70.00		105.00
11	272 thru 303.....	(16'' x 18'')		80.00		90.00		135.00
12	304 thru 375.....	(16'' x 20'')		94.00		105.00		150.00
13	376 thru 450.....	(18'' x 24'')		150.00		165.00		250.00

(4) Boots and uncemented patches when sold per pound.

	Per pound
3-4 ply.....	\$0.22
6-8 ply.....	.30

(5) Reliners, patches, and boots made from scrap materials which are not priced under (1), (2), (3), (4). The maximum price of any size or type reliner, patch, or boot, made from scrap material, meeting the minimum quality specifications of paragraph (b) but not shown in subparagraphs (1), (2), (3), or (4) above, shall be a price in line with the level of maximum prices established by this section, specifically authorized by the Office of Price Administration. A manufacturer must determine his maximum price under this paragraph before he is permitted to sell or offer for sale any such commodity. A manufacturer who seeks an authorization under this paragraph shall file with the Office of Price Administration, Washington, D. C., an application setting forth the data specified in paragraph (b) of section 5 of this regulation. The authorization will be in writing and will establish a specific maximum price or prices. The authorization may at the same time establish maximum prices or pricing methods for resale. Any manufacturer who establishes maximum prices under this section for reliners, patches, or boots, shall notify in writing all jobbers to whom he sells such commodities of the maximum prices established for sales to jobbers and retailers at the time he first sells or offers to sell any such materials to the jobber or retailer or at any time prior thereto, and at the same time, the manufacturers shall notify in writing all

(2) Truck tire reliners, each.

	Uncemented		Cemented	
	4-ply	6, 8-ply	4-ply	6, 8-ply
6.00-20; 6.50-20 (30 x 5)....	\$2.00	\$2.50	\$2.20	\$2.80
7.00-20 (32 x 6).....	2.60	3.30	2.90	3.70
7.50-20 (34 x 7).....	3.20	4.10	3.60	4.60
8.25-20; 9.00-20 (36 x 8)....	3.80	5.00	4.30	5.50
10.00 (9.75)-20 and 22.....		6.00		6.60
11.00 (10.50)-20 thru 24.....		7.25		8.00
12.00 thru 14.00.....		8.50		9.25

(3) Uncemented, cemented, and gum-covered patches when sold per unit. (The maximum price for any size of patch is determined by computing the over-all dimension of the patch as expressed in square inches and using the ceiling price fixed for that group.)

buyers of such commodities of the maximum prices or pricing methods, if any, established for resale. The jobber may not sell or offer for sale any commodity covered by this section until he has received a written notification of the maximum price. If the jobber does not in fact receive such written notification from the manufacturer, he shall apply to the Office of Price Administration, Washington, D. C., for such notification.

(d) Maximum prices of reliners, patches, and boots not meeting minimum quality specifications. The maximum price of reliners, patches, and boots when sold as such, but not meeting the minimum quality specifications set forth in (b), shall be 1 cent per pound for the fabric.

(e) Markings. (1) Manufacturers must mark every reliner for tire size.

(2) Manufacturers must mark every reliner, patch, and boot either with the appeal number issued to the manufacturer by the Rubber Reserve Company, or with a number to be secured by the manufacturer upon application to the Office of Price Administration, Washington, D. C.

(3) All markings must be stamped in indelible ink or otherwise permanently marked on the reliner, patch, or boot.

3. The heading of section 6 is amended to read as follows:

SEC. 6. Maximum prices for all other tire and tube repair materials, including tire patches and reliners made from new materials, tube repair kits, airbags, and curing tubes.

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

(a) Commodities covered by this section. This section applies to all tire and tube repair materials not covered by section 4, 5, and 5a. Among the chief items covered by this section are all tube repair kits, all airbags and curing tubes, all tire patches and reliners made from new materials, containers of cement which are 1 quart or less, and gum stocks (cushion stock, tread stock, tube repair gum, and combination type repair gum) of a type listed in Table I in section 4, which are sold in packages of less than one pound. All tire patches made in whole or in part of new materials are covered by this section, including those for use in vulcanized repairs and cold patches. Maximum prices for such commodities are to be determined in accordance with the first applicable method set forth in paragraphs (b), (c), (d), and (e) of this section.

5. Sub-division (iii) of section 6 (d) (3) is redesignated (iv), and the first sentence thereof amended to read as follows:

(iv) If (i), (ii) and (iii) above do not apply, the manufacturer must calculate factory costs on all sizes, constructions, and types of items being priced.

6. A new sub-division designated (iii) is added to section 6 (d) (3) to read as follows:

(iii) Where a line of items was delivered or offered for delivery by the manufacturer during March 1942 or where the manufacturer has established maximum prices for a line of items upon application to the Office of Price Administration, Washington, D. C., the maximum prices for sales of new sizes added to such line of items may be determined according to the procedure in paragraph (b), (c) and (d) of section 5, without submission of factory costs, upon application by such manufacturer to the Office of Price Administration, Washington, D. C.

7. Section 6 (e) is amended by deleting the second sentence thereof.

8. Section 11 (b) is amended to read as follows:

(b) No seller shall require any purchaser, and no purchaser shall be permitted to pay a larger proportion of transportation costs incurred in the delivery of tire and tube repair materials than the seller required purchasers of the same class to pay during March 1942 on such deliveries, except that manufacturers' sales of reliners, patches, and boots, made from scrap material, shall be f. o. b. shipping point of the manufacturer.

This amendment shall become effective in the District of Columbia and the 48 states on March 27, 1945. This amendment shall become effective in the territories and possessions of the United States on May 11, 1945.

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

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3398; Filed, Mar. 10, 1945; 11:50 a. m.]

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

[RMPR 528]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

Maximum Price Regulation 528 is redesignated Revised Maximum Price Regulation 528 (Tires and Tubes, Recapping and Repairing, and Certain Repair Materials), and is revised and amended to read as set forth herein.

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

Insofar as this regulation uses specifications and standards which were not, prior to such use, in general use in the trade or industry, or insofar as their use was not lawfully required by another Government agency, the Administrator has determined that no practicable alternative exists for securing effective price control with respect to the commodities and services subject to this regulation.

Sec.

1. What this regulation covers.
2. Prohibition against dealing in tires and tubes, recapping and repairing, and certain repair materials at prices above the maximum.
3. Evasion.
4. Trade-in allowance.
5. Extra charges for repairs.
6. Extra charges for extra services other than repairs.
7. Federal and State taxes.
8. Posting of prices.
9. Sales slips and receipts.
10. Records.
11. Adjustable pricing.
12. Licensing.
13. Enforcement.
14. Petitions for amendment.
15. Minimum quality specifications.
16. Maximum retail prices for new tires and tubes.
17. Maximum prices for used tires and tubes and basic tire carcasses.
18. Maximum prices for recapped tires and recapping.
19. Maximum prices for tire and tube repairing.
20. Maximum retail prices for reliners, patches, and boots made from scrap material, and incidental services.

AUTHORITY: § 1315.1603 issued under 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.

SECTION 1. *What this regulation covers*—(a) *Transactions covered*—(1) *New tires and tubes*. This regulation applies to all retail sales of new rubber tires and tubes for automobiles, trucks, busses, trailers, off-the-road equipment, farm implements, tractors, industrial equipment, and motorcycles. A tire or tube is "new" if it has been used less than 1,000 miles. "Retail sale" means a sale to a buyer for his own use and not for resale. This regulation, however, does not apply to wholesale sales; such sales are covered by Revised Maximum Price Regulation 143. Neither does this regulation apply to manufacturers' or brand owners' sales of any new tires and tubes to any agency of the United States Government. New

tires which the manufacturer or brand owner has found defective and not repairable, and which such manufacturer or brand owner has slashed or otherwise mutilated prior to his delivery to any person, shall be deemed scrap rubber, and the maximum prices thereof shall be determined in accordance with the provisions of Revised Price Schedule 87.

(2) *Used tires and tubes and basic tire carcasses*. This regulation applies to all sales of used rubber tires and tubes and basic tire carcasses. This regulation does not apply, however, to sales of used tires and tubes and basic tire carcasses when such tire or tube is sold to a splitter or reclaimer for splitting or reclaiming. Such sales are covered by Revised Price Schedule 87. Used tires and tubes and basic tire carcasses are defined in section 17.

(3) *Recapped tires and recapping*. This regulation applies to all recapping and all sales of newly recapped tires at both the retail and wholesale level. "Recapping" includes retreading and means any process of tread renewal in which rubber is applied to the tread surface or shoulder of a tire. "Newly recapped tire" means any rubber tire which has been used less than 1,000 miles after latest recapping.

(4) *Tire and tube repairing*. This regulation applies to all repairs to tires except cold repairs using repair materials made wholly from new materials, and all repairs, including cold repairs, to tubes, at both the retail and wholesale level. (Revised Maximum Price Regulation 165, as amended, covers emergency repairs to tire casings using repair materials made wholly from new materials.)

(5) *Certain repair materials*. This regulation applies to all sales at retail of reliners, patches, and boots made from scrap materials, and to the separate charges that may be made for inserting such reliner, patch, or boot into a tire casing. Wholesale sales (sales to buyers for resale) of such commodities are subject to Revised Maximum Price Regulation 131—Camelback and Tire and Tube Repair Materials.

(6) *Definition of rubber*. "Rubber" means substitute rubber and all types and forms of rubber, including scrap, synthetic, balata, and reclaimed rubber.

(b) *Transactions not covered*—(1) *Sales for export*. The Second Revised Maximum Export Price Regulation covers export sales and sales to exporters of any tires, tubes, or repair materials covered by this regulation.

(2) *Leasing or renting*. Maximum Price Regulation 414 covers any supplying of tire mileage at stated prices per mile of service. Revised Maximum Price Regulation 165, as amended, covers any other leasing or renting of tires or tubes.

(3) *Termination sales under tire mileage contracts*. Maximum Price Regulation 414 covers any termination sale or transfer of tires or tubes under a tire mileage contract.

(c) *Relation to other regulations*. This regulation supersedes any other regulation issued by the Office of Price Administration, including Maximum Price

Regulation 528 and Revised Maximum Price Regulation 165, as amended, and the General Maximum Price Regulation, as to transactions covered by this regulation.

(d) *Geographical applicability*. This regulation applies in the 48 States of the United States, the District of Columbia and the territories (except Alaska and Hawaii) and possessions of the United States.

SEC. 2. *Prohibition against dealing in tires and tubes, recapping and repairing, and certain repair materials at prices above the maximum*. On and after the effective date of this regulation, no person shall, in the course of trade or business, buy or receive, and no person shall sell or deliver, any commodity or service covered by this regulation at a price higher than the maximum price fixed by this regulation regardless of any contract or other obligation. No person shall agree, offer, solicit, or attempt to do any of the foregoing. Lower prices may, of course, be charged.

"Person" means an individual, corporation, partnership, association, any other organized group of persons, legal successor or representative of any of the foregoing, and includes the United States, its agencies, other governments, their political subdivisions, and their agencies.

SEC. 3. *Evasion*. The price limitations set forth in this regulation shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase, or receipt of any tire, tube, or repair material covered by this regulation, alone or with any other commodity, or in connection with the recapping or repairing of any tire or tube, or by way of commission, service, transportation, or other charge, or by tying agreement or other trade understanding, or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this regulation).

SEC. 4. *Trade in allowance*. The seller must deduct from the maximum price of the tire or tube being sold a fair allowance for any tire or tube traded in to the seller by the buyer in connection with the sale. The "fair allowance" shall be the market price of the traded tire or tube in the seller's locality. If the traded tire or tube has no market value in the seller's locality, no allowance is required.

SEC. 5. *Extra charges for repairs*—(a) *Used tires and tubes and recapped tires*. No extra charge for repairs may be added to the maximum price of a sound used tire or tube or to the maximum price of a newly recapped or repaired limited service tire when the tire carcass is furnished by the seller.

(b) *Recapping*. Where necessary repairs are made to a tire carcass furnished by the buyer for recapping, the seller may add to the maximum recapping price an amount not exceeding the maximum price for the repairs, provided he bills it separately in accordance with section 9.

**SEC. 6. Extra charges for extra services other than repairs—**(a) *Meaning of extra service and extra charge.* "Extra charge" means a charge which may be added to the applicable maximum price when an extra service is actually supplied in connection with a tire or tube sale or a recapping or repairing job. "Extra service" means a service (other than repairs) that is generally recognized as giving the buyer something in addition to the tire or tube or to the completed recapping or repairing job. The chief examples of such extra services are: extension of credit, mounting and demounting, loaning tires, and pick-up and delivery between the seller and buyer.

(b) *Extra services offered during March 1942.* This paragraph (b) states the rules for figuring maximum extra charges which apply to extra services offered during March 1942.

(1) No extra charge may be made for a service if the seller customarily supplied or offered that service during March 1942, and did not have a separate extra charge then in effect for it.

(2) A seller may charge the maximum price for tires or tubes or for recapping or repairing only if he continues to supply all services which he customarily supplied or offered and included in his price with no separate extra charge during March 1942. For any service which he discontinues, he must deduct from his maximum price the highest charge made for that service during March 1942 by his most closely competitive seller who had a separate extra charge in effect for that service.

(3) A seller who supplies an extra service for which he had an extra charge in effect during March 1942, may add an amount not exceeding his highest price then in effect for that extra service to the maximum price for tires or tubes or for recapping or repairing. He must bill such extra charge separately.

(4) Maximum extra charges shall be figured under paragraph (c) for any extra service which the seller did not supply or offer during March 1942.

(5) This subparagraph (5) applies if the business, assets, or stock in trade are sold or otherwise transferred after March 1942 and the transferee carries on the business, or continues to deal in the same type of commodities or service in an establishment separate from any other such establishment previously owned or operated by him. In such a case, the rules for extra services and for adding extra service charges which apply to the transferee shall be the same as those which would apply to his transferor if no such transfer had taken place.

(c) *Extra services not offered during March 1942.* This paragraph (c) states the rules for figuring maximum extra charges which apply to extra services not offered during March 1942. The maximum extra charge which the seller may add to the maximum price for tires or tubes or for recapping or repairing shall be the same as the maximum extra charge for the same extra service of his most closely competitive seller who had a separate extra charge in effect during

March 1942 for that service. The seller must bill such extra charge separately.

(d) No seller may require as a condition of sale that the buyer must receive any service for which the seller makes an extra charge, other than necessary repairs to the tire carcass in connection with recapping.

**SEC. 7. Federal and State taxes.** The Federal excise tax on new tires and tubes, if stated separately by the seller, may be added to the maximum prices of new tires and tubes. Any tax upon, or incident to, the sale, delivery, or processing or use of a commodity or service covered by this regulation, imposed by any statute of the United States or statute or ordinance of any State or subdivision thereof, shall be treated as follows: If the statute or ordinance imposing such tax does not prohibit the seller from stating and collecting the tax separately from the purchase price and the seller does state it separately, the seller may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor and separately stated and collected from the seller by the vendor from whom he purchased.

**SEC. 8. Posting of prices.** (a) Every person engaged in the business of selling at retail any commodity or service covered by this regulation, shall keep posted at each place of business, in a manner plainly visible to the purchasing public, the following, clearly identified as such:

(1) A list of the maximum retail prices for the tires and tubes sold by him.

(2) A list of the maximum retail prices for his recapping services, and the additional charges that may be made for a tire carcass furnished by the seller.

(3) A list of the maximum retail prices for his tire and tube repair services.

(4) A list of the maximum prices which this regulation permits him to charge for extra services.

(5) A list of the maximum retail prices for reliners, patches, and boots (made from scrap materials) sold by him, and of the separate charges, if any, for the services of inserting such reliner, patch, or boot in the tire casing.

(b) Such lists shall set forth the dollars and cents maximum prices as fixed by this regulation. Use of lists having prices in excess of the dollars and cents maximum prices fixed by this regulation, accompanied by discounts or other deductions to arrive at the legal maximum prices, may not be used, and are an evasion of this section.

**SEC. 9. Sales slips and receipts—**(a) *Sales at retail.* If more than one article is included in one transaction, only one sales slip or receipt is required, provided that it contains the specified information for each article. The name and address of the seller and the date of sale must appear on every sales slip or receipt.

(1) *New tires and tubes.* Every seller of new tires or tubes shall give every buyer a sales slip listing (i) the type, size, ply, and brand name of the new

tire or tube; (ii) the price; and (iii) if it is a factory second or factory reject, a statement to that effect.

(2) *Used tires and tubes and basic tire carcasses.* Every seller of used tires or tubes or basic tire carcasses shall give every buyer a sales slip listing: (i) the type, size, and ply of tire, or the type and size of tube; (ii) in the case of a used tire, whether it is sound, repairable, repaired limited service, unrepaired limited service, or not usable on the wheel of a vehicle; (iii) in the case of a basic tire carcass, whether it is sound, repairable, or not usable on the wheel of a vehicle; (iv) in the case of a tube, whether it is sound, repairable, or not usable in a tire; and (v) the price.

(3) *Recapping.* Every seller of recapping services shall give every buyer a sales slip listing: (i) size of the tire; (ii) the type of tread applied, specifying whether it is passenger car, conventional or studded, mud and snow; truck and bus, conventional, stop-start, studded, mud and snow, road grader, earth mover, or rock service; farm tractor, implement and industrial; rice and cane special service; or motorcycle; (iii) the grade of camelback used; and (iv) the price.

(4) *Repairing.* Every seller of tire repair services shall give every buyer a sales slip listing: (i) the type, ply, and size of tire; (ii) the type of repair (spot, sectional, or reinforcement); and (iii) the price for each repair and the total price for all repairs made.

(5) *Repair materials.* Every seller of reliners made from scrap materials shall give every buyer a sales slip listing: (i) the size of the reliner; (ii) the price, and (iii) the charge, if any, for inserting it into the tire casing.

(b) *Wholesale sales.* Every wholesale seller of any commodity or service covered by this regulation shall give every buyer of such commodity or service, a sales slip, receipt, or invoice listing the information required under paragraph (a) of this section, provided that such sellers of commodities sold on a per pound basis shall list the number of pounds sold in lieu of the sizes and types of individual items. In addition, the sales slip, receipt, or invoice must contain the name and address of the buyer.

**SEC. 10. Records.** Every person engaged in the business of selling a commodity or service covered by this regulation, shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, accurate records of every sale of tires, tubes, or repair materials covered by this regulation, and recapping and repairing operations performed, showing all of the items listed for the particular transaction as specified in section 9 of this regulation.

**SEC. 11. Adjustable pricing.** Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action

taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order.

**SEC. 12. Licensing.** The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license of one or more maximum price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 13. Enforcement.** Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

**SEC. 14. Petitions for amendment.** Any person seeking an amendment of any provisions of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

**SEC. 15. Minimum quality specifications—(a) Used tires and tubes.** Sound used tires and tubes which have been made sound by repairs must have been repaired in compliance with the minimum quality specifications for repairing set forth in paragraphs (d) and (e).

(b) **Recapping** (tire carcass furnished by buyer). The recapping of a tire carcass furnished by the buyer must comply with the following minimum requirements:

- (1) Tire casing must be uniformly buffed.
- (2) Tire casing and all materials must be moisture free and free of dirt.
- (3) Camelback must be applied to completely cemented and dried surface and stitched down thoroughly.
- (4) A die size must be used which will fully mold the tread design and will provide adequate undertread. The minimum gauges of undertread are:

*Gauge of undertread capping (inch)*

For tires, sizes 6.50 or less.....  $\frac{3}{32}$   
 For all other tires.....  $\frac{3}{32}$

(5) Curing must be in full circle molds or steam kettle in accordance with instructions of the manufacturer of the camelback used.

(6) Finished tire must be usable as a tire, and finished tire tread must adhere uniformly, must be a circle without bulges or sunken areas, and must be completely filled out and free of porosity and imperfections.

(c) **Recapped tires (tire carcass furnished by the seller).** A recapped tire

(tire carcass furnished by the seller) must comply with the following minimum requirements:

- (1) The tire carcass must have been at least a sound basic tire carcass as defined in section 17.
- (2) If the tire carcass was made sound by repairs, the repairing must comply with the minimum quality specifications for repairing set forth in paragraphs (d) and (e).

(3) The recapping must be performed in compliance with the minimum quality specifications for recapping set forth in paragraph (b).

(d) **Tire repairing.** Tire repair means a vulcanized spot, reinforcement, or sectional repair, which is accomplished in accordance with recognized commercial practice and which can be reasonably expected to render satisfactory service under limited operating conditions so that the tire when repaired will be in a safe condition for service.

(1) A vulcanized spot repair must meet at least the following conditions:

- (i) Loose portions of tread and sidewall rubber must be removed.
- (ii) Surface must be skived, roughened, cemented.
- (iii) Tire casing and repair materials must be moisture free.
- (iv) Rubber must be applied after cement is dry.
- (v) Curing must be in accordance with instructions of the manufacturer of the repair materials used.

(2) A vulcanized sectional or reinforcement repair must meet at least the following conditions:

- (i) Injured rubber and fabric must be removed.
- (ii) Area around injury must be skived at an angle to give maximum bonding surface and stress resistance (usually 45 degrees).
- (iii) Tire casing and repair materials must be moisture free.
- (iv) Surface must be buffed, cemented, and allowed to dry; then cemented again, and allowed to dry again.
- (v) Skived portion of the inner casing must be filled with cushion gum level with the inner body ply.
- (vi) Ready-built patch or built-in cord fabric must be applied in accordance with the manufacturer's instructions regarding number of plies, size of patch, ply direction, and application.
- (vii) Tread portion of skive must be lined with skin coating of cushion gum or tie gum and filled with tread gum slightly above level of the tread.
- (viii) Curing must be in accordance with instructions of the manufacturer of the repair materials being used. Proper pressure must be maintained during cure.

(ix) Repaired portions must present smooth surfaces inside and out; tread, buttress, and sidewall designs must be restored to match those on the rest of the tire; and exterior contour must be maintained.

(x) Finished repair must be free of porosity and other imperfections.

(e) **Tube repairing.** Tube repair means a repair which is accomplished in accordance with recognized commercial practice and which can be reasonably expected to render satisfactory service un-

der limited operating conditions so that the tube when repaired will be in a safe condition for service.

(f) **Reliners, boots, and patches made from scrap materials.** (1) The carcass fabric of liners, patches, and boots must be sound, free of breaks, loose cords, sidewall or tread rubber, or breaker fabric, have no unrepaired pin or nail holes, and no previously cemented or vulcanized sectional or reinforcement repairs.

(2) Reliners, patches, and boots must be skived on all sides to not more than one fabric ply thickness at edges. Width of skive may vary, depending upon the number of plies, but the width must be in accordance with accepted trade practice.

(3) The vulcanized contour of the carcass fabric from which liners are cut must conform to the contour of the tire into which the reliner is to be inserted so as to avoid buckling.

(4) The reliner must be of the same width throughout and of one continuous length containing no more than two splices which must be bevelled, and vulcanized, cemented or sewed according to generally accepted trade practice.

(5) The length of the reliner for a particular size of tire must conform to the following specifications:

	<i>Inches</i>
4.40/4.50-20 and 21.....	89 to 93
4.75/5.00-17 thru 19.....	87 to 88
5.25/5.50-16 and 17.....	86
6.00-16.....	83
6.25/6.50/7.00-15 and 16.....	88 to 90
6.00-20; 6.50-20 (30 x 5).....	94 to 98
7.00-20 (32 x 6).....	102 to 107
7.50-20 (34 x 7).....	108 to 112
8.25-20; 9.00-20 (36 x 8).....	113 to 118
10.00 (9.75)-20 and 22.....	120 to 129

(Length of larger sizes in same proportion.)

(6) The width of the reliner must be within the following limits:

	<i>Widths (inches)</i>
<b>Passenger car sizes:</b>	
4.40/4.50-20 and 21.....	8½ to 9½
4.75/5.00-17 thru 19.....	9½ to 10½
5.25/5.50-16 and 17.....	10½ to 11½
6.00-16.....	11½ to 13½
6.25/6.50/7.00-15 and 16.....	13 to 14½
<b>Truck sizes:</b>	
6.00; 6.50 6".....	13 to 15
7.00; 7.50 7".....	15 to 17
8.25; 9.00 8".....	17 to 20

(Width of larger sizes in same proportion.)

**SEC. 16. Maximum retail prices for new tires and tubes—(a) Passenger car and motorcycle tires and tubes—(1) Synthetic rubber tires and tubes.** The prices set forth in Tables A-I and A-II are the maximum retail prices for new synthetic rubber passenger car and motorcycle tires and tubes of the sizes and plies listed in those tables. A "synthetic rubber" tire or tube means a tire or tube which contains any synthetic rubber and which is marked with the symbol designated by the War Production Board, Office of Rubber Director, to identify it as containing synthetic rubber. This symbol is an "S3" in the case of tires, and a colored circumferential band in the case of tubes.

(2) **Natural rubber tires and tubes.** The prices set forth in brand owners' retail price lists in effect on February 1, 1944, shall be the maximum retail prices for the new natural rubber passenger car and motorcycle tires and tubes listed in



such price lists. If the prices set forth in such lists for passenger car tires and tubes do not include the 16 percent increase resulting from the Dealer Tire Return Plan, that amount may be added to such prices.

(3) *Reclaimed rubber war tires.* The prices set forth in Table A-III are the maximum retail prices for new passenger car reclaimed rubber war tires of a size and ply listed in that table. A "reclaimed rubber war tire" means a passenger car tire which has been manufactured primarily of reclaimed rubber under restrictions of the War Production Board and which has the words "War Tire" marked on the sidewall.

(b) *Tires and tubes other than passenger car and motorcycle.* (1) The prices set forth in Tables A-IV and A-V are the maximum retail prices for new tires and tubes (other than passenger car and motorcycle) of a type, size, and ply listed in such tables, whether constructed from natural, synthetic or reclaimed rubber.

(2) For tires or tubes not listed in Tables A-IV and A-V, the prices set forth in brand owners' retail price lists in effect on February 1, 1944, shall be the maximum retail prices for new tires and tubes (other than passenger car and motorcycle) of the types, sizes, and plies listed in such price lists.

(c) *"Factory seconds" and "factory rejects".* (1) A "factory second" tire or tube is a new tire or tube which the manufacturer or brand owner has found to be defective in his final inspection and from which the brand name has been removed by the manufacturer or brand owner, or upon which he has placed a special identifying mark. "Factory second" also includes any damaged new tire which has been reclassified as a Grade III tire under O. P. A. tire rationing regulations. Notwithstanding the provisions of paragraphs (a) and (b) of this section, the maximum retail prices for factory second tires and tubes shall be determined by deducting the following minimum discounts from the maximum retail price which would apply if the tire or tube were not a factory second:

	Percent
All tubes.....	25
Passenger car tires.....	25
All other tires.....	20

(2) A "factory reject" tire or tube is a new tire or tube which the manufacturer, prior to delivery to any person, has prominently branded in the case of a tire, or stamped in the case of a tube, with the word "Reject"; and, in the case of a tire, requires a reliner, sectional (or reinforcement) repair, or a complete or partial new tread to be made serviceable.

(i) Notwithstanding the provisions of paragraphs (a) and (b) of this section, the maximum retail prices for factory reject tires and tubes which have been repaired in accordance with the quality specifications in section 15, shall be determined by computing the price for such tire or tube in accordance with (1) of this paragraph (c), as though such tire or tube were a factory second, and deducting from such factory second price, an additional minimum discount of 25 percent of the maximum retail price

which would apply if the tire or tube were a factory second.

(ii) Notwithstanding the provisions of paragraphs (a) and (b) of this section, the maximum retail prices for factory reject tires and tubes which have not been repaired in accordance with the quality specifications in section 15, shall be determined by computing the price for such tire or tube in accordance with (1) above and deducting therefrom the charge for repairs needed by such tire or tubes, at least equal to the maximum price for such repairs as listed in section 18, 19, or 20 of this regulation or as provided in Revised Maximum Price Regulation 165, whichever regulation is applicable to the particular type of repair. If the resulting maximum retail prices are lower than the maximum retail prices set forth in Table B-XI of section 17, the maximum price set forth in Table B-XI shall apply.

(d) *Tires and tubes which cannot be priced under paragraphs (a), (b), or (c).* The maximum retail price for a new tire or tube which cannot be priced under paragraphs (a), (b), or (c), shall be a price consistent with the level of maximum prices otherwise fixed by this regulation, specifically authorized by the Office of Price Administration. Notwithstanding any other provision of this regulation, new synthetic special purpose tubes shall also be priced under this paragraph. No seller may offer for sale a tire or tube covered by this paragraph until a maximum retail price has been approved by the Office of Price Administration. Applications for maximum retail prices under this paragraph may be filed by any seller, including the manufacturer or distributor of a tire or tube. Such applications must be filed with the Office of Price Administration, Washington, D. C., and must contain the following information:

(1) A description of the tire or tube for which a maximum retail price is sought, including the type, brand name, size, number of plies, and construction.

(2) A statement of the reasons why the tire or tube cannot be priced under paragraphs (a), (b), or (c) of this section.

(3) A proposed maximum retail price, a description of the proposed pricing method, and a statement of the reasons why the seller believes that the use of this method will result in a maximum retail price which is consistent with the level of maximum prices fixed by this regulation.

The Price Administrator may approve, disapprove, or revise maximum retail prices proposed or established under this paragraph so as to make them consistent with the level of prices otherwise established by this regulation and may issue orders establishing maximum prices or pricing methods for sale of any commodity covered by this paragraph. (In connection with the approval or correction of maximum wholesale prices under Revised Maximum Price Regulation 143, the Price Administrator may issue orders establishing maximum retail prices.)

(e) *Definitions.* (1) "Truck and bus type of tire" means a tire of a type generally recognized as designed primarily for ordinary "on the road" used on trucks or busses.

(2) "Stop-start type of tire" means a tire having an extra heavy tread of a type generally recognized as designed primarily for city commercial use on trucks or busses.

(3) "Mud and snow type of tire" means a tire having a tread of a deep-cut, cleated type generally recognized as designed primarily for use on trucks for traction through mud, snow, sand, or soft earth. This category does not include special purpose tires designed primarily for off-the-road use, such as logger, earth mover, and rock service tires.

(4) "Farm implement type of tire" means a tire which has the word "Implement" or the name of a type of farm equipment, other than a tractor or combine, molded into the sidewall of the tire by the manufacturer.

(5) "Farm tractor type of tire" means a tire of a type generally recognized as designed primarily for use on the front or rear wheel of a farm tractor, including rear tires designed for use on either wide or narrow base rims.

(6) "Special purpose tube" means a rubber tube designed to be puncture resisting by the use of an extra layer or layers of soft rubber or plastic material or by the use of a dual tube construction, such special purpose tube being similar in type and construction to the brands listed in footnote 1 to Table B-XIV in section 17 of this regulation.

TABLE A-I—MAXIMUM RETAIL PRICES FOR NEW SYNTHETIC RUBBER PASSENGER CAR TIRES AND TUBES

Tire and tube size	4 ply tire price <sup>1</sup>	6 ply tire price <sup>2</sup>	Tube price
4.00-15.....	\$8.50	-----	\$2.70
4.25/4.50-12.....	9.90	-----	2.60
4.40/4.50/4.75/5.00-21 <sup>3</sup> .....	12.00	\$14.70	2.80
4.50/4.75/5.00-20 <sup>4</sup> .....	13.35	15.80	2.80
4.75/5.00-19.....	12.05	15.40	2.95
5.00-15.....	11.65	-----	2.65
5.00-16.....	11.75	-----	2.70
5.00-17.....	12.75	-----	2.75
5.25-21.....	16.95	21.15	3.95
5.25/5.50-17.....	14.75	18.40	3.50
5.25/5.50-18.....	13.45	16.85	2.75
5.25/5.50-19.....	17.05	20.50	3.50
5.25/5.50-20.....	18.25	22.30	3.99
5.50-16.....	14.30	17.00	3.05
5.50/6.00-18.....	-----	-----	F. B. 3.30
6.00-16.....	16.05	20.10	3.65
6.00/6.50-17.....	17.40	22.30	3.50
6.00/6.50-18.....	18.80	23.50	3.30
6.00/6.50-19.....	19.25	22.95	3.50
6.00/6.50-20.....	19.60	23.95	3.90
6.25-16.....	18.10	22.70	3.65
6.25/6.50-16.....	19.50	24.45	4.30
6.50-15.....	19.05	23.55	4.25
6.50-16.....	19.50	24.45	4.20
7.00-15.....	21.55	26.95	4.30
7.00-16.....	22.10	27.65	4.40
7.00-17.....	23.90	29.75	4.40
7.50-15.....	27.05	33.75	5.00
7.50-16.....	28.05	35.10	5.20
7.50-17.....	-----	40.45	4.40
8.25-16.....	-----	40.55	6.75
30 X 3 1/2.....	10.25	11.45	2.00
14" Jumbo.....	-----	36.20	5.25
15" Jumbo.....	-----	39.90	5.70

<sup>1</sup> Tires with a single size marking must take the price of that single size if listed. If not listed, they take the ceiling price of the combination size in which that single size appears. Tires with a combination size marking that is not listed, must be priced by application to the Office of Price Administration under section 16, paragraph (d).

<sup>2</sup> The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

<sup>3</sup> The maximum price of a 5-ply tire shall be 115% of the maximum price of a 4-ply tire of the same size.

<sup>4</sup> The maximum price of 7-ply tire shall be 107% of the maximum price of a 6-ply tire of the same size.

<sup>5</sup> Any combination size not specifically listed, but included in this combination size shall take the maximum prices shown for this combination.

TABLE A-II—MAXIMUM RETAIL PRICES FOR NEW SYNTHETIC RUBBER MOTORCYCLE TIRES AND TUBES

Table with 4 columns: Tire and tube size, 2-ply tire price, 4-ply tire price, Tube price. Rows include sizes like 2.30-18, 3.50-18, 3.85-18, etc.

The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

TABLE A-III—MAXIMUM RETAIL PRICES FOR NEW PASSENGER CAR RECLAIMED RUBBER WAR TIRES

Table with 2 columns: Tire size, 4-ply tire price. Rows include sizes like 7.00-15, 6.00-16, 6.25/6.50-16, etc.

TABLE A-IV—MAXIMUM RETAIL PRICES FOR NEW TRUCK AND BUS, AND MUD AND SNOW TRUCK TIRES AND TUBES

Table with 5 columns: Tire and tube size, Ply, Truck and bus tire price, Mud and snow tire price, Tube price. Rows include sizes like 5.25/5.50-17, 6.00-16, 6.00-17, etc.

TABLE A-IV—MAXIMUM RETAIL PRICES FOR NEW TRUCK AND BUS, AND MUD AND SNOW TRUCK TIRES AND TUBES—Continued

Table with 5 columns: Tire and tube size, Ply, Truck and bus tire price, Mud and snow tire price, Tube price. Rows include sizes like 10.00-15, 10.00-18, 10.00-18, etc.

The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

TABLE A-V—MAXIMUM RETAIL PRICES FOR NEW FARM IMPLEMENT AND FARM TRACTOR TIRES AND TUBES

Table with 5 columns: Tire and tube size, Ply, Farm implement tire price, Farm tractor front tire price, Tube price. Rows include sizes like 3.00-7, 3.00-7, 3.50-12, etc.

TABLE A-V—MAXIMUM RETAIL PRICES FOR NEW FARM IMPLEMENT AND FARM TRACTOR TIRES AND TUBES—Continued

Table with 5 columns: Tire and tube size, Ply, Farm implement tire price, Farm tractor front tire price, Tube price. Rows include sizes like 7.00-44, 7.50-10, 7.50-10, etc.

The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

(2) Farm tractor rear tires and tubes.

Table with 4 columns: Tire and tube size, Ply, Tire price, Tube price. Rows include sizes like 5-30, 7-28, 7-32, etc.

See footnotes at end of table.

TABLE A-V—MAXIMUM RETAIL PRICES FOR NEW FARM IMPLEMENT AND FARM TRACTOR TIRES AND TUBES—Continued

(2) Farm tractor rear tires and tubes<sup>2</sup>—Con.

Tire and tube size <sup>1</sup>	Ply	Tire price	Tube price
9-36	4	\$48.15	\$8.05
9-36	6	55.40	8.05
9-38	4	50.40	8.45
9-38	6	57.95	8.45
9-40	4	52.45	8.85
10-24	4	41.40	6.90
10-24	6	47.60	6.90
10-26	4	44.15	7.95
10-26	6	47.45	8.40
10-28	4	57.55	10.00
10-30	4	66.20	10.00
10-30	6	60.90	10.45
10-38	4	70.05	10.45
10-38	6	49.70	9.50
11-24	4	57.95	9.50
11-24	6	65.20	9.50
11-26	4	53.90	9.80
11-26	6	62.00	9.80
11-28	4	54.20	10.20
11-28	6	62.35	10.20
11-30	4	62.05	11.75
11-30	6	72.55	11.75
11-38	4	69.10	12.55
11-38	6	79.45	12.55
11-38	10	100.60	12.55
11-40	4	72.05	13.10
11-40	6	86.45	13.10
12-24	4	54.60	10.85
12-26	4	58.40	11.50
12-26	6	67.15	11.60
12-30	4	69.40	12.75
12-30	6	70.65	14.25
12-36	4	83.05	14.25
12-36	6	85.05	15.35
12-40	4	95.10	LP 11.30
13-24	4	62.70	10.50
13-24	6	73.65	10.50
13-26	4	75.05	13.50
13-26	6	68.50	11.85
13-28	4	80.45	11.85
13-28	6	87.60	15.20
13-34	4	100.95	16.20
13-36	4	77.05	14.25
13-36	6	90.75	14.25
13-40	4	86.00	15.25
13-40	6	101.50	15.25
14-24	4	89.50	13.45
14-24	6	98.70	15.80
14-30	4	109.25	20.30
14-32	6	108.55	17.90
14-34	6	124.85	21.15
15-24	6	100.05	13.45
15-28	6	110.80	15.85
15-28	8	124.65	15.85
15-30	8	152.90	22.30
15-30	10	172.00	22.30
15-32	6	119.50	17.90

<sup>1</sup> The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

<sup>2</sup> The maximum price of a farm tractor rear tire or tube carrying a dual size marking (conventional and wide base) shall be determined by the wide base size marking. The maximum price of such a tire or tube carrying only a conventional (narrow base) marking shall be the same as the maximum price of a farm implement tire or tube of the same size.

SEC. 17. *Maximum prices for used tires and tubes and basic tire carcasses.* (a) For the purpose of this section, tires are of two kinds: (1) Used tires and (2) Basic tire carcasses.

(1) *Used tires.* A used tire is a tire that has been used 1,000 miles or more, or, if it is a recapped tire, has been used 1,000 miles or more after the latest recapping. A tire with lug or cleat types of tread is a used tire if the tread retains sufficient tread design to produce the traction required for the use for which the tire is to be employed. A tire having a tread design other than a lug or cleat type is a used tire if the tread design is not worn smooth for four or more consecutive inches in any direction. For the purpose of this regulation, used tires are classified as (i) Sound used tires; (ii) Repairable used tires; (iii) Limited service used tires; and (iv) Tires not usable on the wheel of a vehicle.

(2) *Basic tire carcasses.* A basic tire carcass is a tire whose tread design has

been worn down to the point where it meets the following conditions:

(i) *Tires with lug or cleat types of tread.* Tread design is worn to the point where it no longer produces the traction required for the use for which the tire is to be employed.

(ii) *Tires with a tread of a type other than lug or cleat type.* Tread design is worn smooth for four or more consecutive inches in any direction.

(iii) For the purpose of this regulation, basic tire carcasses are classified as: (a) Sound basic tire carcasses; (b) Repairable basic tire carcasses; and (c) Basic tire carcasses not usable on the wheel of a vehicle.

(b) *Maximum prices for retail sales (to a buyer for his use and not resale)*—

(1) *Sound used tires.* A sound used tire is one that has not been damaged to the extent that it is in need of repairs, or if it has been repaired, it must have been a "Repairable used tire" and repaired in compliance with the minimum quality specifications in section 15. (A passenger car tire and conventional truck and bus tire with more than three sectional and/or reinforcement repairs shall be classified as a limited service used tire and not a sound tire.) The maximum retail prices for sound used tires are the prices set forth in Tables B-I, B-III, B-V, B-VII, and B-IX.

(2) *Sound basic tire carcasses.* A sound basic tire carcass is one that has not been damaged to the extent that it is in need of repairs, or if it has been repaired, it must have been a "repairable basic tire carcass," repaired in compliance with the minimum quality specifications in section 15.

The maximum retail prices for sound basic tire carcasses are the prices set forth in Tables B-II, B-IV, B-VI, B-VIII, and B-X.

(3) *Repairable used tires.* A repairable used tire is one that can be made sound by repairing with vulcanized repairs and must meet the following specific conditions:

(i) A passenger and conventional truck and bus tire must not be in such condition that it would have more than three sectional and/or reinforcement repairs in it after it is repaired, and must have no outside bulges.

(ii) Not have any sectional or reinforcement repairs of breaks, cuts, or cracks which before repairing are or were longer than one-half the cross sectional diameter of the tire.

(iii) Not have broken, damaged, or exposed bead wires.

(iv) Not have breaks in the bead reinforcement.

(v) Not have loosened cords of ply on inside of casing or ply separation.

(vi) Not be hard and dry, excessively weather checked, or water-soaked.

(vii) Not have more than three radial cracks extending through the rubber into the cords.

(viii) The cord body of a tire must not be worn to such an extent that it cannot be effectively repaired and made suitable and guaranteed for safe use under normal operating conditions.

The maximum retail prices for repairable used tires are the prices set forth in Tables B-I, B-III, B-V, B-VII, and B-IX, less the deductions set forth in such tables for the repairs needed to make the tires sound. However, if the resulting maximum prices are lower than the maximum prices set forth in Table B-XI, the maximum prices set forth in Table B-XI shall then apply.

(4) *Repairable basic tire carcasses.* A repairable basic tire carcass is one that can be made sound by repairing with vulcanized repairs and must meet the specific conditions listed under subparagraph (3) for repairable used tires.

The maximum retail prices for repairable basic tire carcasses when sold to a consumer before being recapped are the prices set forth in Tables B-II, B-IV, B-VI, B-VIII, and B-X, less the deductions set forth in Tables B-I, B-III, B-V, B-VII, and B-IX for the repairs needed to make the tires sound. However, if the resulting maximum prices are lower than the maximum prices set forth in Table B-XI, the maximum prices set forth in Table B-XI shall then apply.

(5) *Limited service tires.* A limited service tire is a used tire (cannot be a basic tire carcass) as defined in (a) (1) above which does not meet the requirements set forth in (b) (3) for a repairable used tire that can be made sound, but which is capable of being used as a tire on the wheel of a vehicle or of being made usable with emergency repairs such as boots, patches, and reliners.

(i) *When sold repaired*—(a) *Relined tires.* The maximum retail price for a limited service passenger car tire, when repaired with a reliner meeting the quality specifications set forth in section 15, shall be \$3.75 if reliner is not cemented into the tire, and \$4.50 if reliner is cemented into the tire.

(b) *Other tires.* The maximum retail prices for repaired limited service tires, other than those covered by (a) above, shall be the maximum price established in Table B-XI plus the maximum price set forth in section 20 for the emergency repairs. However, in no case shall the maximum price for such tire exceed the maximum price set forth in Tables B-II, B-IV, B-VI, B-VIII, and B-X for a sound basic tire carcass of the same size and type.

(ii) *When sold unrepaired.* The maximum retail prices are the prices established in Table B-XI.

(6) *Used tires not usable on the wheel of a vehicle.* A tire with the following injuries or wear conditions shall be considered unfit for use on the wheel of a vehicle and not as a limited service tire:

(i) Tires with damaged, broken, or cut bead wires.

(ii) Tires worn through more than one-half of the total number of plies.

(iii) Hard, inflexible tires (aged or excessively weathered).

(iv) Tires with blow-outs, cuts, or injuries greater in length than one-half the tire cross-sectional diameter.

(v) Water-soaked or dry rotted.

The maximum retail prices for used tires not usable on the wheel of a vehicle shall be the maximum prices established in Table B-XII.

(7) *Basic tire carcasses not usable on the wheel of a vehicle.* A basic tire carcass that does not qualify as a sound basic tire carcass (see (b) (2)) or a repairable basic tire carcass (see (b) (4)) is not usable on the wheel of a vehicle. The maximum retail prices for basic tire carcasses not usable on the wheel of a vehicle shall be the maximum prices established in Table B-XII.

(8) *Sound used tubes.* A tube is sound if it has not been damaged to the extent that it is in need of repair, or if it has been damaged, repaired in accordance with the minimum quality specifications in section 15. The maximum retail prices for sound used tubes are the prices set forth in Tables B-XIII and B-XIV.

(9) *Repairable used tubes.* A repairable used tube is one that has been damaged to the extent that it is in need of repairs, but can be repaired so as to qualify as a sound tube. The maximum retail prices for unrepaired used tubes are the prices set forth in Tables B-XIII and B-XIV, less the deductions set forth in such tables for the repairs needed to make the tubes sound. In the case of unrepaired used special purpose tubes, the deductions shall be the total of the seller's retail maximum prices for the repairs needed to make the tube sound. If the resulting maximum retail prices are lower than the maximum retail prices set forth in Table B-XV, the maximum prices set forth in Table B-XV shall apply.

(10) *Used tubes not usable in a tire.* A used tube not usable in a tire is a tube which has been damaged to the extent that it cannot be repaired so as to qualify as a sound tube. The maximum retail prices for used tubes not usable in a tire are the maximum retail prices established in Table B-XV.

(c) *Wholesale sales (to a buyer for resale).* Each class of tire and tube listed under (b), "Retail sales", is also listed in (c). For convenience purposes each class is listed in the same order, and with the same subparagraph number as in paragraph (b), "Retail sales". The definitions for the classes of tires and tubes are the same as listed under paragraph (b) above.

(1) *Sound used tires.* The maximum wholesale prices for sound used tires shall be determined by deducting a discount of at least 25 percent from the maximum prices established in Tables B-I, B-III, B-V, B-VII, and B-IX.

(2) *Sound basic tire carcass.* The maximum wholesale prices for sound basic tire carcasses shall not exceed the retail maximum prices set forth in Tables B-II, B-IV, B-VI, B-VIII, and B-X.

(3) *Repairable used tires.* The maximum wholesale prices for repairable used tires when sold on a "per tire" basis shall be determined by deducting a discount of at least 25 percent from the maximum retail prices as determined under paragraph (b) (3). The maximum wholesale prices for repairable used tires when sold other than on a "per tire" basis shall be 3½¢ per pound.

(4) *Repairable basic tire carcasses.* The maximum wholesale prices for repairable basic tire carcasses when sold on a "per tire" basis shall not exceed the

prices set forth in Tables B-II, B-IV, B-VI, B-VIII, and B-X, less the deductions set forth in such tables for the repairs needed to make the tires sound. However, if the resulting maximum prices are lower than the maximum prices set forth in Table B-XI, the maximum wholesale prices for repairable basic tire carcasses shall not exceed the maximum prices set forth in Table B-XI. The maximum wholesale prices for repairable basic tire carcasses when sold other than on a "per tire" basis shall be 3½¢ per pound.

(5) *Limited service tires—(i) When sold repaired.* The maximum wholesale prices for repaired limited service tires shall be determined by deducting a percentage discount of at least 25 percent from the maximum retail prices as determined under paragraph (b) (5) (i).

(ii) *When sold unrepaired.* The maximum wholesale prices for unrepaired limited service tires when sold on a "per tire" basis shall be determined by deducting a percentage discount of at least 25 percent from the maximum retail prices established in Table B-XI. The maximum wholesale price for limited service tires when sold other than on a "per tire" basis shall be 2½¢ per pound.

(6) *Used tires not usable on the wheel of a vehicle.* Used tires not usable on the wheel of a vehicle shall be considered scrap rubber and the wholesale price therefor shall be determined in accordance with Revised Price Schedule 87.

(7) *Basic tire carcasses not usable on the wheel of a vehicle.* Basic tire carcasses not usable on the wheel of a vehicle shall be considered scrap rubber and the wholesale price therefor shall be determined in accordance with the provisions of Revised Price Schedule 87.

(8) *Sound used tube.* The maximum wholesale prices for sound used tubes shall be determined by deducting a discount of at least 25 percent from the maximum retail prices established under paragraph (b) (8).

(9) *Repairable used tubes.* The maximum wholesale prices for repairable used tubes including special purpose tubes shall be determined by deducting a discount of at least 25 percent from the maximum retail prices as established under paragraph (b) (9).

(10) *Used tubes not usable in a tire.* Used tubes not usable in a tire shall be considered scrap rubber, and the wholesale price therefor shall be determined in accordance with the provisions of Revised Price Schedule 87.

(11) *Mixed tires—(i) Usable on the wheel of a vehicle.* The maximum wholesale price for tires when two or more classes are sold together unsegregated (all of which are or can be made usable on the wheel of a vehicle) shall be 2½¢ per pound.

(ii) *Not usable on the wheel of a vehicle.* Two or more classes of tires, one class of which consists of tires not usable on the wheel of a vehicle, shall be considered scrap rubber, and the wholesale price therefor shall be determined in accordance with the provisions of Revised Price Schedule 87.

(d) *Maximum prices where minimum quality specifications are not met.* (1) The maximum prices for sound used tires

and tubes which have been made sound by repairs, apply only when the repairing complies with the minimum quality specifications set forth in section 15.

(2) If any such repair does not comply with the minimum quality specifications in section 15, the tire will be considered as an unrepaired limited service tire and the maximum prices shall be the prices set forth in Table B-XI at retail and 2½¢ per pound at wholesale. In the case of tubes the maximum prices shall be the prices set forth for unrepaired tubes in paragraph (b) (9) at retail and paragraph (c) (9) at wholesale.

(e) *Tires and tubes which cannot be priced under paragraphs (b), (c), or (d).* The maximum price for a used tire, tube, or basic tire carcass which cannot be priced under paragraphs (b), (c), or (d), shall be a price consistent with the level of maximum prices otherwise fixed by this regulation, specifically authorized by the Office of Price Administration. No seller may sell or offer for sale any tire or tube covered by this paragraph until a maximum price has been approved by the Office of Price Administration. A seller who seeks an authorization under this paragraph shall file with the Office of Price Administration, Washington, D. C., an application setting forth:

- (1) The size of tire or tube.
- (2) The type of tire or tube.
- (3) The ply of tire.
- (4) The category of tire or tube (sound, repairable, limited service, etc.).

The Price Administrator may approve, disapprove, or revise maximum prices proposed or established under this paragraph so as to bring them into line with the level of maximum prices otherwise established by this regulation and may issue orders establishing maximum prices or pricing methods for sale of any commodity covered by this paragraph.

TABLE B-I—USED PASSENGER CAR TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Tire size <sup>1</sup>	Maximum prices for sound used tires	Deductions required on unrepaired tires	
		Each spot repair needed	Each sectional or reinforcement repair needed
3.75-18.....	\$3.65	\$1.50	\$2.35
4.00-15.....	3.50	1.50	2.35
4.00-18.....	4.05	1.50	2.35
4.25-12.....	3.85	1.50	2.35
4.40-21.....	4.95	1.50	2.35
4.50-12.....	4.10	1.50	2.35
4.50-17.....	4.80	1.50	2.35
4.50-20.....	4.95	1.50	2.35
4.50-21.....	4.95	1.50	2.35
4.75-19.....	4.95	1.50	2.50
4.75-20.....	4.95	1.50	2.50
4.75-21.....	4.95	1.50	2.50
5.00-15.....	4.85	1.50	2.75
5.00-16.....	4.80	1.50	2.75
5.00-17.....	5.20	1.50	2.75
5.00-19.....	4.95	1.50	2.75
5.00-20.....	4.95	1.50	2.75
5.00-21.....	4.95	1.50	2.75
5.00-22.....	5.20	1.50	2.75
5.25-12.....	5.15	1.50	2.75
5.25-17.....	5.35	1.50	2.95
5.25-18.....	5.55	1.50	2.95
5.25-19.....	6.75	1.50	2.95
5.25-20.....	6.80	1.50	2.95
5.25-21.....	6.75	1.50	2.95
5.50-16.....	5.80	1.50	3.20
5.50-17.....	6.10	1.50	3.20
5.50-18.....	5.85	1.50	3.20
5.50-19.....	6.75	1.50	3.20

<sup>1</sup> See footnotes at end of table.

TABLE B-I—USED PASSENGER CAR TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Tire size <sup>1</sup>	Maximum prices for sound used tires	Deductions required on unrepaid tires	
		Each spot repair needed	Each sectional or reinforcement repair needed
5.50-20	\$6.50	\$1.50	\$3.20
6.00-16	6.65	1.50	3.50
6.00-17	7.20	1.50	3.50
6.00-18	7.75	1.50	3.50
6.00-19	8.60	1.50	3.50
6.00-20	9.65	1.50	3.50
6.00-21	8.60	1.50	3.50
6.00-22	8.80	1.50	3.50
6.00-23	9.00	1.50	3.50
6.25-16	7.45	1.70	3.85
6.50-15	7.90	1.70	3.85
6.50-16	8.05	1.70	3.85
6.50-17	8.70	1.70	3.85
6.50-18	7.75	1.70	3.85
6.50-19	8.60	1.70	3.85
6.50-20	9.65	1.70	3.85
7.00-15	8.90	1.70	4.35
7.00-16	9.15	1.70	4.35
7.00-17	12.30	1.70	4.35
7.00-18	10.45	1.70	4.35
7.00-19	12.35	1.70	4.35
7.00-20	10.60	1.70	4.35
7.00-21	9.00	1.70	4.35
7.50-13	10.60	2.00	5.10
7.50-15	11.10	2.00	5.10
7.50-16	11.60	2.00	5.10
7.50-17	16.70	2.00	5.10
7.50-18	10.45	2.00	5.10
7.50-19	12.35	2.00	5.10
8.25-15	12.65	2.90	6.55
8.25-16	16.75	2.90	6.55
30 x 3	3.15	1.50	2.35
30 x 3½	4.15	1.50	2.35
31 x 4	4.30	1.50	2.35
32 x 4	4.40	1.50	2.35
32 x 4½	4.50	1.50	2.35
33 x 4	4.50	1.50	2.35
33 x 4½	4.60	1.50	2.35
36 x 5	6.30	1.50	2.35
34 x 4	4.60	1.50	2.35
34 x 4½	4.75	1.50	2.35
34 x 5	6.55	1.50	2.35
35 x 5	4.50	1.50	2.35
37 x 5	4.50	1.50	2.35
14" Jumbo	8.15	1.70	4.35
15" Jumbo	8.90	1.70	4.35

<sup>1</sup>The maximum price for a combination size shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

TABLE B-11—PASSENGER CAR BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Tire size <sup>1</sup>	Maximum prices for sound basic tire carcasses	Deductions required on unrepaid basic tire carcasses	
		Each spot repair needed	Each sectional or reinforcement repair needed
3.75-18	\$2.75	\$0.90	\$1.70
4.00-15	2.75	.90	1.70
4.00-18	2.75	.90	1.70
4.25-12	2.75	.90	1.70
4.40-21	2.75	.90	1.70
4.50-12	2.75	.90	1.70
4.50-17	2.75	.90	1.70
4.50-20	2.75	.90	1.70
4.50-21	2.75	.90	1.70
4.75-19	3.20	.95	2.00
4.75-20	3.20	.95	2.00
4.75-21	3.20	.95	2.00
5.00-15	3.20	.95	2.00
5.00-16	3.20	.95	2.00
5.00-17	3.20	.95	2.00
5.00-19	3.20	.95	2.00
5.00-20	3.20	.95	2.00
5.00-21	3.20	.95	2.00
5.00-22	3.20	.95	2.00
5.25-12	3.20	.95	2.00
5.25-17	3.20	.95	2.00
5.25-18	3.20	.95	2.00
5.25-19	3.20	.95	2.00
5.25-20	3.20	.95	2.00
5.25-21	3.20	.95	2.00
5.50-16	3.20	.95	2.00

See footnote at end of table.

TABLE B-II—PASSENGER CAR BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Con.

Tire size <sup>1</sup>	Maximum prices for sound basic tire carcasses	Deductions required on unrepaid basic tire carcasses	
		Each spot repair needed	Each sectional or reinforcement repair needed
5.50-17	\$3.20	\$0.95	\$2.00
5.50-18	3.20	.95	2.00
5.50-19	3.20	.95	2.00
5.50-20	3.20	.95	2.00
6.00-16	3.50	1.00	2.20
6.00-17	3.50	1.00	2.20
6.00-18	3.50	1.00	2.20
6.00-19	3.50	1.00	2.20
6.00-20	3.50	1.00	2.20
6.00-21	3.50	1.00	2.20
6.00-22	3.50	1.00	2.20
6.00-23	3.50	1.00	2.20
6.25-16	4.00	1.15	2.45
6.50-15	4.00	1.15	2.45
6.50-16	4.00	1.15	2.45
6.50-17	4.00	1.15	2.45
6.50-18	4.00	1.15	2.45
6.50-19	4.00	1.15	2.45
6.50-20	4.00	1.15	2.45
7.00-15	4.55	1.25	2.80
7.00-16	4.55	1.25	2.80
7.00-17	4.55	1.25	2.80
7.00-18	4.55	1.25	2.80
7.00-19	4.55	1.25	2.80
7.00-20	4.55	1.25	2.80
7.00-21	4.55	1.25	2.80
7.50-14	5.25	1.40	3.25
7.50-15	5.25	1.40	3.25

TABLE B-II—PASSENGER CAR BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Con.

Tire size <sup>1</sup>	Maximum prices for sound basic tire carcasses	Deductions required on unrepaid basic tire carcasses	
		Each spot repair needed	Each sectional or reinforcement repair needed
7.50-16	\$5.25	\$1.40	\$3.25
7.50-17	5.25	1.40	3.25
7.50-18	5.25	1.40	3.25
7.50-19	5.25	1.40	3.25
8.25-15	6.55	1.60	4.25
8.25-16	6.55	1.60	4.25
30 x 3	2.50	.70	1.60
30 x 3½	2.50	.70	1.60
31 x 4	2.50	.70	1.60
32 x 4	2.50	.70	1.60
32 x 4½	2.50	.70	1.60
33 x 4	2.50	.70	1.60
33 x 4½	2.50	.70	1.60
33 x 5	2.50	.70	1.60
34 x 4	2.50	.70	1.60
34 x 4½	2.50	.70	1.60
34 x 5	2.50	.70	1.60
35 x 5	2.50	.70	1.60
37 x 5	2.50	.70	1.60
14" Jumbo	4.55	1.25	2.80
15" Jumbo	4.55	1.25	2.80

<sup>1</sup>The maximum price for a combination size shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

TABLE B-III—USED TRUCK, BUS, AND OFF-THE-ROAD TIRES OTHER THAN BASIC TIRE CARCASSES, THAT ARE SOUND OR THAT CAN BE MADE SOUND

Tire size	S. S. No.	Ply	Maximum prices for sound used tires	Deductions required on unrepaid tires		
				Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
5.25/5.50-17	11	6	\$8.40	\$1.50	\$4.65	\$3.70
5.50-18		6	9.90	1.50	4.65	3.70
6.00-16	10	6	9.45	2.05	4.95	3.95
6.00-16		8	10.50	2.05	6.05	4.85
6.00-17		6	10.45	2.05	4.95	3.95
6.00-20		6	10.80	2.05	4.95	3.95
6.00-20 (30 x 5)	14	8	12.45	2.05	6.05	4.85
6.00-20		10	16.70	2.05	7.10	5.65
6.25-16		6	11.45	2.75	5.55	4.45
6.50-10		6	11.90	2.75	5.75	4.60
6.50-16	13	6	10.90	2.75	5.75	4.60
6.50-17		6	11.90	2.75	5.75	4.60
6.50-18		6	12.25	2.75	5.75	4.60
6.50-20		6	12.60	2.75	5.75	4.60
6.50-20 (32 x 6)	17	8	15.90	2.75	7.50	6.00
15" Special		6	11.05	3.00	6.95	5.55
15" Special		8	12.60	3.00	8.15	6.50
7.00-15		6	12.80	3.00	6.95	5.55
7.00-15		8	14.05	3.00	8.15	6.50
7.00-16	15	6	13.05	3.00	6.95	5.55
7.00-16	15	8	14.35	3.00	8.15	6.50
7.00-17		6	14.85	3.00	6.95	5.55
7.00-17		8	16.00	3.00	8.15	6.50
7.00-17		10	25.20	3.00	9.25	7.40
7.00-18		8	16.10	3.00	8.15	6.50
7.00-20	19	8	16.40	3.00	8.15	6.50
7.00-20 (32 x 6)		10	21.40	3.00	9.25	7.40
7.00-20 (32 x 6)		12	24.70	3.00	10.80	8.65
7.00-24		8	21.30	3.00	8.15	6.50
7.00-24 (36 x 6)		10	24.80	3.00	9.25	7.40
7.50-15		4	11.00	2.00	5.10	4.10
7.50-15	16	6	15.30	4.15	8.00	6.40
7.50-15		8	16.80	4.15	9.05	7.25
7.50-15		10	24.90	4.15	10.70	8.55
7.50-15		12	28.90	4.15	11.95	9.55
7.50-16		6	16.30	4.15	8.00	6.40
7.50-16	18	8	17.95	4.15	9.05	7.25
7.50-17		8	19.50	4.15	9.05	7.25
7.50-17	20	10	25.20	4.15	10.70	8.55
7.50-18	21	8	20.80	4.15	9.05	7.25
7.50-18 (32 x 7)		10	27.95	4.15	10.70	8.55
7.50-20		6	19.75	4.15	8.00	6.40
7.50-20		8	21.40	4.15	9.05	7.25
7.50-20 (34 x 7)		10	28.55	4.15	10.70	8.55
7.50-20 (34 x 7)		12	32.80	4.15	11.95	9.55
7.50-24		8	24.10	4.15	9.05	7.25
7.50-24 (38 x 7)	25	10	32.00	4.15	10.70	8.55
7.50-24		12	36.05	4.15	11.95	9.55
8.25-15		6	17.10	5.50	9.00	7.20
8.25-15		10	30.85	5.50	11.50	9.20
8.25-15		12	35.55	5.50	12.75	10.20
8.25-18	26	10	29.60	5.50	11.50	9.20
8.25-20		8	25.55	5.50	10.50	8.40
8.25-20		10	30.45	5.50	11.50	9.20
8.25-20	28	12	35.05	5.50	12.75	10.20
8.25-22		10	32.60	5.50	11.50	9.20

TABLE B-III—Used Truck, Bus, and Off the Road Tires Other Than Basic Tire Carcasses, That Are Sound or That Can Be Made Sound—Continued

Table with columns: Tire size, S. S. No., Ply, Maximum prices for sound used tires, Deductions required on unrepaid tires (Each spot repair needed, Each sectional repair needed, Each reinforcement repair needed), and Each retinforcement repair needed.

Minimum deductions required on unrepaid tires of these sizes are determined under section 19 (a) (1).

TABLE B-IV—Truck, Bus and Off the Road Basic Tire Carcasses That Are Sound or That Can Be Made Sound

Table with columns: Tire size, S. S. No., Ply, Maximum prices for sound basic tire carcasses, Deduction required on unrepaid basic carcasses (Each spot repair needed, Each sectional repair needed, Each reinforcement repair needed), and Each retinforcement repair needed.

TABLE B-III—Used Truck, Bus, and Off the Road Tires Other Than Basic Tire Carcasses, That Are Sound or That Can Be Made Sound—Continued

Table with columns: Tire size, S. S. No., Ply, Maximum prices for sound used tires, Deductions required on unrepaid tires (Each spot repair needed, Each sectional repair needed, Each reinforcement repair needed), and Each retinforcement repair needed.

TABLE B-IV—TRUCK, BUS, AND OFF-THE-ROAD BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Tire size	S. S. No.	Ply	Maximum prices for sound basic tire carcasses	Deduction required on unrepaired basic tire carcasses		
				Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
7.50-20 (34 x 7)	22	10	\$9.60	\$1.70	\$5.45	\$3.65
7.50-20 (34 x 7)		12	10.20	1.70	6.45	4.30
7.50-24 (38 x 7)	25	8	7.20	1.70	4.25	2.85
7.50-24 (38 x 7)		10	8.00	1.70	5.45	3.65
7.50-24 (38 x 7)		12	10.80	1.70	6.45	4.30
8.25-15		10	9.00	2.00	6.40	4.25
8.25-15		12	10.80	2.00	6.85	4.55
8.25-18		10	10.80	2.00	6.40	4.25
8.25-20		8	7.20	2.00	5.20	3.50
8.25-20		10	10.80	2.00	6.40	4.25
8.25-20		12	10.80	2.00	6.85	4.55
8.25-22		10	10.80	2.00	6.40	4.25
8.25-24		10	10.80	2.00	6.40	4.25
9.00-13		6	6.50	2.30	3.75	2.50
9.00-15		10	12.00	2.30	6.85	4.55
9.00-15		12	12.00	2.30	7.20	4.80
9.00-16		8	7.05	2.30	5.65	4.55
9.00-18	32	10	7.85	2.30	6.85	4.55
9.00-20		10	12.00	2.30	6.85	4.55
9.00-20 (36 x 8)	34	12	12.00	2.30	7.20	4.80
9.00-20 (36 x 8)		14	12.00	2.30	8.20	5.50
9.00-22		10	12.00	2.30	8.20	5.50
9.00-24		8	9.00	2.30	5.65	4.55
9.00-24 (40 x 8)		10	12.00	2.30	6.85	4.55
9.00-24 (40 x 8)		12	12.00	2.30	7.20	4.80
10.00-15 (9.75-15)		14	13.20	2.90	8.20	5.50
10.00-15 (9.75-15)		16	15.20	2.90	7.70	5.15
10.00-18 (9.75-18)		14	15.20	2.90	8.20	5.50
10.00-18 (9.75-18)		16	15.20	2.90	8.20	5.50
10.00-18 (9.75-18)		18	14.20	2.90	7.35	4.90
10.00-20 (9.75-20)	40	12	14.20	2.90	7.70	5.15
10.00-20 (9.75-20)		14	15.20	2.90	8.20	5.50
10.00-22 (9.75-22)		12	14.20	2.90	7.70	5.15
10.00-22 (9.75-22)	42	14	15.20	2.90	8.20	5.50
10.00-24		8	10.00	2.90	8.95	5.95
10.00-24 (9.75-24)		10	13.20	2.90	7.35	4.90
10.00-24 (9.75-24)		12	14.20	2.90	7.70	5.15
10.00-24 (9.75-24) (42 x 9)	44, 45	14	15.20	2.90	8.95	5.95
10.50-16		10	13.40	3.10	7.60	5.10
11.00-18		12	14.40	3.10	8.40	5.60
11.00-18		14	14.40	3.10	8.40	5.60
11.00-20		12	15.40	3.10	8.25	5.45
11.00-20 (10.50-20)	48	14	15.40	3.10	8.40	5.60
11.00-22 (10.50-22)	50	12	14.40	3.10	8.40	5.60
11.00-24		8	10.00	3.10	6.95	4.65
11.00-24 (10.50-24)	52	12	13.40	3.10	8.40	5.60
11.00-24 (10.50-24)		14	15.40	3.10	9.25	6.15
12.00-18		10	13.40	3.50	11.20	7.25
12.00-20		10	14.40	3.50	9.55	6.40
12.00-20 (11.25-20)		14	16.80	3.50	11.20	7.45
12.00-20 (11.25-20) (40 x 10)		16	16.80	3.50	11.85	7.90
12.00-22 (11.25-22)		14	16.80	3.50	11.20	7.45
12.00-24		6	10.20	3.50	7.00	4.70
12.00-24		8	11.20	3.50	8.15	5.45
12.00-24		10	13.40	3.50	9.55	6.40
12.00-24 (11.25-24)		14	16.80	3.50	11.20	7.45
12.00-24 (44 x 10)		16	18.00	3.50	11.85	7.90
13.00-20		10	11.00	3.80	8.60	5.75
13.00-20		12	12.00	3.80	10.00	6.70
13.00-20		14	17.50	3.80	11.50	7.70
13.00-20 (12.75-20)		16	18.00	3.80	12.50	8.35
13.00-24 (12.75-24)		6	11.00	3.80	7.40	4.95
13.00-24 (12.75-24)		8	12.00	3.80	8.60	5.75
13.00-24		10	16.80	3.80	10.00	6.70
13.00-24		12	18.00	3.80	11.50	7.70
13.00-24		14	18.00	3.80	12.50	8.35
13.00-28		6	12.20	3.80	7.40	4.95
14.00-20 (13.50-20)		8	13.00	3.80	8.40	5.60
14.00-20 (13.50-20)		10	15.00	3.80	9.50	6.15
14.00-20 (13.50-20)		12	14.00	4.25	7.50	5.00

TABLE B-IV—TRUCK, BUS, AND OFF-THE-ROAD BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Tire size	S. S. No.	Ply	Maximum prices for sound basic tire carcasses	Deduction required on unrepaired basic tire carcasses		
				Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
14.00-20 (13.50-20)		10	\$13.00	\$4.25	\$11.00	\$7.36
14.00-20 (13.50-20)		12	18.50	4.25	12.00	8.05
14.00-20 (13.50-20)		16	19.20	4.25	13.00	8.65
14.00-20 (13.50-20)		18	21.40	4.25	14.00	9.40
14.00-24 (13.50-24)		8	15.00	4.25	15.00	10.05
14.00-24 (13.50-24)		16	19.20	4.25	13.00	8.65
14.00-24 (13.50-24)		20	23.40	4.25	14.00	9.40
14.00-28	50	8	16.00	4.25	15.00	10.05
14.00-32		8	17.00	4.25	9.50	6.15
15.00-20		8	16.00	4.25	9.50	6.15
15.00-20		16	22.00	5.50	16.00	10.70
15.00-24		20	30.00	5.50	22.00	14.75
15.00-24		16	32.00	6.75	21.00	14.05
16.00-20		18	34.80	6.75	22.75	15.25
16.00-24		18	40.00	6.75	21.00	14.05
16.00-24		20	45.00	6.75	22.75	15.25
18.00-24		12	42.00	18.00	31.00	16.10
18.00-24		16	50.00	18.00	35.00	20.75
18.00-24		20	55.00	18.00	39.00	23.45
18.00-40		20	75.00	30.00	39.00	26.15
21.00-24		16	82.50	30.00	65.00	40.20
21.00-24		20	93.50	30.00	76.00	50.90
24.00-32		24	135.00	30.00	102.00	60.20
24.00-32		26	137.50	50.00	126.00	80.40
30.00-40		28	192.50	50.00	140.00	100.80
30.00-40		34	320.00	100.00	240.00	160.80
36.00-40		34	440.00	125.00	300.00	201.00

TABLE B-V—USED TRACTOR, IMPLEMENT AND INDUSTRIAL TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Size	Wide base	Maximum prices for sound used tires	Deductions required on unrepaired tires		
			Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
2.50-4	-----	\$3.35	\$1.00	\$2.25	-----
3.00-5	-----	3.75	1.00	2.25	-----
3.00-7	-----	3.75	1.00	2.25	-----
3.00-8	-----	3.75	1.00	2.25	-----
3.50-5	-----	4.85	1.50	3.00	-----
3.50-7	-----	4.85	1.50	3.00	-----
3.50-9	-----	4.85	1.50	3.00	-----
3.50-12	-----	6.00	1.50	3.00	-----
4.00-4	-----	6.00	1.55	3.40	\$2.70
4.00-7	-----	6.00	1.55	3.40	2.70
4.00-8	-----	6.00	1.55	3.40	2.70
4.00-9	-----	6.00	1.55	3.40	2.70
4.00-12	-----	6.00	1.55	3.40	2.70
4.00-15	-----	6.00	1.55	3.40	2.70
4.00-18	-----	6.00	1.55	3.40	2.70
4.00-19	-----	6.00	1.55	3.40	2.70
4.00-24	-----	7.40	1.55	3.40	2.70
4.00-30	-----	7.95	1.55	3.40	2.70
1.00-36	-----	7.05	1.50	3.00	-----
	4-19	7.50	1.50	3.00	-----
	4-30	10.95	1.50	3.00	-----
	4-36	6.00	1.55	3.40	-----
4.25-12	-----	6.00	1.55	3.40	2.70
4.50-7	-----	6.00	1.55	3.40	2.70
4.50-12	-----	7.10	1.55	3.40	2.70

TABLE B-V—USED TRACTOR, IMPLEMENT AND INDUSTRIAL TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Size	Wide base	Maximum prices for sound used tires	Deductions required on unrepaired tires		
			Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
2.50-4	-----	\$3.35	\$1.00	\$2.25	-----
3.00-5	-----	3.75	1.00	2.25	-----
3.00-7	-----	3.75	1.00	2.25	-----
3.00-8	-----	3.75	1.00	2.25	-----
3.50-5	-----	4.85	1.50	3.00	-----
3.50-7	-----	4.85	1.50	3.00	-----
3.50-9	-----	4.85	1.50	3.00	-----
3.50-12	-----	6.00	1.50	3.00	-----
4.00-4	-----	6.00	1.55	3.40	\$2.70
4.00-7	-----	6.00	1.55	3.40	2.70
4.00-8	-----	6.00	1.55	3.40	2.70
4.00-9	-----	6.00	1.55	3.40	2.70
4.00-12	-----	6.00	1.55	3.40	2.70
4.00-15	-----	6.00	1.55	3.40	2.70
4.00-18	-----	6.00	1.55	3.40	2.70
4.00-19	-----	6.00	1.55	3.40	2.70
4.00-24	-----	7.40	1.55	3.40	2.70
4.00-30	-----	7.95	1.55	3.40	2.70
1.00-36	-----	7.05	1.50	3.00	-----
	4-19	7.50	1.50	3.00	-----
	4-30	10.95	1.50	3.00	-----
	4-36	6.00	1.55	3.40	-----
4.25-12	-----	6.00	1.55	3.40	2.70
4.50-7	-----	6.00	1.55	3.40	2.70
4.50-12	-----	7.10	1.55	3.40	2.70

TABLE B-V—USED TRACTOR, IMPLEMENT AND INDUSTRIAL TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Size	Deductions required on unrepaid tires			Maximum prices for sound used tires
	Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed	
10.00-36	\$7.25	\$13.30	\$10.65	
10.00-40	7.25	13.30	10.65	
10.00-44	7.25	13.30	10.65	
11.25-24	7.90	14.05	11.25	
11.25-28	7.90	14.05	11.25	
11.25-36	7.90	14.05	11.25	
12.00-34	7.90	14.05	11.25	
12.00-38	7.90	14.05	11.25	
12.75-24	10.10	14.75	11.80	
12.75-28	10.10	14.75	11.80	
12.75-32	10.10	14.75	11.80	
13.00-24	10.10	14.75	11.80	
13.00-28	10.10	14.75	11.80	
13.00-32	11.30	19.35	15.50	
13.50-28	11.30	19.35	15.50	
13.50-32	11.30	19.35	15.50	
14.00-24	11.30	19.35	15.50	
14.00-28	11.30	19.35	15.50	
14.00-32	11.30	19.35	15.50	

TABLE B-V—USED TRACTOR, IMPLEMENT AND INDUSTRIAL TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Size	Deductions required on unrepaid tires			Maximum prices for sound used tires
	Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed	
4.75-15	\$1.55	\$3.40	\$2.70	
5-30	1.55	3.40	2.70	
5-40	1.55	3.40	2.70	
5-44	1.55	3.40	2.70	
5.5-40	1.55	3.40	2.70	
5.5-44	1.55	3.40	2.70	
5.00-4	1.55	3.40	2.70	
5.00-12	1.55	3.40	2.70	
5.00-16	1.55	3.40	2.70	
5.00-21	1.55	3.40	2.70	
5.00-36	1.55	3.40	2.70	
5.00-40	1.55	3.40	2.70	
5.25-21	1.55	3.40	2.70	
5.50-16	1.55	3.40	2.70	
5.50-28	1.55	3.40	2.70	
6-12	1.55	3.40	2.70	
6-40	1.55	3.40	2.70	
6.00-6	1.80	3.75	3.00	
6.00-12	1.80	3.75	3.00	
6.00-16	1.80	3.75	3.00	
6.00-20	1.80	3.75	3.00	
6.00-22	1.80	3.75	3.00	
6.25-16	2.10	4.25	3.40	
6.50-16	2.10	4.25	3.40	
6.50-24	2.10	4.25	3.40	
6.50-32	2.10	4.25	3.40	
6.50-36	2.10	4.25	3.40	
6.50-40	2.10	4.25	3.40	
7-36	2.45	4.75	3.80	
7-40	2.45	4.75	3.80	
7-44	2.45	4.75	3.80	
7.00-16	2.45	4.75	3.80	
7.00-18	2.45	4.75	3.80	
7.00-20	2.45	4.75	3.80	
7.00-22	2.45	4.75	3.80	
7.00-24	2.45	4.75	3.80	
7.00-40	2.45	4.75	3.80	
7.50-10	2.45	4.75	3.80	
7.50-16	2.45	4.75	3.80	
7.50-18	2.45	4.75	3.80	
7.50-20	2.45	4.75	3.80	
7.50-22	2.45	4.75	3.80	
7.50-24	2.45	4.75	3.80	
7.50-28	2.45	4.75	3.80	
7.50-36	2.45	4.75	3.80	
7.50-40	2.45	4.75	3.80	
8.25-24	2.45	4.75	3.80	
8.25-36	2.45	4.75	3.80	
9.00-10	2.45	4.75	3.80	
9.00-16	2.45	4.75	3.80	
9.00-24	2.45	4.75	3.80	
9.00-28	2.45	4.75	3.80	
9.00-36	2.45	4.75	3.80	
9.00-40	2.45	4.75	3.80	

TABLE B-VI—TRACTOR, IMPLEMENT AND INDUSTRIAL BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Size	Deductions required on unrepaid basic tire carcasses			Maximum prices for sound basic tire carcasses
	Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed	
2.50-4	\$0.75	\$1.50	\$1.60	
3.00-5	.75	1.50	1.60	
3.00-7	.75	1.50	1.60	
3.00-8	.90	1.65	1.65	
3.00-8	.90	1.65	1.65	
3.00-7	.90	1.65	1.65	
3.00-9	1.00	2.00	2.00	
3.00-12	1.00	2.00	2.00	
4.00-4	1.00	2.00	2.00	
4.00-5	1.00	2.00	2.00	
4.00-8	1.00	2.00	2.00	
4.00-9	1.00	2.00	2.00	
4.00-12	1.00	2.00	2.00	
4.00-15	1.00	2.00	2.00	
4.00-18	1.00	2.00	2.00	
4.00-19	1.00	2.00	2.00	
4.00-24	1.00	2.00	2.00	
4.00-30	1.00	2.00	2.00	
4.00-36	1.00	2.00	2.00	
4-19	.90	1.65	1.65	
4-30	.90	1.65	1.65	
4-36	.90	1.65	1.65	
4.25-12	1.00	2.00	2.00	
4.50-7	1.00	2.00	2.00	
4.50-12	1.00	2.00	2.00	
4.50-15	1.00	2.00	2.00	
4.75-15	1.00	2.00	2.00	
5-30	1.00	2.00	2.00	
5-40	1.00	2.00	2.00	
5-44	1.00	2.00	2.00	
5.5-40	1.00	2.00	2.00	
5.5-44	1.00	2.00	2.00	



TABLE B-VI—TRACTOR, IMPLEMENT AND INDUSTRIAL BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Size	Conventional	Wide base	Maximum prices for sound basic tire carcasses	Deductions required on unrepaired basic tire carcasses		
				Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
5.00-4			\$3.20	\$1.00	\$2.00	\$1.60
5.00-12			3.20	1.00	2.00	1.60
5.00-15			3.20	1.00	2.00	1.60
5.00-16			3.20	1.00	2.00	1.60
5.00-21			3.20	1.00	2.00	1.60
5.00-36			3.50	1.00	2.00	1.60
5.00-40			3.50	1.00	2.00	1.60
5.25-21			3.20	1.00	2.00	1.60
5.50-16			3.20	1.00	2.00	1.60
5.50-28			3.50	1.00	2.00	1.60
		6-12	3.50	1.00	2.00	1.60
		6-40	3.50	1.00	2.00	1.60
		6-44	3.50	1.00	2.00	1.60
6.00-9			3.50	1.20	2.25	1.80
6.00-12			3.50	1.20	2.25	1.80
6.00-16			3.50	1.20	2.25	1.80
6.00-20			3.50	1.20	2.25	1.80
6.00-22			4.00	1.20	2.25	1.80
		7-28	4.00	1.30	3.25	2.50
		7-32	4.00	1.30	3.25	2.50
6.25-16			4.00	1.20	2.25	1.80
6.50-16			4.00	1.20	2.25	1.80
6.50-24			4.50	1.30	2.50	2.00
6.50-32			4.50	1.30	3.25	2.50
6.50-36			4.50	1.30	3.25	2.50
6.50-40			4.50	1.30	3.25	2.50
		7-36	4.50	1.30	3.25	2.50
		7-40	4.50	1.30	3.25	2.50
		7-44	4.50	1.30	3.25	2.50
7.00-16			4.50	1.40	2.75	2.20
7.00-18			4.50	1.40	2.75	2.20
7.00-20			4.50	1.40	2.75	2.20
7.00-22			5.00	1.40	2.75	2.20
7.00-24			5.00	1.40	2.75	2.20
		8-24	5.00	1.40	3.90	3.10
		8-32	5.00	1.40	3.90	3.10
		8-36	5.00	1.40	3.90	3.10
		8-38	5.00	1.40	3.90	3.10
		8-40	5.00	1.40	3.90	3.10
		8-44	5.00	1.40	3.90	3.10
7.50-10			5.25	1.80	5.00	4.00
7.50-16			5.25	1.80	3.00	2.40
7.50-18			5.25	1.80	3.60	2.40
7.50-20			5.25	1.80	3.00	2.40
7.50-22			6.50	1.80	3.00	2.40
7.50-24			6.50	1.80	3.00	2.40
		9-24	6.50	2.00	4.35	3.50
		9-28	8.00	2.00	4.35	3.50
		9-32	8.00	2.00	4.35	3.50
		9-36	8.00	2.00	4.35	3.50
		9-38	8.00	2.00	4.35	3.50
		9-40	8.00	2.00	4.35	3.50
8.25-24			9.45	2.70	5.35	4.30
		10-24	9.45	2.70	5.35	4.30
		10-26	9.45	2.70	5.35	4.30
		10-28	9.45	2.70	5.35	4.30
		10-36	9.45	2.70	5.35	4.30
		10-38	9.45	2.70	5.35	4.30
9.00-10			6.55	2.70	5.75	4.60
9.00-16			6.55	2.70	5.75	4.60
9.00-24			10.00	2.70	5.75	4.60
9.00-26			10.00	2.70	5.75	4.60
9.00-28			10.00	2.70	5.75	4.60
9.00-36			10.00	2.70	5.75	4.60
		11-24	10.00	2.70	5.75	4.60
		11-26	10.00	2.70	5.75	4.60
		11-28	10.00	2.70	5.75	4.60
		11-36	10.00	2.70	5.75	4.60
		11-38	10.00	2.70	5.75	4.60
		11-40	10.00	2.70	5.75	4.60
9.00-40			10.00	2.70	5.75	4.60
		12-24	10.00	2.90	6.65	5.30
		12-26	10.00	2.90	6.65	5.30
		12-30	10.00	2.90	6.65	5.30
		12-36	11.00	2.90	6.65	5.30
		12-38	11.00	2.90	6.65	5.30
		12-40	11.00	2.90	6.65	5.30
10.00-36			11.00	2.90	6.65	5.30
10.00-40			11.00	2.90	6.65	5.30
10.00-44			11.00	2.90	6.65	5.30
11.25-24			12.20	3.15	7.00	5.60
		13-24	12.20	3.15	7.00	5.60
		13-26	12.20	3.15	7.00	5.60
		13-28	12.65	3.15	7.00	5.60
		13-30	12.65	3.15	7.00	5.60
		13-34	13.20	3.15	7.00	5.60
		13-36	13.20	3.15	7.00	5.60
		13-40	13.75	3.15	7.00	5.60
11.25-36			13.75	3.15	7.00	5.60
11.25-40			13.75	3.15	7.00	5.60
12.00-24			13.75	3.15	7.00	5.60
12.00-28			13.75	3.15	7.00	5.60
12.75-24			14.30	4.05	7.45	5.95
12.75-28			14.85	4.05	7.45	5.95
		14-24	14.85	4.05	7.45	5.95
		14-28	14.85	4.05	7.45	5.95
		14-30	15.40	4.05	7.45	5.95
		14-32	15.40	4.05	7.45	5.95
		14-34	15.40	4.05	7.45	5.95
13.00-24			15.40	4.05	7.45	5.95
13.00-28			15.40	4.05	7.45	5.95
13.00-32			15.40	4.05	7.45	5.95
13.50-24			15.40	4.05	7.45	5.95
13.50-28			15.40	4.05	7.45	5.95
		15-24	15.40	4.50	9.60	7.70
		15-28	15.95	4.50	9.60	7.70
		15-30	16.50	4.50	9.60	7.70
		15-32	16.50	4.50	9.60	7.70
13.50-32			16.50	4.50	9.60	7.70
14.00-24			19.40	4.50	9.60	7.70
14.00-28			19.40	4.50	9.60	7.70
14.00-32			19.40	4.50	9.60	7.70

TABLE B-VII—USED AIRPLANE TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Size	Maximum price for sound used tires	Deductions required on unrepaired tires		
		Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
<i>Smooth contour</i>				
27 inch	\$16.80	\$4.15	\$9.05	\$7.25
30 inch	14.05	3.00	8.15	6.50
33 inch	23.00	5.95	11.50	9.20
36 inch	21.40	4.15	10.70	8.55
39 inch	21.40	4.15	10.70	8.55
44 inch	23.50	5.95	11.50	9.20
47 inch	50.60	9.95	25.30	20.25
56 inch	67.00	9.95	33.50	26.80
8.00 inch	6.00	1.55	3.40	2.70
10.00 inch	6.00	1.55	3.40	2.70
12.50 inch	6.00	1.55	3.40	2.70
14.50 inch	6.00	1.55	3.40	2.70
17.00 inch	6.50	1.55	3.40	2.70
19.00 inch	6.50	1.55	3.40	2.70
26.00 inch	18.05	2.65	10.25	8.20
<i>High pressure</i>				
26 x 6	7.50	1.55	3.40	2.70
30 x 5	8.60	1.80	3.75	3.00
30 x 7	23.00	5.95	11.50	9.20
32 x 6	6.50	2.10	4.25	3.40
32 x 8	23.00	5.95	11.50	9.20
34 x 9	23.00	5.95	11.50	9.20
10 x 3	6.00	1.55	3.40	2.70
12½ x 4½	6.00	1.55	3.40	2.70
14½ x 5	6.00	1.55	3.40	2.70
<i>Low pressure</i>				
5.00-4	6.00	1.55	3.40	2.70
8.00-4	6.00	1.55	3.40	2.70
6.00-6	6.00	1.55	3.40	2.70
7.00-6	6.00	1.55	3.40	2.70
9.00-6	7.00	1.55	3.40	2.70
10.00-7	18.05	2.65	10.25	8.20
27.50 x 8.90-12.50	7.00	1.80	3.75	3.00
6.50-10	18.05	2.65	10.25	8.20
7.50-10	18.05	2.65	10.25	8.20
8.50-10	18.75	5.95	11.50	9.20
15.00-16	23.00	5.95	11.50	9.20
16.00-16	23.00	5.95	11.50	9.20
17.00-16	23.00	5.95	11.50	9.20
18.00-16	23.00	5.95	11.50	9.20
20.00-18	23.00	5.95	11.50	9.20
15.50-20	50.60	9.95	25.30	20.25
17.00-20	50.60	9.95	25.30	20.25
19.00-23	67.00	9.95	33.50	26.80
<i>Extra low pressure</i>				
29 x 13-5	6.00	1.55	3.40	2.70
45 x 20-10	18.75	5.95	11.50	9.20
<i>Low profil.</i>				
19 x 6.80-10	18.75	5.95	11.50	9.20

TABLE B-VIII—AIRPLANE BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Tire size	Maximum prices for sound basic tire carcasses	Deductions required on unrepaired basic tire carcasses		
		Each spot repair needed	Each sectional repair needed	Each reinforcement repair needed
<i>Smooth contour</i>				
27 inch	\$6.50	\$1.70	\$4.25	\$2.85
30 inch	6.00	1.50	4.10	2.75
33 inch	12.50	2.70	5.75	4.60
36 inch	10.40	1.70	5.45	3.65
39 inch	10.40	1.70	5.45	3.65
44 inch	12.75	2.70	5.75	4.60
47 inch	27.30	4.25	12.00	8.05
56 inch	36.20	4.25	13.00	8.65
8.00 inch	2.75	1.00	2.00	1.60
10.00 inch	2.75	1.00	2.00	1.60
12.50 inch	2.75	1.00	2.00	1.60
14.50 inch	2.75	1.00	2.00	1.60
17.00 inch	3.00	1.00	2.00	1.60
19.00 inch	3.00	1.00	2.00	1.60
26.00 inch	5.25	1.80	5.00	4.00

TABLE B-VIII—AIRPLANE BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Table with columns: Tire size, Maximum prices for sound basic tire carcasses, Deductions required on unrepaired basic tire carcasses (Each spot repair needed, Each sectional repair needed, Each reinforcement repair needed).

TABLE B-IX—USED MOTORCYCLE TIRES OTHER THAN BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Table with columns: Tire size, Maximum prices for sound used tires, Deductions required on unrepaired tires (Each spot repair needed, Each sectional or reinforcement repair needed).

TABLE B-X—MOTORCYCLE BASIC TIRE CARCASSES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Table with columns: Tire size, Maximum prices for sound basic tire carcasses, Deductions required on unrepaired basic tire carcasses (Each spot repair needed, Each sectional or reinforcement repair needed).

TABLE B-XI—UNREPAIRED LIMITED SERVICE USED TIRES

Table with columns: Type and size, Maximum prices. Passenger car: All sizes \$0.75. Truck and bus and off the road: 7.00-18 and smaller 1.50, 7.00-20 (32 x 6) thru 8.25-18 2.25, 8.25-20 thru 10.00-18 (9.75-18) 3.75, 10.00-20 (9.75-20) thru 11.00-24 (10.50-24) 4.50, 12.00-20 (11.25-20) thru 13.00-24 (12.75-24) 6.00, 14.00-20 thru 14.00-28 9.00.

Table with columns: Type and size, Maximum prices. Tractor, implement and industrial: Conventional, Wide base. 5.00-40 and smaller 5.5-44 and smaller \$0.75, 5.25-21 thru 7.00-18 6-12 thru 7-44 1.50, 7.00-20 thru 7.50-40 8-24 thru 9-40 2.25, 8.25-24 thru 9.00-40 10-24 thru 12-30 3.75, 10.00-36 thru 11.25-24 12-36 thru 13-24 4.50, 11.25-28 thru 13.00-24 13-26 thru 14-34 6.00, 13.00-28 thru 14.00-32 15-24 thru 15-32 9.00.

Table with columns: Type and size, Maximum prices. Airplane: Smooth contour: 8.00 inch thru 19.00 inch .35, 26.00 inch thru 30.00 inch 1.30, 33.00 inch thru 44.00 inch 3.00, 47.00 inch thru 56.00 inch 6.50. High pressure: 10 x 3, 12 1/2 x 4 1/2, 14 1/2 x 5 .35, 26 x 6, 30 x 5, 32 x 6 .85, 30 x 7, 32 x 8, 34 x 9 1.95. Low pressure: 5.00 x 4 thru 10.00 - 7 .50, 15.00-16 thru 20.00-18 4.50, 15.50-20 thru 19.00-23 7.75. Extra low pressure: 29 x 13-5, 45 x 20-10 .50. Low profile: 19 x 6.80-10 .50.

TABLE B-XII—TIRES NOT USABLE ON THE WHEELS OF A VEHICLE

Table with columns: Type and size, Maximum prices. Passenger car: All sizes \$0.15. Truck and bus and off the road: 7.00-18 and smaller .30, 7.00-20 (32 x 6) thru 8.25-18 .45, 8.25-20 thru 10.00-18 (9.75-18) .75, 10.00-20 (9.75-20) thru 11.00-24 (10.50-24) .90, 12.00-20 (11.25-20) thru 13.00-24 (12.75-24) 1.20, 14.00-20 thru 14.00-28 1.80.

Table with columns: Type and size, Maximum prices. Tractor, implement and industrial: Conventional, Wide base. 5.00-40 and smaller 5.5-44 and smaller \$0.15, 5.25-21 thru 7.00-18 6-12 thru 7-44 .30, 7.00-20 thru 7.50-40 8-24 thru 9-40 .45, 8.25-24 thru 9.00-40 10-24 thru 12-30 .75, 10.00-36 thru 11.25-24 12-36 thru 13-24 .90, 11.25-28 thru 13.00-24 13-26 thru 14-34 1.20, 13.00-28 thru 14.00-32 15-24 thru 15-32 1.80.

Table with columns: Type and size, Maximum prices. Airplane: Smooth contour: 8.00 inch thru 19.00 inch .10, 26.00 inch thru 30.00 inch .25, 33.00 inch thru 44.00 inch .60, 47.00 inch thru 56.00 inch 1.30. High pressure: 10 x 3, 12 1/2 x 4 1/2, 14 1/2 x 5 .10, 26 x 6, 30 x 5, 32 x 6 .15, 30 x 7, 32 x 8, 34 x 9 .40. Low pressure: 5.00-4 thru 10.00-7 .10, 15.00-16 thru 20.00-18 .90, 15.50-20 thru 19.00-23 1.55.

TABLE B-XIII—TIRES NOT USABLE ON THE WHEELS OF A VEHICLE—CON.

Table with columns: Type and size, Maximum prices. Airplane (continued): Extra low pressure: 29 x 13-5, 45 x 20-10 \$0.10. Low profile: 19 x 6.80-10 .10.

TABLE B-XIII—USED TUBES, OTHER THAN SPECIAL-PURPOSE TUBES THAT ARE SOUND OR THAT CAN BE MADE SOUND

Table with columns: Type and size, Maximum prices for sound tubes, Deductions required on unrepaired tubes (For each break of 1 inch or less including pin and nail holes, Additional deductions for each lineal inch of break over 1 inch). Passenger car: 7.00 and smaller \$1.50, 7.50 and larger 1.50. Truck and bus: 7.00-18 and smaller 2.00, 7.00-20 (32 x 6) 2.70, 7.00-24 (36 x 6) 2.70, 7.50-15 2.70, 7.50-16 2.80, 7.50-18 (32 x 7) 3.40, 7.50-20 (34 x 7) 3.55, 7.50-24 (38 x 7) 3.85, 8.25-15 3.90, 8.25-18 4.00, 8.25-20 4.05, 8.25-22 4.35, 8.25-24 4.65, 9.00-13 thru 9.00-20 (36 x 8) 4.70, 9.00-22 4.90, 9.00-24 (40 x 8) 5.15, 10.00-15 4.75, 10.00-18 4.90, 10.00-20 (9.75-20) (38 x 9) 5.00, 10.00-22 (9.75-22) 5.20, 10.00-24 (9.75-24) 5.35, 11.00-16 (10.50-16) 5.15, 11.00-18 5.50, 11.00-20 (10.50-20) 6.00, 11.00-22 (10.50-22) 6.40, 11.00-24 (10.50-24) 7.10, 12.00-18 7.55, 12.00-20 (11.25-20) 8.00, 12.00-22 (11.25-22) 8.65, 12.00-24 (11.25-24) 8.90, 13.00-20 (12.75-20) 10.60, 13.00-24 (12.75-24) 11.80, 13.00-28 13.70, 13.00-32 14.65, 14.00-20 (13.50-20) 12.30, 14.00-24 (13.50-24) 14.00, 14.00-28 15.90, 14.00-32 16.70, 15.00-20 13.35, 15.00-24 25.65, 16.00-20 13.35, 16.00-24 25.65, 18.00-24 31.30, 18.00-40 31.55, 21.00-24 49.20, 24.00-32 55.55, 30.00-40 160.00, 36.00-40 200.85.

Minimum deductions required on unrepaired tires of those sizes are determined under section 19 (a) (1).

Table with columns: Type and size, Maximum prices for sound tubes, Deductions required on unrepaired tubes (For each break of 1 inch or less including pin and nail holes, Additional deductions for each lineal inch of break over 1 inch). Tractor, implement and industrial: Conventional, Wide base. 4.00-12 and smaller \$1.00, 4.00-15 thru 6.50-16 1.50, 6.50-24 thru 6.50-40 7-36 thru 7-44 2.70, 7.00-16 2.00, 7.00-18 2.00, 7.00-18 thru 7.00-44 8-44 2.70.

TABLE B-XIII—USED TUBES, OTHER THAN SPECIAL PURPOSE TUBES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Tractor, implement and industrial		Maximum prices for sound tubes	Deductions required on unrepaired tubes	
Conventional	Wide base		For each break of 1 inch or less including pin and nail holes	Additional deductions for each lineal inch of break over 1 inch
7.50-10		\$1.50	\$1.00	\$0.50
7.50-16		2.00	1.00	.50
7.50-18		2.00	1.00	.50
7.50-20 thru 7.50-28	9-28	2.70	1.00	.50
	9-32	2.80	1.00	.50
7.50-36 thru 7.50-40	9-36 thru 9-40	3.25	1.00	.50
8.25-24	10-24	2.70	1.00	.50
	10-26	3.25	1.00	.50
	10-28	3.25	1.00	.50
8.25-36		3.25	1.00	.50
	10-36	4.00	1.00	.50
	10-38	4.00	1.00	.50
9.00-10		2.00	1.00	.50
9.00-16		2.00	1.00	.50
9.00-24	11-24	3.50	1.00	.50
9.00-26	11-26	3.50	1.00	.50
9.00-28	11-28	4.00	1.00	.50
9.00-36	11-36	4.00	1.00	.50
	11-38	5.00	1.00	.50
9.00-40	11-40	5.00	1.00	.50
	12-24	5.00	1.00	.50
	12-26	5.00	1.00	.50
	12-30	5.00	1.00	.50
10.00-36		5.00	1.00	.50
	12-36	6.00	1.00	.50
	12-38	6.00	1.00	.50
10.00-40	12-40	6.00	1.00	.50
10.00-44		6.00	1.00	.50
11.25-24	13-24	5.00	1.00	.50
	13-26	5.00	1.00	.50
11.25-28	13-28	5.00	1.00	.50
	13-30	5.00	1.00	.50
	13-34	6.00	1.00	.50
11.25-36	13-36	6.00	1.00	.50
11.25-40	13-40	6.00	1.00	.50
12.00-24		5.00	1.00	.50
12.00-28		5.00	1.00	.50
12.75-24	14-24	5.00	1.00	.50
12.75-28		5.00	1.00	.50
	14-28	6.00	1.00	.50
	14-30	8.00	1.00	.50
	14-32	7.00	1.00	.50
12.75-32	14-34	7.00	1.00	.50
13.00-24		5.00	1.00	.50
13.00-28		6.00	1.00	.50
13.00-32		7.00	1.00	.50
13.50-24	15-24	5.00	1.00	.50
13.50-28	15-28	6.00	1.00	.50
	15-30	7.00	1.00	.50
13.50-32	15-32	7.00	1.00	.50
14.00-24		5.00	1.00	.50
14.00-28		6.00	1.00	.50
14.00-32		7.00	1.00	.50

Airplane	Maximum prices for sound tubes	Deductions required on unrepaired tubes	
		For each break of 1 inch or less including pin and nail holes	Additional deductions for each lineal inch of break over 1 inch
<i>Smooth contour</i>			
19 inch and smaller	\$1.50	\$0.50	\$0.25
26 inch	1.50	1.00	.50
27 inch	1.50	.50	.25
30 inch	1.50	.50	.25
33 inch	4.70	1.00	.50
36 inch	3.40	1.00	.50
39 inch	3.40	1.00	.50
44 inch	4.90	1.00	.50
47 inch	14.00	1.00	.50
56 inch	15.90	1.00	.50
<i>High pressure</i>			
26 x 6	1.50	.50	.25
30 x 5	1.50	.50	.25
50 x 7	4.70	1.00	.50

TABLE B-XIII—USED TUBES, OTHER THAN SPECIAL PURPOSE TUBES THAT ARE SOUND OR THAT CAN BE MADE SOUND—Continued

Airplane	Maximum prices for sound tubes	Deductions required on unrepaired tubes	
		For each break of 1 inch or less including pin and nail holes	Additional deductions for each lineal inch of break over 1 inch
<i>High pressure</i>			
32 x 6	\$2.00	\$0.50	0.25
32 x 8	4.70	1.00	.50
34 x 9	4.70	1.00	.50
10 x 3	1.50	.50	.25
12 1/2 x 4 1/2	1.50	.50	.25
14 1/2 x 5	1.50	.50	.25
<i>Low pressure</i>			
5.00-4 thru 9.00-6	1.50	.50	.25
27.50 x 8.90-12.50	1.50	.50	.25
10.00-7	1.50	1.00	.50
6.50-10	1.50	1.00	.50
7.50-10	1.50	1.00	.50
8.50-10	2.00	1.00	.50
15.00-16 thru 20.00-18	4.70	1.00	.50
15.50-20	12.30	1.00	.50
17.00-20	12.30	1.00	.50
19.00-26	14.00	1.00	.50
<i>Extra low pressure</i>			
29 x 13-5	1.50	.50	.25
45 x 20-10	2.00	1.00	.50
<i>Loc profile</i>			
19 x 6.50-10	2.00	1.00	.50

TABLE B-XIV—USED SPECIAL PURPOSE TUBES THAT ARE SOUND OR CAN BE MADE SOUND<sup>1</sup>

Tube size	Maximum prices for sound tubes	
4.00-18	\$3.00	
4.00-19	3.10	
4.50-18	3.30	
4.50-19	3.40	
4.75-19	4.15	
4.40/4.50/4.75-21	4.60	
5.00-16	3.40	
4.75/5.00/5.25-19	4.75	
5.00/5.25-17	4.80	
5.25-17	4.80	
5.25-18	4.95	
5.50-16	4.70	
5.50-17	5.05	
5.50/6.00-17	5.45	
5.50/6.00-18	5.60	
5.50/6.00-19	5.65	
5.50/6.00-20 (30 x 5)	8.05	
6.00-16	5.45	
6.00-20 (30 x 5)	6.70	
6.25-16	6.00	
6.00/5.25-16	5.45	
6.50-15	6.40	
6.50-16	6.60	
6.50-20 (32 x 6 TT)	7.70	
6.25/6.50-16	6.00	
6.50/7.00-17	7.15	
6.50/7.00-18	7.15	
7.00-15	6.40	
7.00-16	6.70	
7.00-17	6.90	
7.00-18	7.05	
7.00-20 (32 x 6)	8.60	
7.00-24	10.25	
7.00/7.50-17	8.55	
7.50-15	7.05	
7.50-16	7.20	
7.50-17	7.50	
7.50-18 (32 x 7)	7.75	
7.50-20 (34 x 7)	11.55	
7.50-24 (38 x 7)	12.45	
8.25-16	8.30	
8.25-18	11.60	

TABLE B-XIV—USED SPECIAL PURPOSE TUBES THAT ARE SOUND OR CAN BE MADE SOUND—Continued

Tube size	Maximum prices for sound tubes
8.25-20	12.25
8.25-22	13.45
8.25-24 (40 x 8)	14.45
9.00-18	14.00
9.00-20 (36 x 8)	14.25
9.00-22	15.50
9.00-24 (40 x 8)	16.70
9.75-20	14.00
9.75-22	15.50
9.75-24	16.70
9.75/10.00-20 (38 x 9)	14.60
9.75/11.00-22	15.50
9.75/10.00-24 (42 x 9)	16.70
10.50-20	16.30
10.50-22	17.40
10.50-24	18.10
10.50/11.00-18	15.45
10.50/11.00-20 (40 x 10)	16.40
10.50/11.00-22	17.50
10.50/11.00-24 (44 x 10)	18.20
11.25-24	18.50
11.25/12.00-18	17.00
11.25/12.00-24	19.00
12.00-24	20.00
12.75-24	21.75
13.00-24	23.00
12.75/13.00-24	23.00

<i>Airplane smooth contour</i>	
8.00 inch	2.80
10.00 inch	3.15
12.50 inch	3.70
14.50 inch	4.10
17.00 inch	4.75
19.00 inch	5.45
26.00 inch	6.70
27.00 inch	6.90
30.00 inch	7.10
33.00 inch	11.95
36.00 inch	12.45
39.00 inch	13.25
44.00 inch	17.45
47.00 inch	27.80
56.00 inch	36.90

<i>Airplane high pressure</i>	
26 x 6	5.25
32 x 8	6.15
10 x 3	2.15
5.00-4	3.80
8.00-4	3.65
6.00-6	3.65
7.00-6	4.10
9.00-6	6.65
6.50-10	5.30
7.50-10	5.80
8.50-10	6.40
15.00-16	19.10
16.00-16	21.85
17.00-16	24.60
19.00-23	39.80

<sup>1</sup> Special purpose tube means any rubber tube of the following brands produced by the following manufacturers:

Brand name:	Manufacturer
Puncture Proof	The Firestone Tire & Rubber Company.
Life Protectors	The Firestone Tire & Rubber Company.
Puncture Proof	The General Tire & Rubber Company.
Retain-Air	The General Tire & Rubber Company.
Seal-O-Matic	The B. F. Goodrich Company.
Air Container	The B. F. Goodrich Company.
Quick Seal	The B. F. Goodrich Company (Brunswick Tires and Tubes).
Quick Seal	The B. F. Goodrich Company (Diamond Tires and Tubes).

Quick Seal.....	The B. F. Goodrich Company (Hood Tires and Tubes).
Quick Seal.....	The B. F. Goodrich Company (Miller Tires and Tubes).
Puncture Seal.....	The Goodyear Tire & Rubber Company.
Life Guards.....	The Goodyear Tire & Rubber Company.
Air-Core.....	The Kelly-Springfield Tire Company.
Puncture Sealing.....	The Polson Rubber Company.
Sealed-Air.....	The Seiberling Rubber Company.
Master Seal.....	United States Rubber Company.

TABLE B-XV—USED TUBES NOT USEABLE IN A TIRE

Size	Maximum prices	
	Special purpose tubes	All tubes other than special purpose
<b>Passenger car</b>		
All sizes.....	\$0.75	\$0.30
<b>Truck and bus</b>		
7.00-18 and smaller.....	.90	.35
7.00-20 (32 x 6) thru 8.25-18.....	1.50	.60
8.25-20 thru 10.00-18 (9.75-18).....	2.25	.75
10.00-20 (9.75-20) thru 11.00-24 (10.50-24).....	2.75	.95
12.00-20 (11.25-20) thru 13.00-24 (12.75-24).....	3.50	1.15
14.00-20 thru 14.00-24.....	.....	1.50
<b>Tractor, implement and industrial</b>		
<b>Conventional</b>		
6.50-16 and smaller.....	.....	.30
6.50-24 thru 9.00-36.....	.....	.60
9.00-40 thru 12.75-28.....	.....	.95
12.75-32 thru 14.00-32.....	.....	1.15
<b>Wide base</b>		
7-32 and smaller.....	.....	.30
7-36 thru 11-36.....	.....	.60
11-38 thru 14-28.....	.....	.95
14-30 thru 15-32.....	.....	1.15
<b>AIRPLANE</b>		
<b>Smooth contour</b>		
30.00 inch and smaller.....	.90	.35
33.00 inch.....	2.25	.75
36.00 inch thru 39.00 inch.....	1.50	.60
44.00 inch.....	2.25	.75
47.00 inch thru 50.00 inch.....	4.50	1.50
<b>High pressure</b>		
26 x 6, 30 x 5, 32 x 6.....	.90	.35
30 x 7, 32 x 8, 34 x 9.....	2.25	.75
10 x 3, 12½ x 4½, 14½ x 5.....	.90	.35
<b>Low pressure</b>		
5.00-4 thru 9.00-6.....	.90	.35
10.00-7.....	.60	.35
27.50 x 8.90-12.50.....	.....	.35
6.50-10 thru 7.50-10.....	1.50	.60
8.50-10 thru 20.00-18.....	2.25	.75
15.50-20 thru 19.00-23.....	4.50	1.50
<b>Extra low pressure</b>		
29 x 13-5.....	.....	.35
45 x 20-10.....	.....	.75
<b>Low profile</b>		
19 x 6.80-10.....	.....	.75

**SEC. 18. Maximum prices for recapped tires and recapping—(a) Retail sales (to a buyer for his use and not for resale).**

(1) *By seller who actually did the recapping—(i) Recapping (tire carcass furnished by buyer).* The maximum prices for recapping tires are the prices set forth in Tables C-I to C-V, inclusive, for the applicable recapping operations. These maximum prices include such operations of applying base strip, tread lock, cushion stock, undertread, filler gum, and similar operations. In addition these maximum prices include side

and shoulder stripping when included with recapping and used as a substitute for retreading or full capping.

(ii) *Recapped tires (tire carcass furnished by the seller).* The maximum price for the sale of a recapped tire is the sum of the maximum price for the applicable recapping operation plus the maximum price set forth in Tables B-II, B-IV, B-VI, B-VIII, and B-X of section 17, for the particular tire carcass which is furnished by the seller. These maximum prices include such operations of applying base strip, tread lock, cushion stock, undertread, filler gum, and similar operations. In addition, these maximum prices include side and shoulder stripping when included with recapping and used as a substitute for retreading or full capping.

(2) *By seller who did not do the recapping—(i) Recapping (tire carcass furnished by buyer).* The seller may add to the maximum price fixed by (1) above for this type of sale, the actual transportation expense paid by him in having the tire recapped. If the seller transports the tire himself, he may add to the maximum price fixed by (1), an amount not exceeding the cost of transportation by the common carrier having the lowest rate between the seller's and the actual recapper's shipping points. Where more than one tire is involved in a shipment, each tire may be charged only with its proportionate share of the total transportation expense incurred by the seller, and the total of the amounts added for transportation of all the tires in a shipment shall not exceed the total transportation expense of the seller for that shipment. The amount added for transportation expense must be stated separately from the maximum price.

The provisions of this subdivision do not apply to the extra service of pick-up and delivery between seller of recapped tire and consumer, which is covered by section 6 of this regulation.

(ii) *Recapped tires (tire carcass furnished by the seller).* The maximum prices are those fixed by (1) for this type of sale, and no additional charge may be made for transportation expenses.

(b) *Wholesale sales (to a buyer for resale)—(1) Discounts—(i) Recapping (tire carcass furnished by buyer).* The maximum wholesale price for recapping a tire shall be determined by deducting from the applicable maximum prices set forth in Tables C-I to C-V, inclusive, a discount of at least 20 percent. If the seller had in effect on February 1, 1944, to a buyer of the same class for the same type of recapping a percentage discount greater than 20 percent, he must deduct a percentage discount at least as large as he had in effect on February 1, 1944, to that class of buyer. However, in no case is a discount greater than 35 percent required. If the seller did not have any percentage discount in effect on February 1, 1944, to a buyer of the same class for the same type of recapping, he must determine his percentage discount under subparagraph (3) below. "Type of recapping", for the purposes of this paragraph, refers to the type of tread (such as conventional passenger car type of tread, conventional truck and bus type

of tread), and not to the grade of camel-back used.

(ii) *Recapped tires (tire carcass furnished by seller).* The maximum wholesale price for a recapped tire shall be the maximum price for the recapping service supplied as calculated under (i) above, plus the maximum price set forth in Tables B-II, B-IV, B-VI, B-VIII, and B-X of section 17, for the particular tire carcass which is furnished by the seller. The discount required under (i) above shall not apply to the maximum price for the tire carcass.

(2) *Transportation expenses.* No seller shall require any buyer and no buyer shall be permitted to pay a larger proportion of transportation expense than the seller required buyers of the same class to pay during February 1944 in connection with the delivery of tires for recapping and of recapped tires.

(3) *Sellers who cannot apply (1) or (2) above.* The percentage discounts to be deducted under (1) above, and the proportion of transportation expense to be borne under (2) above, by a seller who cannot make these determinations in accordance with (1) and (2), shall be consistent with those established by this regulation for competitive sellers in the same locality, specifically approved upon application by the seller to the appropriate District Office of the Office of Price Administration. The Price Administrator or any Regional Administrator, or any District Director so authorized by his Regional Administrator, may approve or disapprove and may, at any time after approval, correct discount and transportation provisions proposed or established under this subparagraph (3) so as to bring them into line with the level of such provisions otherwise fixed by this regulation.

(c) *Recapping services and recapped tires which cannot be priced under paragraph (a) or (b).* The maximum price for a recapping service or of a recapped tire which cannot be priced under paragraph (a) or (b) shall be a price consistent with the level of maximum prices otherwise fixed by this regulation, specifically authorized by the Office of Price Administration. No seller may offer for sale a recapping service or recapped tire covered by this paragraph until a maximum price has been approved by the Office of Price Administration.

(1) A seller who actually does the recapping and who seeks an authorization under this paragraph, shall file with the Office of Price Administration, Washington, D. C., an application setting forth:

- (i) The type of tread to be applied.
  - (ii) Size of tire to be recapped.
  - (iii) Gauge, grade, and weight of camel-back to be used.
  - (iv) Tread design depth.
- (2) A seller who did not do the recapping, seeking authorization under this paragraph shall file with the Office of Price Administration, Washington, D. C., an application setting forth the size of tire, type of tread, name and address of supplier, and date the supplier sold the service.

(3) The Price Administrator may approve, disapprove, or revise maximum prices proposed or established under this

paragraph, so as to make them consistent with the level of prices otherwise established by this regulation, and may issue orders establishing maximum prices or pricing methods for sale of any commodity or service covered by this paragraph.

(d) *Truck types of tread applied to 4-ply passenger car tire carcasses.* The maximum price for truck types of tread when applied to 4-ply passenger car tire carcasses may not exceed the maximum price provided in Table C-I for applying the most similar passenger car type of tread for that size of tire.

(e) *Maximum prices where minimum quality specifications are not met.* (1) The maximum prices fixed by paragraphs (a), (b), (c), and (d) apply only when the recapping (tire carcass furnished by the buyer), or the recapped tire (tire carcass furnished by the seller), complies with the minimum quality specifications set forth in section 15.

(2) No charge may be made for recapping a tire carcass furnished by the buyer when the recapping does not comply with the minimum quality specifications in section 15.

(3) The maximum price for a recapped tire which does not comply with the minimum quality specifications in section 15 shall be the maximum price which that tire would have as a used tire under section 17 if it had not been recapped.

(f) *Definitions.* (1) "Grades A, C, and F camelback" mean camelback which complies with the specifications issued by the War Production Board for Grades A, C, and F camelback, respectively.

(2) "Conventional passenger car type of tread" includes any tread of a type generally recognized as designed primarily for use on passenger automobiles.

(3) "Studded, and mud and snow types of tread" include any such tread of a deep cleat, lug or stud, which is designed primarily for use on passenger automobiles or trucks for traction through mud, snow, sand, or soft ground, and must contain at least as much rubber in the undertread and have a tread design depth at the center circumference of the tire which is at least  $\frac{3}{32}$ " deeper than the conventional passenger car or truck and bus types of tread of the same recapper for the same size and type of tire.

(4) "Stop-start type of tread" must have at least  $\frac{13}{32}$ " tread design depth at the center circumference of the tire and must contain at least as much rubber in the undertread as, and a tread design depth at the center circumference of the tire which is at least  $\frac{3}{32}$ " deeper than, the conventional passenger car or truck and bus type of tread of the same recapper for the same size and type of tire. Stop-start type of tread includes any such extra heavy tread of a type generally recognized as designed primarily for city commercial use.

(5) "Conventional truck and bus type of tread" includes any tread of a type generally recognized as designed primarily for ordinary "on the road" use on trucks or busses.

(6) "Road grader type of tread" includes any tread of a type generally

recognized as designed primarily for "off the pavement" use on the power driven wheels of highway maintenance and road construction machinery for traction through mud, snow, sand, or soft earth.

(7) "Earth mover type of tread" includes any tread of a type generally recognized as designed primarily for providing flotation in soft earth for "off the road" use on earth moving vehicles.

(8) "Rock service type of tread" includes any extra heavy tread of a type generally recognized as designed primarily for heavy duty service on rocks or gravel in such work as earth hauling, quarrying, logging, and road building.

(9) "Farm tractor, farm implement, and industrial types of tread", include any tread of a type generally recognized as designed primarily for use on farm

tractors, farm implements, and vehicles and industrial equipment, such as platform trucks, hand trucks, wheelbarrows, portable racks, power mowers, and factory trailers. Solid industrial types of tires are not covered by this section.

(10) "Rice and cane special service type of tread" includes any deep-cut, high cleated tread of a type generally recognized as designed primarily for use in muck and water.

(11) "Motorcycle type of tread" includes any tread of a type generally recognized as designed primarily for use on motorcycles.

(g) *Applicability.* This section shall not apply to solid industrial types of tires. The recapping of such tires is covered by Revised Maximum Price Regulation 165.

TABLE C-I—PASSENGER CAR TYPE OF TREAD

Tire size		Maximum prices for recapping when the tire carcass is furnished by the buyer <sup>1</sup>					
Conventional	Airplane	When applying Grade A camelback		When applying Grade C camelback		When applying Grade F camelback or any rubber other than Grade A or Grade C camelback	
		Conventional tread	Stop start mud and snow studded	Conventional tread	Stop start mud and snow studded	Conventional tread	Stop start mud and snow studded
3.75-18		\$4.55	\$5.15	\$4.55	\$4.95	\$4.25	\$4.85
4.00-15		5.00	5.70	4.80	5.45	4.70	5.35
4.00-18		5.20	5.90	5.00	5.70	4.90	5.60
4.25-12		4.50	5.10	4.30	4.90	4.20	4.80
4.40-21		4.75	5.40	4.55	5.15	4.45	5.05
4.60-17		4.80	5.45	4.60	5.25	4.80	5.10
4.60-20		4.85	5.50	4.60	5.25	4.60	5.10
4.80-21		5.20	5.90	5.00	5.70	4.85	5.50
4.75-19		5.30	6.05	5.16	5.80	4.95	5.65
4.75-20		5.30	6.25	5.25	5.95	5.10	5.80
4.75-21		6.00	6.80	5.80	6.60	5.60	6.35
5.00-15	26 x 6	5.35	6.10	5.15	5.85	4.95	5.65
5.00-16		5.40	6.15	5.20	5.90	5.00	5.70
5.00-17		5.60	6.35	5.40	6.15	5.20	5.90
5.00-19		6.05	6.90	5.80	6.60	5.60	6.35
5.00-20		6.25	7.10	6.00	6.80	5.80	6.60
5.00-21		6.45	7.35	6.20	7.05	6.00	6.80
5.00-22		6.45	7.55	6.40	7.30	6.20	7.05
5.25-17		6.00	6.80	5.75	6.55	5.60	6.35
5.25-18		6.35	7.20	6.10	6.95	5.90	6.70
5.25-19		6.40	7.30	6.15	7.00	5.95	6.75
5.25-20		6.70	7.60	6.45	7.35	6.25	7.10
5.25-21		6.90	7.85	6.60	7.50	6.40	7.30
5.50-16		6.45	7.35	6.20	7.05	6.00	6.80
5.50-17		6.55	7.45	6.30	7.15	6.10	6.95
5.50-18		7.15	8.15	6.85	7.80	6.65	7.55
5.50-19		7.40	8.40	7.05	8.00	6.85	7.80
5.50-20		7.50	8.55	7.15	8.15	6.95	7.90
6.00-16		7.00	7.95	6.70	7.60	6.50	7.40
6.00-17		7.00	9.00	7.00	8.65	7.35	8.35
6.00-18		8.50	9.65	8.15	9.25	7.90	9.00
6.00-19		8.80	10.00	8.45	9.60	8.30	9.45
6.00-20	30 x 5	8.95	10.20	8.55	9.75	8.45	9.60
6.00-21		9.45	10.75	9.05	10.30	8.75	9.95
6.00-22		9.60	10.90	9.20	10.45	8.90	10.10
6.00-23		9.75	11.10	9.35	10.65	9.05	10.30
6.25-16		7.70	8.75	7.40	8.40	7.15	8.15
6.50-15		8.05	9.15	7.70	8.75	7.45	8.45
6.50-16		8.15	9.25	7.80	8.85	7.55	8.60
6.50-17		9.45	10.75	9.05	10.30	8.75	9.95
6.50-18		9.60	10.90	9.20	10.45	8.90	10.10
6.50-19		9.70	11.05	9.30	10.60	9.00	10.25
6.50-20	32 x 6	9.80	11.15	9.35	10.65	9.10	10.35
7.00-15	30"	9.50	10.80	9.10	10.35	8.80	10.00
7.00-16		9.70	11.05	9.30	10.60	9.00	10.25
7.00-17		10.75	12.25	10.30	11.70	9.95	11.30
7.00-18		10.85	12.35	10.40	11.85	10.05	11.45
7.00-19		11.05	12.55	10.55	12.00	10.25	11.65
7.00-20		11.25	12.80	10.75	12.25	10.45	11.90
7.00-21		11.85	13.50	11.35	12.90	11.00	12.50
7.50-14		10.50	11.95	10.05	11.45	9.75	11.10
7.50-15	27"	10.75	12.25	10.30	11.70	9.95	11.30
7.50-16		10.90	12.40	10.45	11.90	10.10	11.50
7.50-17		11.35	12.90	10.85	12.35	10.65	12.00
7.50-18		11.45	13.05	10.95	12.45	10.65	12.10
7.50-19		11.70	13.30	11.20	12.75	10.90	12.40
8.25-15		13.45	15.30	12.90	14.70	12.50	14.20
8.25-16		14.55	16.55	13.90	15.80	13.50	15.35
14" Jumbo		10.50	11.95	10.05	11.45	9.75	11.10
15" Jumbo		10.75	12.25	10.30	11.70	9.95	11.30

<sup>1</sup>See Tables B-II and B-VIII of section 17 for maximum prices for basic tire carcasses when furnished by the seller.

TABLE C-II—TRUCK AND BUS TYPES OF TREAD, INCLUDING STOP-START, MUD AND SNOW, STUDDED, ROAD GRADER, EARTH MOVER, AND ROCK SERVICE

Size			Maximum prices for recapping when the tire carcass is furnished by the buyer <sup>1</sup>										
Conventional	Stop-start	Airplane	When applying Grade A camelback				When applying Grade C camelback						
			Conventional truck and bus	Stop-start mud and snow studded	Road grader	Earth mover	Rock service	Conventional truck and bus	Stop-start mud and snow studded	Road grader	Earth mover	Rock service	
5.25/5.50-17	11		\$6.75	\$8.10					\$6.45	\$7.80			
6.00-16	10		7.15	8.25					6.80	7.90			
6.00-17			8.10	9.25					7.75	8.85			
6.00-20 (30 x 5)	14	30 x 5	9.00	11.30	\$10.55				8.60	10.85	\$10.00		
6.25-10			7.85	9.05					7.50	8.65			
6.50-10	13		8.25	9.20					7.90	8.80			
6.50-17			9.60	10.70					9.15	10.30			
6.50-18			9.85	11.60					9.40	11.20			
6.50-20 (32 x 6)	17	32 x 6	10.65	14.65	13.40				10.15	14.15	12.70		
7.00-15			9.65	10.30					9.20	9.80			
7.00-10	15		9.85	11.10					9.40	10.60			
7.00-17			10.85	12.45					10.35	11.95			
7.00-18			11.05	13.45					10.55	12.90			
7.00-20 (32 x 6)	19		11.80	17.95	22.05			\$22.45	11.25	17.30	20.95		\$21.40
7.00-24 (36 x 6)			12.30	19.70	26.50				11.75	18.90	25.15		
7.50-15	16	27"	10.85	11.45					10.35	10.95			
15" Commercial			10.85	11.45					10.35	10.95			
7.50-16	18		11.10	14.80					10.60	14.10			
7.50-17	20		11.40	17.50					10.90	17.90			
7.50-18 (32 x 7)	21	36", 39"	12.35	18.00					11.80	17.35			
7.50-20 (34 x 7)	22		13.90	21.35		\$17.80	29.85		13.25	20.70	\$17.00	28.45	
7.50-24 (38 x 7)	25		14.65	21.95	29.05				14.00	21.20	27.55		
8.25-15			16.30	23.85					15.55	22.85			
8.25-18	26		18.00	25.20					17.50	24.30			
8.25-20	28		18.65	27.90	30.40	22.25	31.90		17.80	26.90	28.85	21.25	30.40
8.25-22			19.60	29.40					18.70	28.15			
8.25-24			20.65	31.20	32.70				19.70	29.90	31.05		
9.00-13			14.20	18.45					13.55	17.70			
9.00-15			20.40	23.05					19.45	22.10			
9.00-16		30 x 7, 32 x 8, 34 x 9, 33", 15.00-16, 16.00-16, 17.00-16, 18.00-16	21.20	25.35					20.25	24.30			
9.00-18	32	20.00-18	21.95	29.95					20.95	28.70			
9.00-20 (36 x 8)	34		22.50	33.65		30.15	38.00		21.45	32.40	28.80	36.20	
9.00-22		44"	23.15	34.35					22.05	32.95			
9.00-24 (40 x 8)			23.65	36.00	34.65			41.50	22.55	34.50	32.90		39.45
10.00-15 (9.75-15)			21.80	32.25					20.80	30.90			
10.00-18 (9.75-18)			24.45	39.35					23.30	37.70			
10.00-20 (9.75-20) (38 x 9)	40		24.90	42.10		37.35	48.10		23.75	40.85		35.65	43.85
10.00-22 (9.75-22)	42		25.40	44.10					24.20	42.60			
10.00-24 (9.75-24) (42 x 9)	44 & 45		26.05	45.10	36.60		52.10		24.85	43.60	34.75		49.65
11.00-16 (10.50-16)			24.00	38.90					22.85	37.25			
11.00-18 (10.50-18)			25.50	46.20					24.30	44.55			
11.00-20 (10.50-20)	48		27.05	48.35		42.55	56.45		25.80	46.75	40.65		53.90
11.00-22 (10.50-22)	50		28.85	50.95					27.50	49.30			
11.00-24 (10.50-24)	52		30.15	53.15	37.65			62.05	28.75	51.45	35.75		59.15
12.00-18			35.00	62.00					33.00	59.20			
12.00-20 (11.25-20) (40 x 10)			37.60	64.25		51.00	74.05		38.85	61.55		48.70	70.55
12.00-22 (11.25-22)			39.10	66.60					27.30	63.70			
12.00-24 (11.25-24) (44 x 10)			40.60	68.80	53.20		79.30		38.70	65.95	49.90		75.55
13.00-20 (12.75-20)			51.00	74.65	53.90	68.75			48.60	71.55	50.50	56.10	
13.00-24 (12.75-24)			55.90	79.45	58.50		91.90		53.30	76.15	54.90		87.60
13.00-28					61.40					56.90			
13.00-32					66.95					62.20			
14.00-20 (13.50-20)		15.50-20, 17.00-20	59.80	99.15	68.30	66.60		57.00	95.00	63.90	63.60		
14.00-24 (13.50-24)	90	47", 19.00-23	65.60	104.10	72.90		119.85	62.55	99.75	68.20			114.20
14.00-28		59"			77.50					72.50			
14.00-32					82.10					76.80			
15.00-20				135.00						128.15		128.15	
15.00-24				148.00						141.00		141.00	
16.00-20				172.10						164.95		132.90	
16.00-24				184.90						177.20		145.20	233.60
18.00-24				214.20				245.15		206.25		168.25	263.00
18.00-40				473.75				276.00		454.00			
21.00-24, 16 ply				333.70			333.70	350.35		319.80		319.80	333.90
21.00-24, 20 ply				367.45						352.15			
21.00-24, 24 ply				401.20						384.60			
24.00-32, 24 ply				844.60			844.50			809.25		809.25	
24.00-32, 36 ply				1,044.40						1,000.90			
30.00-40, 28 ply				1,655.00						1,586.05			
30.00-40, 34 ply				2,013.40						1,929.50			
36.00-40, 34 ply				2,584.95						2,477.25			

<sup>1</sup> See Tables B-IV and B-VIII of section 17 for maximum prices for basic tire carcasses when furnished by the seller.

TABLE C-III—TRACTOR, IMPLEMENT AND INDUSTRIAL TYPE OF TREAD—Continued

Conventions	Wide base	Airplane	Maximum prices for recapping when the tire carcass is furnished by the buyer when applying		
			Grade A camel-back	Grade C camel-back	Grade F camel-back
2.50-4			\$3.00	\$2.90	\$2.80
3.00-5, 7, 8			3.50	3.40	3.30
3.50-5, 6, 7, 12			5.50	5.30	5.10
4.00-4			10.70	10.35	10.10
4.00-7, 8, 9, 12, 15, 18, 19			11.45	11.10	10.85
4.00-24			13.02	12.65	12.35
4.00-30			12.25	11.85	11.60
4.00-36			16.75	16.15	15.50
4.25-12			5.55	5.35	5.20
4.50-7			5.00	4.80	4.65
4.50-12			6.80	6.55	6.30
4.75-15			13.10	12.70	12.30
			18.30	17.85	17.40
			20.50	19.95	19.40
			21.70	21.05	20.40
			6.50	6.30	6.10
			7.15	6.85	6.70
			7.25	6.95	6.75
			7.55	7.25	7.05
			16.75	15.85	15.70
			18.60	17.40	16.70
			8.00	7.65	7.45
			7.90	7.60	7.35
			13.00	12.45	12.00
			6.50	6.25	6.05
			21.15	19.60	18.45
			22.95	21.40	20.15
			8.85	8.55	8.35
			9.05	8.70	8.45
			10.05	9.45	9.20
			16.85	15.70	14.75
			18.70	17.35	16.40
			9.40	9.05	8.80
			10.30	9.90	9.60
			15.35	14.45	13.80
			20.45	19.05	18.00
			23.05	21.45	20.25
			22.55	20.95	19.85
			23.60	21.95	20.75
			25.60	23.75	22.45
			10.90	10.45	10.15
			11.75	11.25	10.90
			13.10	12.55	12.30
			14.85	13.75	13.05
			18.70	17.35	16.40
			28.40	26.70	25.45
			28.55	26.80	25.55
			30.20	28.40	26.60
			33.50	30.95	29.30
			13.30	12.75	12.40

1 See Table B-VI and B-VIII of section 17 for maximum prices for basic tire carcasses when furnished by the seller.

Conventions	Wide base	Airplane	Maximum prices for recapping when the tire carcass is furnished by the buyer when applying		
			Grade A camel-back	Grade C camel-back	Grade F camel-back
7.50-16			\$11.50	\$11.05	\$10.75
7.50-18			12.35	11.85	11.55
7.50-20			13.70	13.15	12.80
7.50-22			15.45	14.85	14.55
7.50-24			31.50	30.80	30.30
7.50-28			31.15	30.45	29.80
7.50-32			33.50	32.80	32.15
7.50-36			36.00	35.30	34.65
7.50-40			38.70	38.00	37.35
7.50-44			41.65	40.95	40.30
7.50-48			38.70	38.00	37.35
7.50-52			28.40	27.75	27.10
7.50-56			31.80	31.15	30.50
7.50-60			38.30	37.65	37.00
7.50-64			40.00	39.35	38.70
7.50-68			16.95	16.30	15.90
7.50-72			23.95	23.15	22.60
7.50-76			35.35	34.55	33.90
7.50-80			35.60	34.80	34.15
7.50-84			38.00	37.20	36.55
7.50-88			39.05	38.25	37.60
7.50-92			41.55	40.75	40.10
7.50-96			34.85	34.05	33.40
7.50-100			37.60	36.80	36.15
7.50-104			39.00	38.20	37.55
7.50-108			41.00	40.20	39.55
7.50-112			49.50	48.70	47.90
7.50-116			51.60	50.80	50.00
7.50-120			53.25	52.45	51.65
7.50-124			56.50	55.70	54.90
7.50-128			43.90	43.10	42.30
7.50-132			54.20	53.40	52.60
7.50-136			47.95	47.15	46.35
7.50-140			40.55	39.75	38.95
7.50-144			53.70	52.90	52.10
7.50-148			58.70	57.90	57.10
7.50-152			60.15	59.35	58.55
7.50-156			62.85	62.05	61.25
7.50-160			55.25	54.45	53.65
7.50-164			61.40	60.60	59.80
7.50-168			66.20	65.40	64.60
7.50-172			59.40	58.60	57.80
7.50-176			55.20	54.40	53.60
7.50-180			61.30	60.50	59.70
7.50-184			63.80	63.00	62.20
7.50-188			66.30	65.50	64.70
7.50-192			64.10	63.30	62.50
7.50-196			73.25	72.45	71.65
7.50-200			80.25	79.45	78.65

1 See Table B-VI and B-VIII of section 17 for maximum prices for basic tire carcasses when furnished by the seller.

TABLE C-IV—RICE AND CANE SPECIAL SERVICE TYPE OF TREAD

Tire size	Maximum prices for recapping, when the tire carcass is furnished by the buyer <sup>1</sup>	
	When applying Grade A camelback	When applying Grade C camelback or any rubber other than Grade A camelback
8-24.....	\$23.25	\$21.65
9.00-36.....	48.25	44.90
10.00-36.....	64.30	59.85
10.00-40.....	67.35	62.70
10.00-44.....	67.90	63.20
11.25-36.....	66.05	61.50
12.75-28.....	69.35	64.55
13.50-28.....	77.80	72.40

<sup>1</sup> See Table B-VI of section 17 for maximum prices for basic tire carcasses when furnished by the seller.

TABLE C-V—MOTORCYCLE TYPE OF TREAD

Size	Maximum prices for recapping when the tire carcass is furnished by the buyer <sup>1</sup>		
	When applying Grade A camelback	When applying Grade C camelback	When applying Grade F camelback or any rubber other than Grade A or Grade C camelback
3.00-18.....	\$4.30	\$4.10	\$3.90
3.30-18.....	4.60	4.35	4.15
3.50-18.....	4.75	4.50	4.80
3.85-18.....	5.05	4.80	4.60
3.85-20.....	5.30	5.00	4.80
4.00-18.....	5.20	4.90	4.70
4.00-19.....	5.30	5.00	4.80
4.50-18.....	5.65	5.30	5.10
4.50-19.....	5.85	5.50	5.80
5.00-16.....	6.35	6.00	5.75

<sup>1</sup> See Table B-X of section 17 for maximum prices for basic tire carcasses when furnished by the seller.

SEC. 19. *Maximum prices for tire and tube repairing*—(a) *Retail sales (to a buyer for his use and not for resale)*—(1) *Maximum prices.* Maximum prices for repairing tires or tubes are the prices set forth for such repairing in Tables D-I to D-V, inclusive. The maximum prices for repairing special purpose tubes and tires of a size and type not listed in Tables D-I to D-V, inclusive, shall be determined as follows:

(i) The seller will take as his maximum price his highest price charged for such tire or tube repair during March 1942, or his highest price heretofore specifically authorized by the Office of Price Administration pursuant to the provisions of Revised Maximum Price Regulation 165.

(ii) If the seller did not sell such tire or tube repair service in March 1942, and if he had not been authorized by the Office of Price Administration, pursuant to the provisions of Revised Maximum Price Regulation 165, to make a specific charge for such tire or tube repair, the seller will take as his maximum price the maximum price of which he is notified by his supplier. If he has not been notified of a maximum price by his

supplier, he may not offer for sale such repairing service until a maximum price or pricing method has been approved by the Office of Price Administration. Upon application of such seller to the Office of Price Administration, Washington, D. C., setting forth the size and type of tire or special purpose tube, the nature of the repair or repairs to be made, and the proposed maximum charge, together with the reasons he believes the proposed charge would be in line with the level of maximum prices otherwise established by this regulation, the Price Administrator may approve, disapprove, or revise maximum prices proposed or established under this regulation so as to make them consistent with the level of maximum prices otherwise established by this regulation and may issue orders establishing maximum prices or pricing methods for the sale of any service covered by this section.

(2) *Transportation charges.* The seller who did not do the repairing may add to the maximum price fixed by (1) above, the actual transportation expense paid by him in having the tire or tube repaired. If the seller transports the tire or tube himself, he may add to the maximum price fixed by (1), an amount not exceeding the cost of transportation by the common carrier having the lowest rate between the seller's and the actual repairer's shipping points. Where more than one tire or tube is involved in a shipment, each tire or tube may be charged only with its proportionate share of the total transportation expense incurred by the seller, and the total of the amounts added for transportation of all the tires or tubes in a shipment shall not exceed the total transportation expense of the seller for that shipment. The amount added for transportation expense must be stated separately from the maximum price.

(b) *Wholesale sales (to a buyer for resale)*—(1) *Discounts.* The maximum wholesale price for repairing a tire or tube shall be determined by deducting from the applicable maximum prices as determined under paragraph (a) (1) of this section, a discount of at least 20 percent. If the seller had in effect on February 1, 1944, to a buyer of the same class for the same type of repairing a percentage discount greater than 20 percent, he must deduct a percentage discount at least as large as he had in effect on February 1, 1944, to that class of buyer. However, in no case is a discount greater than 35 percent required. If the seller did not have any percentage discount in effect on February 1, 1944, to a buyer of the same class for the same type of repairing, he must determine his percentage discount under subparagraph (3) below.

(2) *Transportation expenses.* No seller shall require any buyer and no buyer shall be permitted to pay a larger proportion of transportation expense than the seller required buyers of the

same class to pay during February 1944 in connection with the delivery of tires or tubes for repairing and of repaired tires or tubes.

(3) *Sellers who cannot apply (1) or (2) above.* The percentage discounts to be deducted under (1) above, and the proportion of transportation expenses to be borne under (2) above, by a seller who cannot make these determinations in accordance with (1) and (2), shall be consistent with those established by this regulation for competitive sellers in the same locality, specifically approved upon application by the seller to the appropriate District Office of the Office of Price Administration. The Price Administrator or any Regional Administrator, or any District Director so authorized by his Regional Administrator may approve or disapprove and may, at any time after approval, correct discount and transportation provisions proposed or established under this subparagraph (3) so as to bring them into line with the level of such provisions otherwise fixed by this regulation.

(c) *Maximum prices where minimum quality specifications are not met.* The maximum prices fixed by paragraphs (a) and (b) apply only when the repairing complies with the minimum quality specifications set forth in section 15. No charge may be made for repairing which does not comply with the minimum quality specifications in section 15.

(d) *Definitions.* (1) Each tire size includes all tires in the cross-sectional group shown, regardless of the rim diameter, unless a size is specifically listed by cross-sectional and rim diameter.

(2) "Spot repair" means a vulcanized repair which in accordance with recognized commercial practice is applied to such tire damage as: surface blisters, cuts, and other injuries which can be satisfactorily repaired without fabric reinforcement; small injuries to not more than one ply in a four-ply tire and to not more than two plies in a six-ply tire; small injuries to not more than one-fourth of the total plies in heavier tires.

(3) "Reinforcement repair" means a vulcanized repair requiring fabric reinforcement which in accordance with recognized commercial practice is applied to such tire damage as worn spots or other injuries which involved ply damage exceeding that to which a spot repair should be applied but where at least two of the plies are sound and uninjured.

(4) "Sectional repair" means a vulcanized repair requiring a fabric reinforcement which in accordance with recognized commercial practice is applied to such tire damage as breaks or cuts through the entire tire casing, nail holes enlarged by prolonged neglect, or other injuries which do not leave two of the plies sound and uninjured and thus involve ply damage exceeding that to which a reinforcement repair should be applied.

(5) "Vulcanized" refers to repairing by applying external heat.



TABLE D-I—PASSENGER CAR AND MOTORCYCLE TIRES

Tire size	Maximum prices for repairing	
	Sectional or reinforcement repair	Spot repair
3.50	\$2.35	\$1.50
3.75	2.35	1.50
4.00	2.35	1.50
4.25	2.35	1.50
4.40	2.35	1.50
4.50	2.35	1.50
4.75	2.50	1.60
5.00	2.75	1.50
5.25	2.95	1.50
5.50	3.20	1.50
6.00	3.50	1.50
6.25	3.75	1.70
6.50	3.85	1.70
7.00	4.35	1.70
7.50	5.10	2.00
8.25	6.55	2.90
30 x 3	2.35	1.50
30 x 3 1/2	2.35	1.50
31 x 4	2.35	1.50
32 x 4	2.35	1.50
32 x 4 1/2	2.35	1.50
33 x 4	2.35	1.50
33 x 4 1/2	2.35	1.50
33 x 5	2.35	1.50
34 x 4	2.35	1.50
34 x 4 1/2	2.35	1.50
34 x 5	2.35	1.50
35 x 5	2.35	1.50
37 x 5	2.35	1.50
14" Jumbo	5.10	2.00
15" Jumbo	5.10	2.00

TABLE D-III—TRACTOR, IMPLEMENT AND INDUSTRIAL TIRES

Size	Ply	Maximum prices for repairing		
		Sectional repair	Reinforcement repair	Spot repair
5.25-5.50	11	\$4.65	\$3.70	\$1.50
6.00	6	4.95	3.95	2.05
6.00-8"	8	6.05	4.85	2.05
6.00	10	7.10	5.65	2.05
6.25	6	5.55	4.45	2.75
6.50	6	5.75	4.60	2.75
6.50-8"	8	7.50	6.00	2.75
7.00	6	6.95	5.55	3.00
7.00	8	8.15	6.50	3.00
7.00-9"	10	9.25	7.40	3.00
13" Special	6	8.00	6.40	4.15
13" Special	8	9.05	7.25	4.15
7.50	4	5.10	4.10	2.00
7.50	6	8.00	6.40	4.15
7.50s	8	9.05	7.25	4.15
7.50-7"	10	10.70	8.55	4.15
7.50-7"	12	11.95	9.55	4.15
8.25	6	9.90	7.20	5.50
8.25	8	10.50	8.40	5.50
8.25	10	11.50	9.20	5.50
8.25	12	12.75	10.20	5.50
8.25	14	14.20	11.35	5.50
9.00	6	10.05	8.05	5.75
9.00	8	11.90	9.50	5.75
9.00	10	12.45	9.95	5.75
9.00-8"	12	13.75	11.00	5.75
9.00	14	15.05	12.00	5.75
10.00	8	13.00	10.40	7.50
10.00	10	15.15	12.10	7.50
10.00 (9.75)	12	15.75	12.60	7.50
10.00-9"	14	16.35	13.10	7.50
11.00	8	14.00	11.20	7.80
11.00 (10.50)	10	15.65	12.50	7.80
11.00 (10.50)	12	16.25	13.00	7.80
11.00	14	18.00	14.40	7.80
12.00	6	13.95	11.15	8.60
12.00	8	16.30	13.05	8.60
12.00	10	19.20	15.35	8.60
12.00 (11.25)	14	22.65	18.10	8.60
12.00-10"	16	27.30	21.85	8.60
13.00	6	14.85	11.90	9.40
13.00	8	17.25	13.80	9.40
13.00	10	20.45	16.35	9.40
13.00	14	29.05	23.25	9.40
13.00 (12.75)	16	30.45	24.35	9.40
14.00	6	16.15	12.90	9.95
14.00	8	18.75	15.00	9.95
14.00	10	22.30	17.85	9.95
14.00	12	25.30	20.25	9.95
14.00 (13.50)	16	33.50	26.80	9.95

TABLE D-II—TRUCK AND BUS OFF THE ROAD TIRES—Continued

Size	Ply	Maximum prices for repairing		
		Sectional repair	Reinforcement repair	Spot repair
14.00	18	\$35.95	\$28.75	\$9.95
14.00	20	41.55	33.25	9.95
15.00	16	38.60	30.85	10.40
15.00	20	44.80	35.80	10.40
16.00	16	43.75	35.00	13.75
16.00	18	45.95	36.75	13.75
16.00	20	48.10	38.50	13.75

TABLE D-III—TRACTOR, IMPLEMENT AND INDUSTRIAL TIRES

Size	Maximum prices for repairing		
	Sectional repair	Reinforcement repair	Spot repair
1.75 thru 3.00	\$2.25		\$1.00
4 or 3.50	3.00		1.50
5 thru 6 or 4.00 thru 5.50	3.40	\$2.70	1.55
6.00-9	5.45	4.35	1.80
6.00 thru 6.25	3.75	3.00	1.80
6.50-16 thru 24	4.25	3.40	2.10
7 or 6.50-32 thru 44	7.35	5.90	2.10
7.00-16 thru 24	4.75	3.80	2.45
8 or 7.00-32 thru 44	7.85	6.30	2.45
7.50-10	10.25	8.20	2.65
7.50-16 thru 24	6.00	4.40	3.65
9 or 7.50-26 thru 36	9.65	7.70	4.50
10 or 8.25	10.85	8.70	5.95
11 or 9.00	11.50	9.20	5.95
12 or 10.00	13.30	10.65	7.25
13 or 11.25 thru 12.00	14.05	11.25	7.90
14 or 12.75 thru 13.00	14.75	11.80	10.10
15 or 13.50 thru 14.00	19.35	15.50	11.30

TABLE D-IV—AIRPLANE TIRES

Tire size	Maximum prices for repairing		
	Sectional repair	Reinforcement repair	Spot repair
<i>Smooth contour</i>			
27"	\$9.05	\$7.25	\$4.15
30"	8.15	6.50	3.00
33"	11.50	9.20	5.95
36" thru 39"	10.70	8.55	4.15
44"	11.50	9.20	5.95
47"	25.30	20.25	9.95
50"	33.50	26.80	9.95
8.00" thru 19.00"	3.40	2.70	1.55
26.00"	10.25	8.20	2.65
<i>High pressure</i>			
26 x 6	3.40	2.70	1.55
30 x 5	3.75	3.00	1.80
30 x 7	11.50	9.20	5.95
32 x 6	4.25	3.40	2.10
32 x 8	11.50	9.20	5.95
34 x 9	11.60	9.20	5.95
10 x 3	3.40	2.70	1.55
12 1/2 x 4 1/2	3.40	2.70	1.55
14 1/2 x 5	3.40	2.70	1.55
<i>Low pressure</i>			
5.00 thru 8.00/4	3.40	2.70	1.55
6.00 thru 9.00/6	3.40	2.70	1.55
10.00-7	10.25	8.20	2.65
27.50 x 8.90-12.50	3.75	3.00	1.80
6.50 thru 7.50/10	10.25	8.20	2.65
8.50-10	11.50	9.20	5.95
15.00 thru 18.00/16	11.50	9.20	5.95
20.00-18	11.50	9.20	5.95
15.50 thru 17.00/20	25.30	20.25	9.95
19.00-23	33.50	26.80	9.95
<i>Extra low pressure</i>			
29 x 13-5	3.40	2.70	1.55
45 x 20-10	11.60	9.20	4.95

TABLE D-IV—AIRPLANE TIRES—Continued

Tire size	Maximum prices for repairing		
	Sectional repair	Reinforcement repair	Spot repair
<i>Low profile</i>			
19 x 6.80-10	\$11.50	\$9.20	\$5.95

TABLE D-V—TUBES (EXCEPT SPECIAL PURPOSE TUBES)

Tube	Maximum prices for repairing	
	Any repair of a break of one inch or less, including pin and nail holes	Add this amount for each additional lineal inch of break
Any tube with 7.00 inch diameter or smaller	\$0.50	\$0.25
Any tube over 7.00 inches in diameter	1.00	.50

SEC. 20. Maximum retail prices for reliners, patches, and boots (made from scrap material), and incidental services—(a) Maximum retail prices for commodities meeting minimum quality specifications. The maximum retail prices for reliners, patches, and boots made from scrap material and meeting the minimum quality specifications of section 15 of this regulation, are set forth in Table E-I to E-III, inclusive, of this section. The maximum price for any size patch or boot is determined by computing the over-all dimensions of the patch or boot as expressed in square inches and using the ceiling price fixed for that group. The maximum retail prices for reliners, patches, or boots made from scrap materials but not listed in Tables E-I thru E-III of this section shall be the maximum price of which the retailer is notified by his supplier. If he has not been notified of a maximum price by his supplier, he may not offer for sale any such commodity or service covered by this section until a maximum price or pricing method has been approved by the Office of Price Administration. Upon application by such retailer to the Office of Price Administration, Washington, D. C., setting forth (1) a description of the commodity and/or service to be sold, and (2) the name and address of the supplier, the Office of Price Administration will notify such retailer of his maximum price.

(b) Maximum retail prices for commodities not meeting minimum quality specifications. The maximum retail price for reliners, patches, and boots made from scrap material and not meeting the minimum quality specifications of section 15 of this regulation are set forth in Table E-VI of this section.

(c) Maximum charge for incidental services. The maximum charges that may be made for installing a reliner, patch or boot are set forth in Tables E-IV and E-V of this section.

TABLE E-I—MAXIMUM RETAIL PRICES FOR RELINERS MADE FROM SCRAP MATERIAL

Size	Maximum retail price, each			
	Uncemented (2, 3, 4-ply)		Cemented (2, 3, 4-ply)	
	\$2.50		\$2.75	
All sizes of passenger car tire reliners.....				
	4-ply	6/8-ply	4-ply	6/8-ply
Truck tire reliners:				
6.00-20; 6.50-20 (30 x 5).....	\$3.00	\$3.70	\$3.30	\$4.20
7.00-20 (32 x 6).....	3.90	4.90	4.30	5.50
7.50-20 (34 x 7).....	4.80	6.10	5.40	6.90
8.25-20; 9.00-20 (36 x 8).....	5.70	7.00	6.50	8.00
10.00 (9.75)-20 and 22.....		8.20		9.20
11.00 (10.50)-20 thru 24.....		10.10		11.20
12.00 thru 14.00.....		11.80		12.90

TABLE E-II—MAXIMUM RETAIL PRICES FOR CEMENTED AND GUM-COVERED PATCHES MADE FROM SCRAP MATERIAL

Group number	Area of patches in square inches	Most popular size in group	Maximum retail price, each			
			Cemented		Gum-covered	
			3/4-ply	6-ply	3/4-ply	6-ply
1.....	9 thru 31.....	4" x 5"	\$0.08		\$0.14	
2.....	32 thru 59.....	5 1/2" x 8"	.16		.28	
3.....	60 thru 89.....	7 1/2" x 10"	.24		.42	
4.....	90 thru 129.....	9" x 12"	.32		.56	
5.....	130 thru 159.....	10" x 15"	.40		.70	
6.....	160 thru 173.....	12" x 14"	.48	\$0.70	.80	\$1.10
7.....	174 thru 185.....	12" x 15"	.56		.90	1.20
8.....	186 thru 203.....	12" x 16"		.90		1.30
9.....	204 thru 235.....	13-14" x 16"		1.10		1.50
10.....	236 thru 271.....	16" x 16"		1.30		1.70
11.....	272 thru 303.....	16" x 18"		1.60		2.00
12.....	304 thru 375.....	16" x 20"		1.80		2.25
13.....	376 thru 450.....	18" x 24"		2.50		3.75

TABLE E-III—MAXIMUM RETAIL PRICES FOR BOOTS AND UNCEMENTED PATCHES MADE FROM SCRAP MATERIAL

Group No.	Area of patches in square inches	Most popular size in group	Maximum retail price, each	
			3/4 ply	6 ply
1.....	9 thru 31.....	4" x 4"	\$0.07	
2.....	32 thru 59.....	7" x 8"	.15	
3.....	60 thru 89.....	8" x 9"	.20	
4.....	90 thru 129.....	9" x 12"	.30	
5.....	130 thru 159.....	10" x 14"	.35	
6.....	160 thru 173.....	12" x 14"	.40	\$0.60
7.....	174 thru 185.....	12" x 15"	.50	.70
8.....	186 thru 203.....	12" x 16"		.80
9.....	204 thru 235.....	13-14" x 16"		1.00
10.....	236 thru 271.....	16" x 16"		1.15
11.....	272 thru 303.....	16" x 18"		1.40
12.....	304 thru 375.....	16" x 20"		1.60
13.....	376 thru 450.....	18" x 24"		2.20

TABLE E-IV—MAXIMUM CHARGES FOR THE SERVICE OF INSERTING A RELINER INTO A TIRE CASING

Size	Maximum charge for insertion of reliner		
	Without cementing	Cementing a cemented reliner	Cementing an uncemented reliner
All passenger car tire reliners.....	\$0.50	\$1.00	\$1.25
Truck tire reliners:			
6.00-20; 6.50-20 (30 x 5).....	.50	1.00	1.50
7.00-20 (32 x 6).....	.50	1.00	1.60
7.50-20 (34 x 7).....	.50	1.00	1.80
8.25-20; 9.00-20 (36 x 8).....	.75	1.25	2.25
10.00 (9.75)-20 and 22.....	.75	1.25	2.25
11.00 (10.50)-20 thru 24.....	1.00	1.50	2.60
12.00 thru 14.00.....	1.00	1.50	2.60

TABLE E-V—MAXIMUM CHARGES FOR CEMENTING A PATCH OR BOOT INTO A TIRE CASING

Size:	Maximum charge for cementing patch or boot
Group 1 thru Group 4.....	15 cents.
Group 5 or larger.....	35 cents.

TABLE E-VI—MAXIMUM RETAIL PRICES FOR RELINERS, PATCHES, AND BOOTS MADE FROM SCRAP MATERIAL AND NOT MEETING THE MINIMUM QUALITY SPECIFICATIONS IN SECTION 15

Maximum retail price—One cent per pound.  
 This regulation shall become effective in the District of Columbia and the 48 States on March 27, 1945. This regulation shall become effective in the territories and possessions of the United States on May 11, 1945.

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

Issued this 10th day of March 1945.  
**CHESTER BOWLES,**  
*Administrator.*

[F. R. Doc. 45-3901; Filed, Mar. 10, 1945; 11:50 a. m.]

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

[RO 1E,<sup>1</sup> Amdt. 14]

**MILEAGE RATIONING: TIRE REGULATIONS FOR THE TERRITORY OF HAWAII**

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

Ration Order 1E is amended in the following respects:

<sup>1</sup> 8 F.R. 12434, 13920, 15378, 17566, 17223; 9 F.R. 727, 2893, 3031, 4743, 6231, 7502, 11002, 11539, 13288.

1. Section 4.1 (a) (2) is amended to read as follows:

(2) To replace a tire which cannot be repaired or recapped or which would be unsafe when recapped for operation at the speeds at which the applicant may reasonably be expected to operate.

2. Section 4.1 (d) is amended to read as follows:

(d) *Transfer of unrationed tires.* That any unrationed tire transferred on or after March 15 (other than one transferred as part of a vehicle or piece of equipment) was unsuitable for use on the vehicle or piece of equipment for which application is made or that other circumstances justify its transfer.

3. Section 4.2 (b) (1) is amended to read as follows:

(1) *Occupational purpose.* A certificate for a Grade I tire may be issued for a passenger automobile:

- (i) Which has a currently valid supplemental gasoline ration, or
- (ii) Which is operated on an official or fleet gasoline ration, or
- (iii) Which is not propelled by gasoline or is operated on a valid nonhighway gasoline ration if it is used for an occupational purpose; or
- (iv) In the case of a motorcycle or motorscooter, if any of the purposes for which it is used constitute occupational mileage.

- 4. Section 4.2 (b) (2) is revoked.
- 5. Section 4.2 (c) is revoked.
- 6. Section 5.1 (d) is revoked.
- 7. Section 5.12 is revoked.
- 8. Section 6.7 (k) (1) (iv) is added to read as follows:

(iv) Grade III tires.  
 This amendment shall become effective March 1, 1945.

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

Issued this 10th day of March 1945.  
**GERALD A. BARRETT,**  
*Territorial Director,*  
*Territory of Hawaii.*

Approved:  
**M. S. BURCHARD,**  
*Acting Regional Administrator,*  
*Region IX.*

[F. R. Doc. 45-3897; Filed, Mar. 10, 1945; 11:49 a. m.]

**PART 1361—FARM EQUIPMENT**  
 [MPR 246,<sup>1</sup> Incl. Amdts. 1-15]

**MANUFACTURERS' AND WHOLESALE PRICES FOR FARM EQUIPMENT**

This compilation of Maximum Price Regulation 246 includes Amendment 15, effective March 15, 1945. Portions added, amended or redesignated by Amendment 15 are underscored or indicated by note.

<sup>1</sup> 7 F.R. 8587.

In the judgment of the Price Administrator, it is necessary and proper to establish manufacturers' and wholesale prices for farm equipment which differ in some respects from the maximum prices established by the General Maximum Price Regulation.<sup>2</sup>

The Price Administrator has ascertained and given due consideration to manufacturers' and wholesale prices of farm equipment prevailing between October 1 and 15, 1941, and has made adjustments for such relevant factors as he has determined to be of general applicability. In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Act.

A statement of the considerations involved in the issuance of this Maximum Price Regulation No. 246 has been issued simultaneously herewith, and has been filed with the Division of the Federal Register.<sup>3</sup>

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250 and in accordance with Procedural Regulation No. 1<sup>4</sup> issued by the Office of Price Administration, Maximum Price Regulation No. 246 is hereby issued.

MPR 246—MANUFACTURERS' AND WHOLESALE PRICES FOR FARM EQUIPMENT

- Sec.  
 1361.51 Prohibition against sales at higher than maximum prices.  
 1361.52 Maximum prices; general provisions.  
 1361.53 Maximum prices; items modified since March 31, 1942, sold by the manufacturer.  
 1361.54 Manufacturers' maximum prices for new items.  
 1361.54a Maximum prices for items of farm equipment sold by new manufacturers and for sales by manufacturers of any item that cannot be priced under §§ 1361.52, 1361.53 or 1361.54.  
 1361.55 Maximum prices; contracts with other manufacturers, mail-order companies, or government agencies.  
 1361.55a Emergency service charges.  
 1361.56 Maximum prices; manufacturing services.  
 1361.57 Maximum prices; items sold by wholesale distributors; special cases.  
 1361.57a Maximum prices for wood-slat corn cribbing woven with wire.  
 1361.57b Maximum prices for No. 2 pitcher spout pumps.  
 1361.58 Export sales.  
 1361.59 Less than maximum prices.  
 1361.60 Reports and records.  
 1361.61 Transfer of business or stock in trade.  
 1361.62 Enforcement.  
 1361.62a [Revoked.]  
 1361.63 Evasion.  
 1361.64 Petitions for amendment.  
 1361.64a Adjustments.  
 1361.65 Licensing.  
 1361.65a Adjustable pricing.  
 1361.66 Definitions.  
 1361.67 Coverage of Maximum Price Regulation No. 246.

- Sec.  
 1361.68 Effective date.  
 1361.69 Effective dates of amendments.  
 1361.70 Appendix A: Form for application for adjustment of maximum manufacturers' prices of farm equipment.

AUTHORITY: §§ 1361.51 to 1361.70, inclusive, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681.

§ 1361.51 *Prohibition against sales at higher than maximum prices.* On and after November 15, 1942, no manufacturer or wholesale distributor of farm equipment shall sell or deliver any item of farm equipment or supply any manufacturing service in the production of any item of farm equipment at a price higher than the maximum price established by this Maximum Price Regulation No. 246, and no person in the course of trade or business shall buy or receive from a manufacturer or wholesale distributor any item of farm equipment or manufacturing service at a price higher than such maximum price, and no person shall agree, offer, solicit, or attempt to do any of the foregoing, except that this Maximum Price Regulation No. 246 does not apply to sales of farm equipment at retail, for which maximum prices are established by Maximum Price Regulation No. 133—Retail Prices for Farm Equipment.<sup>5</sup>

[NOTE: Supplementary Order No. 7 (7 F.R. 5176) provides that war procurement agencies and governments whose defense is vital to the defense of the United States shall be relieved of liability, civil or criminal, imposed by price regulations issued by the Office of Price Administration.]

§ 1361.52 *Maximum prices; general provisions.* (a) If for any item of farm equipment the manufacturer or wholesale distributor had a price in effect on March 31, 1942, the maximum price to any purchaser shall be the highest net price such seller would have received on that date from a purchaser of the same class, after adjustment for all applicable extra charges, discounts or other allowances in effect on that date: *Provided*, That for any item for which a manufacturer's suggested retail price is in effect, the maximum price applicable to the sale of the item by a wholesale distributor, including all transfer and handling charges, shall in no event exceed the actual cost of freight to the wholesale distributor plus eighty-two percent of the manufacturer's suggested retail price.

(b) If for any item of farm equipment the manufacturer had no price in effect on March 31, 1942, but did have a price in effect on March 31, 1941, the maximum price to any purchaser shall be the highest net price such manufacturer would have received from a purchaser of the same class on the last date prior to March 31, 1942, when a price for the item was in effect, after adjustment for all applicable extra charges, discounts or other allowances in effect on that date.

§ 1361.53 *Maximum prices; items modified since March 31, 1942, sold by the manufacturer—(a) Pricing formula.*

<sup>5</sup> 9 F.R. 9209.

This section is applicable to any product covered by this regulation, except repair parts, in which a substantial change in design, specifications or equipment has been made since March 31, 1942, or is made at any subsequent time. In the case of any such product, the change shall always be deemed substantial if the manufacturer assigns a new catalog number and description to the item because of the change. However, a change may be substantial even though no new catalog number and description is used by the manufacturer. This section is also applicable to any repair part where a change in design, specifications or equipment has been made since March 31, 1942, or is made at any subsequent time, and that change results in an increase or decrease in factory costs of at least 10%. - The manufacturer's maximum price for any product covered by this section shall be determined as follows:

[Above paragraph amended by Am. 13, 9 F.R. 6831, effective 6-26-44]

(1) The net increase or decrease in factory cost attributable to the change in design, specifications or equipment shall first be computed by using:

(i) Direct material cost determined by using material prices which are not in excess of maximum prices established by the Office of Price Administration for such materials. Where materials are added and eliminated, material prices in effect as of the same date shall be used both for the materials added and the materials eliminated.

(ii) Direct labor cost determined by using labor rates in effect on March 31, 1942.

(iii) Factory overhead allocable to such direct material and/or direct labor cost determined in accordance with the manufacturer's method of accounting, and charged at the lowest actual rate or rates in effect during January, February, or March, 1942, or at the standard rate or rates, if any, consistently used by the manufacturer for price determining purposes in March, 1942, whichever is lower.

[Subparagraph (1) amended by Am. 11, 8 F.R. 17184, effective 12-27-43]

(2) The net increase or decrease in factory cost so calculated shall then be added to or subtracted from the maximum price to the class of purchasers commanding the lowest net price for the item before modification. This computation provides the new maximum price for the item as modified when sold to the class of purchasers commanding the lowest net price.

(3) The maximum price to every other class of purchasers shall then be calculated by applying to the new lowest net price the same percentage price differential as was in effect between the former lowest net maximum price and the former net maximum price to such other class of purchasers.

(4) The new suggested list price, if any, shall be calculated by applying to the new lowest net price the same percentage price differential as was in effect between the former lowest net maximum price and the former suggested list price.

<sup>1</sup> 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.  
<sup>2</sup> Statements of consideration are also filed simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

<sup>4</sup> Revised: 9 F.R. 10476, 13715.

(b) *Reports.* Prior to or within ten days after first quoting a price for any such modified item, the manufacturer shall file a report with the Office of Price Administration, Washington, D. C., containing the following:

(1) The maximum price for the item prior to modification;

(2) The proposed maximum prices to jobbers, dealers and all other classes of purchasers, as computed in accordance with paragraph (a);

[Subparagraph (2) amended by Am. 11, 8 F.R. 17184, effective 12-27-43]

(3) The new suggested list price, f. o. b. factory, and the resulting net prices to the manufacturer, if lower than the maximum prices;

(4) A detailed statement describing the changes in design, specifications, or in equipment and explaining the calculation of the proposed maximum prices.

(5) Specify separately the change in direct material cost, direct labor cost and factory overhead cost due to the modification.

[Subparagraph (5) added by Am. 11, 8 F.R. 17184, effective 12-27-43]

For any modified item which has been sold or offered for sale in modified form prior to the effective date of this Maximum Price Regulation No. 246, the foregoing report shall be filed within ten days after such effective date, unless a report has already been filed pursuant to Order No. 51 issued under § 1499.3 (b)\* of the General Maximum Price Regulation.

(c) *Approval of prices.* If the Office of Price Administration approves the proposed maximum price or fails to disapprove it within thirty days after receiving such report (or thirty days after receiving any verification of the facts, stated in the report, that may be requested, whichever is the later), the proposed maximum price shall be deemed to be approved and becomes applicable to all subsequent sales and deliveries. However, if the Office of Price Administration later determines that this price was not calculated in accordance with this section, it may be disapproved at any time. Such disapproval will not be retroactive as to any deliveries made before the date of such disapproval. If the proposed maximum price is at any time disapproved by the Office of Price Administration, the manufacturer shall file a revised price under paragraph (b), and the provisions of this section shall apply in all respects to this revised price. In the event that the Office of Price Administration finds that the manufacturer's production experience does not yet warrant the establishment of a permanent maximum price, it may give temporary approval to a proposed maximum price

\* 7 F.R. 6168.

and require a further filing under this section at a later date.

[Paragraph (c) amended by Am. 3, 8 F.R. 544, effective 1-19-43, and Am. 15, effective 3-15-45]

(d) *Interim pricing.* Prior to receipt of approval by the Office of Price Administration of any proposed price or prior to the expiration of the thirty-day period specified in paragraph (c) of this section, the proposed price may be tentatively quoted and/or charged, but no more than 75% of the proposed price may be paid or received until a maximum price has been established, and final settlement shall be made in accordance with such maximum price.

[Paragraph (d) amended by Am. 15, effective 3-15-45]

§ 1361.54 *Manufacturers' maximum prices for new items.* This section is applicable to sales by manufacturers of any item of farm equipment that cannot be priced under §§ 1361.52 or 1361.53, including entirely new items and items that have been completely redesigned since March 31, 1942. The manufacturer shall determine the maximum price for the sale to any purchaser of any farm equipment covered by this section as follows:

[Section heading and above paragraph amended by Am. 15, effective 3-15-45]

(a) *Pricing formula.* (1) The price-determining method which was in use on October 1, 1941, or during the selling season last prior to that date, applying the profit margin or margins, the overhead rate or rates, machine hour rates, if any, or other bases of computation which were in use for the most comparable item on October 1, 1941, or during the selling season last prior to that date;

(2) To the extent that the price-determining method includes or is based on direct labor costs, the manufacturer shall use labor rates in effect on October 1, 1941;

(3) To the extent that the price-determining method includes or is based on prices for materials or manufacturing services, the manufacturer shall use material prices or prices for manufacturing services in effect on October 1, 1941;

(4) To the extent that the price-determining method includes freight rates paid, the manufacturer shall use freight rates in effect on March 31, 1942 or current freight rates, whichever are lower.

[Subparagraph (4) amended by Am. 6, 8 F.R. 7767, effective 6-14-43]

(5) All applicable extra charges, discounts or other allowances in use on October 1, 1941, or during the selling season last prior to that date, to a purchaser of the same class.

(b) *Reports.* Prior to or within ten days after first quoting a price deter-

mined in accordance with the pricing formula set forth in (a) above, the manufacturer shall file a report with the Office of Price Administration in Washington, D. C., containing the following information:

(1) A description of the farm equipment item being priced.

(2) The proposed maximum prices to jobbers, dealers and all other classes of purchasers.

(3) The proposed suggested retail price, if any, and applicable discounts and allowances to all classes of purchasers.

(4) The total unit costs of the item being priced. Total unit costs must be determined by using prices and rates in effect to the manufacturer on October 1, 1941, as described in (a) above. Direct material cost and direct labor cost must be stated separately. Where possible, factory, administrative and selling overhead should also be stated separately.

(5) A description of the most comparable item sold by the manufacturer on or before March 31, 1942, and the price and applicable discounts and allowances in effect to all classes of purchasers for the item on March 31, 1942.

(6) The total unit costs of the most comparable item described in (5) above. These total unit costs must be determined by using prices and rates in effect to the manufacturer on October 1, 1941. Direct material cost and direct labor cost must be stated separately. When possible, factory, administrative and selling overhead should also be stated separately.

(7) An explanation of the calculation of the proposed maximum prices and proposed suggested retail price, if any, in accordance with the formula set forth in the preceding paragraph (a). This explanation shall contain a statement showing that the manufacturer has used the prices, rates and price-determining method required by that formula.

(8) A statement of the reasons why the manufacturer cannot price the item of farm equipment under §§ 1361.52 or 1361.53.

(c) *Approval of prices.* If the Office of Price Administration approves the proposed maximum price or fails to disapprove it within thirty days after receiving such report (or thirty days after receiving any verification of the facts, stated in the report, that may be requested, whichever is the later), the proposed maximum price shall be deemed to be approved and becomes applicable to all subsequent sales and deliveries. However, if the Office of Price Admin-

Administration later determines that such price was not calculated in accordance with this section it may be disapproved at any time. Such disapproval will not be retroactive as to any deliveries made before the date of such disapproval. If the proposed maximum price is at any time disapproved by the Office of Price Administration, the manufacturer shall file a revised price under paragraph (b), and the provisions of this section shall apply in all respects to such revised price. In the event that the Office of Price Administration finds that the manufacturer's production experience does not yet warrant the establishment of a permanent maximum price, it may give temporary approval to a proposed maximum price and require a further filing under this section at a later date.

(d) *Interim pricing.* Prior to receipt of approval by the Office of Price Administration of any proposed price or prior to the expiration of the thirty-day period specified in paragraph (c) of this section, the proposed price may be tentatively quoted and/or charged, but no more than 75% of the proposed price may be paid or received until a maximum price has been established, and final settlement shall be made in accordance with such maximum prices.

[Paragraphs (b), (c) and (d) amended by Am. 15, effective 3-15-45]

(e) Notwithstanding the provisions of paragraph (c) of this section, for any item of farm equipment sold, offered for sale, or delivered on and after June 14, 1943, for which a maximum price has been established in accordance with paragraph (a) and such price has been based in part upon railroad freight rates in effect on March 31, 1942, the maximum price shall be reduced by an amount equal to the difference between railroad freight figured on the basis of rates in effect on March 31, 1942, and freight figured on the basis of current railroad freight rates.

[Paragraph (e) added by Am. 6, 8 F.R. 7767, effective 6-14-43]

[§ 1361.54 amended by Am. 11, 8 F.R. 17184, effective 12-27-43]

§ 1361.54a *Maximum prices for items of farm equipment sold by new manufacturers and for sales by manufacturers of any item that cannot be priced under § 1361.52, 1361.53, or 1361.54—(a) Applicability.* This section is applicable to sales of farm equipment by a manufacturer who was not producing farm equipment on or before March 31, 1942, and to any sale by a manufacturer that cannot be priced under §§ 1361.52, 1361.53 or 1361.54. (See § 1361.61 for transfers of business or stock in trade.) The maxi-

mum price for such sales shall be a price in line with the level of maximum prices otherwise established by this regulation and shall be specifically approved by the Office of Price Administration.

(b) *Report.* A manufacturer seeking such an approval shall file a report with the Office of Price Administration, Washington, D. C., containing the following information:

(1) A description of the item being priced.

(2) A statement of the facts which make it impossible for him to use the methods for determining a maximum price set forth in §§ 1361.52, 1361.53 or 1361.54.

(3) The proposed maximum price to jobbers, dealers and all other classes of purchasers.

(4) The proposed suggested retail price, if any, and applicable discounts and allowances to all classes of purchasers.

(5) The current total unit costs of the item being priced. Direct material cost and direct labor cost must be stated separately. Where possible, factory, administrative and selling overhead should also be stated separately.

(6) An explanation of the determination of the proposed maximum prices, and proposed suggested retail price, if any. This explanation shall state the reasons why the manufacturer believes that the use of this method will result in prices which are in line with the level of maximum prices established by this regulation.

(c) *Approval of prices.* The manufacturer may not receive payment for an item of farm equipment covered by this section until the Office of Price Administration approves the proposed maximum price in writing, or fails to disapprove it within thirty days after receipt of the report (or thirty days after receiving any verification of the facts, stated in the report, that may be requested, whichever is the later.) If the Office of Price Administration disapproves the proposed maximum price it may either require further filing under this section or establish a different maximum price. The manufacturer may not sell, offer to sell, deliver or transfer the item of farm equipment at a price in excess of that so fixed. The maximum price either approved or fixed in the manner just set forth shall be the maximum price for all future sales of the item. However, the Office of Price Administration may at any time establish in writing a different maximum price (not to apply retroactively). In the event that the Office of Price Administration finds that the manufacturer's production ex-

perience does not yet warrant the establishment of a permanent maximum price, it may give temporary approval to a proposed maximum price and require a further filing at a later date.

[§ 1361.54a added by Am. 11, 8 F.R. 17184, effective 12-27-43, and amended by Am. 15, effective 3-15-45]

§ 1361.55 *Maximum prices; contracts with other manufacturers, mail-order companies, or government agencies.* For any item of farm equipment for the supply of which a contract has been or is entered into subsequent to March 31, 1942, with a government agency, or with a person doing a mail-order or manufacturing business who has filed with the Office of Price Administration a statement that he will not in turn increase his price or request a price adjustment on the item because of a change in the price to him made in accordance with this section:

[Above text amended by Am. 2, 8 F.R. 236, effective 1-9-43]

(a) The maximum price shall be the last contract price for the item to the same customer agreed upon prior to March 31, 1942, plus a percentage increase equal to the percentage increase, if any, in the manufacturer's price to distributors for the same item made since such last contract was entered into but before March 31, 1942, or, in the case of a modified item, made pursuant to § 1361.53; or

(b) If the maximum price cannot be calculated under paragraph (a) of this section, the maximum price shall be a price calculated pursuant to the formula set forth in paragraph (a) of § 1361.54 and reported pursuant to paragraph (b) thereof.

§ 1361.55a *Emergency service charges—(a) Additional charge.* Notwithstanding any other provisions of this regulation, a manufacturer of farm equipment parts may add an emergency service charge to the maximum price of any farm equipment part which is sold to a manufacturer who physically incorporates the part into a completed item of farm equipment or a farm equipment part produced by him. Such an emergency service charge must be billed or invoiced separately, and must be specifically authorized by the Office of Price Administration as set forth in (c) below.

(b) *Definition of emergency service charge.* When used in this section the term "emergency service charge" means the extra costs incurred in order to make delivery at the request of the purchaser on a date which would not have been possible without incurring the extra costs. These extra costs may result either from the necessity of obtaining the same material from a more expensive source than the usual source, or from the necessity of using a substitute material or a material of different specifications from that normally used by the manufacturer.

(c) *Approval of addition of emergency service charge.* The addition of the

emergency service charge permitted by (a) above to the maximum price established by this regulation is conditioned upon the approval thereof by the Office of Price Administration. A manufacturer may add this charge, without prior consent of or application to the Office of Price Administration: *Provided*, That if the charge is added to the maximum price, the manufacturer shall, within seven days after delivery, file a statement with the Office of Price Administration, Washington, D. C., setting forth:

- (1) The name and address of the purchaser.
- (2) The quantity of each part or parts sold.
- (3) The price received.
- (4) The dollar amount of the emergency service charge added to each maximum price.
- (5) The reasons why the addition of the emergency service charge was necessary.
- (6) The method by which the amount of the emergency service charge was computed.
- (7) A statement signed by the purchaser to the effect that he will not in turn increase his price or request an adjustment in the price of any item of farm equipment or any farm equipment part if the emergency service charge is permitted to be added.
- (8) A statement of the reasons why the purchaser could not obtain delivery of the part or parts on the desired date in the normal course of business and the reasons why the purchaser must obtain delivery of the part or parts on that date. This statement shall be signed by the purchaser.

Unless disapproved within thirty days after receipt of this report by the Office of Price Administration, the addition of the emergency service charge will be considered as approved. If the Office of Price Administration disapproves the addition of all or some of the amount of the emergency service charge, it will require that refunds be made by the manufacturer to the purchaser.

[§ 1361.55a added by Am. 8, 8 F.R. 9997, effective 7-23-43]

**§ 1361.56 Maximum prices; manufacturing services.** For any manufacturing service in the production of an item of farm equipment the maximum price to any purchaser shall be the price for such service in effect on March 31, 1942 to a purchaser of the same class, or, if there was no price in effect on that date, a price computed on the basis of labor rates and/or machine hour rates in effect on March 31, 1942, by the price-determining method in use on that date. "Manufacturing service" means any operation in the production of an item of farm equipment performed on materials owned by another, including machining, forming, welding, treating, finishing, assembling, and inspecting.

**§ 1361.57 Maximum prices: Items sold by wholesale distributors; special cases—**  
(a) *Applicability of this section.* Notwithstanding any other provisions of this

regulation, the maximum price for the sale by a wholesale distributor of an item of farm equipment shall be determined in accordance with the provisions of this section in the following cases:

(1) Where the wholesale distributor had no price in effect on March 31, 1942, for the item of farm equipment.

(2) Where the manufacturer's maximum price for the item of farm equipment has been determined in accordance with § 1361.53 of this regulation.

(3) Where the price the wholesale distributor had in effect on March 31, 1942, for the item of farm equipment was based on a manufacturer's price which was lower than the price the manufacturer had in effect on March 31, 1942.

(4) Where after March 31, 1942, the price to the wholesale distributor of the item of farm equipment was increased in accordance with the provisions of this regulation.

(b) *Limit beyond which a maximum price determined in accordance with this section may not go.* The wholesale distributor's maximum price determined in accordance with this section shall not exceed 80% of the manufacturer's suggested retail price plus the actual cost of freight to him and applicable handling, transfer and other extra charges in effect on March 31, 1942. These handling, transfer and all other extra charges shall not exceed 2% of the manufacturer's suggested retail price.

(c) *No price in effect on March 31, 1942.* (1) Except as limited by paragraph (b), the maximum price for a sale by a wholesale distributor of any item of farm equipment for which he had no price in effect on March 31, 1942, shall be determined as follows: The wholesale distributor shall apply to the net invoice cost of the item the percentage mark-up he realized upon the last sale of the item to a purchaser of the same class prior to March 31, 1942. If the wholesale distributor did not sell the item during the year 1942, the maximum price shall be determined by applying to the net invoice cost of the item the weighted average percentage the wholesale distributor realized during the month of March, 1942, for sales of items of farm equipment of the same general class to purchasers of the same class.

[Above text designated subparagraph (1), and (2) added by Am. 15, effective 3-15-45]

(2) Where the wholesale distributor did not sell an item of the same general class during the year 1942, the maximum price shall be a price in line with maximum prices established by this regulation, and shall be specifically approved by the Office of Price Administration. A wholesale distributor seeking such approval shall file a report with the Office of Price Administration, Washington, D. C., setting forth:

(i) A description of the item being priced.

(ii) The name and address of the manufacturer of the item.

(iii) A statement of the reasons why the wholesale distributor must price under this subparagraph (2).

(iv) The wholesale distributor's net invoice cost for the item.

(v) The wholesale distributor's proposed maximum prices to jobbers, dealers and all other classes of purchasers. If these prices are based upon price sheets published by another person, the wholesale distributor need only identify those price sheets and list his proposed discounts.

(vi) A statement of the reasons why the wholesale distributor believes that these proposed prices are in line with maximum prices established by this regulation.

The wholesale distributor may not receive payment for an item of farm equipment covered by this subparagraph until the Office of Price Administration approves the proposed maximum price in writing, or fails to disapprove it within thirty days after receipt of the report (or thirty days after receiving any verification of the facts, stated in the report, that may be requested, whichever is the later).

(d) *Manufacturer's maximum price determined under § 1361.53.* Except as limited by paragraph (b), the maximum price for a sale by a wholesale distributor of any item of farm equipment for which the manufacturer's maximum price has been determined according to § 1361.53 of this regulation shall be determined as follows: The wholesale distributor shall first divide the manufacturer's new maximum price to the distributor (as determined in accordance with § 1361.53) by the price the manufacturer had in effect to the distributor for the item of farm equipment on March 31, 1942. The wholesale distributor shall then determine his maximum price by multiplying the price he had in effect on March 31, 1942, for a sale of the item of farm equipment to a purchaser of the same class by this percentage.

(e) *Wholesale distributor's price based on lower manufacturer's price.* (1) Except as limited by paragraph (b), the maximum price for the sale by a wholesale distributor of any item of farm equipment for which he had a price in effect on March 31, 1942, which was based on a manufacturer's price which was lower than the price the manufacturer had in effect on that date shall be determined as follows: The wholesale distributor shall first divide the price the manufacturer had in effect to him on March 31, 1942, by the manufacturer's price upon which his price was based. The wholesale distributor shall then multiply the price he had in effect to a purchaser of the same class on March 31, 1942, by this percentage.

(2) On or before June 1, 1943, every wholesale distributor shall file a report with the Office of Price Administration in Washington, D. C., for each item of farm equipment for which his maximum price has been determined in accordance

with subparagraph (1) of this paragraph. This report shall contain the following information:

- (i) A description of the item.
- (ii) The maximum price or prices determined in accordance with subparagraph (1) and the class of purchasers to which each price applies.
- (iii) The wholesale distributor's price or prices in effect on March 31, 1942, and the date such price or prices became effective.
- (iv) The price the manufacturer had in effect to the wholesale distributor on March 31, 1942, and the date such price became effective.
- (v) The price to the wholesale distributor upon which his March 31, 1942, price was based and the period during which such price was effective.
- (f) Price increased to wholesale distributor after March 31, 1942. (1) The maximum price for the sale by a wholesale distributor of any item of farm equipment whose price to him has been increased in accordance with this regulation after March 31, 1942, shall be determined as follows: The wholesale distributor shall multiply the price he had in effect on March 31, 1942, for the sale of the item of farm equipment to a purchaser of the same class by a certain percentage. This percentage shall be determined by dividing the present price in effect to him by the price in effect to him on March 31, 1942. No adjustment may be made under this subparagraph until the Office of Price Administration approves such adjustment in writing.

(2) A wholesale distributor who desires to increase his price for any item of farm equipment in accordance with subparagraph (1) shall file a report with the Office of Price Administration in Washington, D. C. This report shall contain the following information:

- (i) The reasons for the adjustment.
- (ii) A complete description of the item.
- (iii) The source or sources of supply.
- (iv) The maximum price of the item to each class of purchasers.
- (v) The old cost of the item.
- (vi) The new cost of the item.
- (vii) The proposed new price to each class of purchasers.

§ 1361.57 amended by Am. 4, 8 F.R. 6045, effective 5-13-43

§ 1361.57a *Maximum prices for wood-slat corn cribbing woven with wire.* Notwithstanding any other provisions of this regulation, the maximum prices for sales by manufacturers and wholesale distributors of wood-slat corn cribbing woven with wire (also used for temporary silos and vegetable wind fence) shall be determined as follows:

- (a) The maximum price, f. o. b. factory, for sales of corn cribbing made with standard red fence lath ( $\frac{1}{2}$ " x  $1\frac{1}{2}$ " x 48") shall be \$8.75 per 100 lineal feet.

[Paragraph (a) amended by Am. 9, 8 F.R. 11435, effective 8-21-43]

- (b) The maximum price for sales to dealers of corn cribbing which differs either in size of lath or color from that specified in paragraph (a) shall be determined as follows: The seller shall

apply to the maximum price established by paragraph (a) the percentage differential which he had in effect on March 31, 1942, between the corn cribbing being priced and the corn cribbing covered by paragraph (a).

(c) The maximum price for sales to wholesale distributors and mail order houses shall be determined as follows: The seller shall apply to the maximum price established by paragraphs (a) or (b) the percentage differential, which he had in effect on March 31, 1942, between sales to dealers and sales to wholesale distributors or mail order houses as the case may be.

[§ 1361.57a added by Am. 7, 8 F.R. 9623, effective 7-26-43]

§ 1361.57b *Maximum prices for No. 2 pitcher spout pumps.* This section is applicable to sales by manufacturers of No. 2 pitcher spout pumps made from cast iron with a three inch cylinder and adapted for a  $1\frac{1}{4}$  inch suction pipe. Notwithstanding any other provisions of this regulation, the maximum price f. o. b. factory, for such pitcher spout pumps shall be determined by multiplying by 120% the maximum price determined in accordance with the applicable provisions of this regulation, except this section.

[§ 1361.57b added by Am. 10, 8 F.R. 14281, effective 10-25-43]

§ 1361.58 *Export sales.* The maximum price at which a person may export any item of farm equipment shall be determined in accordance with the method provided in the Revised Maximum Export Price Regulation issued by the Office of Price Administration.

§ 1361.59 *Less than maximum prices.* Lower prices than those set forth in this Maximum Price Regulation No. 246 may be charged, demanded, paid or offered.

§ 1361.60 *Reports and records—(a) Reports.* Every manufacturer or wholesale distributor of farm equipment shall on or before November 25, 1942, file with the Office of Price Administration, Washington, D. C., all his price lists and discount sheets in effect on March 31, 1942, for items of farm equipment, together with an affirmation that such price lists and discount sheets were actually issued on or prior to and were in effect on March 31, 1942. Any manufacturer or wholesale distributor who on that date based his prices upon price sheets published by any other person subject hereto need not file such other person's published price sheets but shall file instead a statement identifying the particular price sheets he used on that date, together with his own discount sheets, if any, and a statement of any exceptions to such practice.

(b) *Records.* Persons subject to this Maximum Price Regulation No. 246 shall keep available for inspection by representatives of the Office of Price Administration, for so long as the Emergency Price Control Act of 1942 remains in exceptions to such practice.

<sup>1</sup> 2nd Revised: 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 9835, 11273, 12919.

(1) *The manufacturer.* Records of each sale and delivery of any item of farm equipment after the effective date of this Maximum Price Regulation No. 246 and of each manufacturing service performed for another manufacturer; of labor rates, material prices, and overhead rates in effect on October 1, 1941, and on March 31, 1942; of all data showing the calculation of maximum prices in accordance with the provisions of this Maximum Price Regulation No. 246.

(2) *The wholesale distributor.* Records of the kind such seller has customarily kept, relating to the prices of items of farm equipment sold after the effective date of this Maximum Price Regulation No. 246 and in addition all data showing the calculation of maximum prices in accordance with the provisions of this Maximum Price Regulation No. 246.

(c) *Other records and reports.* Every person subject to this Maximum Price Regulation No. 246 shall keep such other records and submit such other reports, including periodic financial statements as the Office of Price Administration may from time to time require in writing, either in addition to or in substitution for records and reports herein required.

§ 1361.61 *Transfer of business or stock in trade.* If the business assets or stock in trade of any business are sold or otherwise transferred after March 31, 1942, and the transferee carries on the business, or continues to deal in the same type of farm equipment or parts, or to perform the same type of manufacturing services, in the same competitive area and in an establishment separate from any establishment which he may previously have owned or operated, the transferee shall be subject to the same maximum prices as those to which his transferor would have been subject under this Maximum Price Regulation No. 246 if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor in such cases shall either preserve and make available, or turn over, to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the provisions of this Maximum Price Regulation No. 246.

§ 1361.62 *Enforcement.* (a) Persons violating any provisions of this Maximum Price Regulation No. 246 are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Maximum Price Regulation No. 246 or any price schedule, regulation, or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation are urged to communicate with the nearest state, district or regional office of the Office of Price Administration

or its principal office in Washington, D. C.

§ 1361.62a [Revoked]

[§ 1361.62a added by Supplementary Order 72, 8 F.R. 13244, effective 10-1-43, and revoked by Am. 11, 8 F.R. 17184, effective 12-27-43]

§ 1361.63 *Evasion.* (a) It shall be a violation of this Maximum Price Regulation No. 246 to effect a price increase above the applicable maximum price in connection with any sale or delivery of any item of farm equipment, or with the supplying of any manufacturing service, by changing discounts or customary price differentials among classes of purchasers; by making minor changes in items of farm equipment having published or confidential list prices; by requiring a customer to furnish material for processing not in accordance with previous practice; by entering into a joint venture with any other person subject hereto for cross-selling, cross-purchasing, or cross-servicing; by reducing the period of any guaranty or warranty of performance; by eliminating or reducing any maintenance, repair, or installation service; by undervaluing commodities received in trade; or by any other change in terms or conditions of sale or contract.

(b) The Office of Price Administration may, upon request, grant written permission to any person subject to this Maximum Price Regulation No. 246 to change credit terms or guaranties in effect on March 31, 1942, where such change is necessitated by orders issued by the War Production Board, the Board of Governors of the Federal Reserve System or any other agency of the United States, or becomes desirable as a matter of public policy.

§ 1361.64 *Petitions for amendment—*

(a) *Amendments.* Any person seeking an amendment of any provision of this Maximum Price Regulation No. 246 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

[Paragraph (a) amended by Supplementary Order 26, 7 F.R. 8948, effective 11-4-42]

(1) Notwithstanding any other provisions of this Maximum Price Regulation No. 246, the maximum prices for sales of certain items of farm equipment by certain manufacturers and distributors shall be as set forth below:

Manufacturer	Items	Prices
Acmetine Manufacturing Co., Traverse City, Mich., and wholesale distributors.	Sprayers, dusters, and planters for which provision for manufacture is made in Limitation Order L-170, or any succeeding order, issued by War Production Board.	Prices in effect March 31, 1942, multiplied by 1.075.
Cheney Weeder Company, Cheney, Washington, and wholesale distributors.	Heavy duty Reversible Reel.....	Fourteen dollars per foot less discounts in effect March 31, 1942.
	Farm equipment repair parts.....	Prices in effect April 10, 1942, less discounts in effect March 31, 1942.
Ford Motor Company, Dearborn, Michigan.	Ford Agricultural Tractor (Ferguson System) Equipped with Steel Wheels.	Price in effect in March 1942, plus \$60.
Harry Ferguson, Inc. Dearborn, Michigan.	Ford Agricultural Tractor (Ferguson System) Equipped with Steel Wheels.	List price: \$805, less 20% discount to retail dealers, less 8.4% to wholesale distributors.
Vehicle Supply Company, Cairo, Illinois, and wholesale distributors of its products.	Farm Vehicle Parts and Supplies.....	Prices in effect February 1, 1942, less discounts then in effect.

The foregoing maximum prices shall be used as base prices in determining maximum prices for modifications of the above items pursuant to § 1361.53.

[Subparagraph (1) added by Am. 1, 7 F.R. 9039, effective 11-15-42]

§ 1361.64a *Adjustments—*(a) *Application by a manufacturer—*(1) *Who may receive an adjustment.* The manufacturer's maximum price for an item or group of items of farm equipment established by this regulation may be adjusted only in the case of an essential producer of farm equipment. An "essential producer" is one whose output of an item of farm equipment cannot be reasonably expected to be replaced at prices lower than the proposed adjusted maximum price. In addition, any person who has entered into or proposes to enter into a war contract (as defined in subparagraph (5)) or a subcontract thereunder, is an essential producer of an item of farm equipment.

(2) *When adjustment may be granted—*(i) *In general.* The Office of Price Administration, any regional office, or such other offices as may be authorized by order issued by the appropriate regional office, may adjust the maximum price in the case of an es-

sential producer of an item or group of items of farm equipment upon the basis of information submitted by the manufacturer or of other information. It may make that adjustment whenever it finds that the maximum price of an item or group of items of farm equipment is at such a level that, taking into account the costs thereof, the profits position of the manufacturer and the nature of his business, production of the item or group of items of farm equipment is impeded or threatened.

(ii) *Factors which may be considered.* The following factors are relevant to the consideration of the adjustment:

(a) Whether, and by what amount, the maximum price is below or above (1) the current manufacturing costs plus freight out, installation charges, cash discounts and sales and service commissions paid to independent dealers, and (2) the current total unit costs, of the item or group of items of farm equipment.

(b) Whether, and by what amount, the manufacturer's current over-all profits, before income and excess profits taxes, are greater or less than his average over-all profits during the normal base period, increased by 7% of the additional capital investment contrib-

uted entirely by the manufacturer, or its stockholders, since the normal base period. Capital investment will be construed as including accumulated profits.

(c) Whether the proposed price is higher than the price prevailing in the industry.

(d) Whether the manufacturer's sales of the item or group of items of farm equipment represent only a very small part of his total sales.

(e) Whether the manufacturer previously sold the item or group of items of farm equipment below its total unit costs.

(3) *How the manufacturer proceeds in applying for an adjustment—*(i) *In general.* An application for adjustment under this paragraph (a) shall be filed in accordance with Revised Procedural Regulation No. 1 and shall be made on Form OPA 694-204 set out in Appendix A, incorporated as § 1361.70 of this regulation. Copies of this form and the instructions for completing it may be obtained from any district, state, or regional office of the Office of Price Administration. If the manufacturer's total sales in the calendar year 1942, or in the fiscal year ending in 1942, exceeded \$100,000, the application shall be filed with the Office of Price Administration in Washington, D. C. If the manufacturer's total sales during that period did not exceed \$100,000, the application shall be filed with the appropriate regional office of the Office of Price Administration.

(ii) *Application based on proposed wage or salary increase to be authorized by the National War Labor Board.* A manufacturer who believes that the conditions for an adjustment set forth in this paragraph (a), would exist if the National War Labor Board should grant a pending application for wage or salary increase may file an application for adjustment under this paragraph. Applications for adjustment of maximum prices based on wage or salary increases requiring the approval of the National War Labor Board must also comply with Supplementary Order No. 28,<sup>4</sup> which requires, among other things, that an application for adjustment in such case be filed within 15 days after an application for a wage or salary adjustment has been filed with the National War Labor Board, or, in a disputed wage proceeding, within 15 days after the employer receives notification that the National War Labor Board has taken jurisdiction of the dispute.

(4) *Prices for deliveries made pending disposition of the application.* A manufacturer who has filed an application under this paragraph (a) may contract or agree that deliveries made during the pendency of the application shall be at a specific price which is higher than the existing maximum price which the manufacturer wants to have adjusted. But no payment in excess of that existing maximum price may be received until the application is finally disposed of, and at that time the price received may not exceed the maximum price as determined by the Office of Price Administration.

<sup>4</sup> 7 F.R. 5176.



A manufacturer who wishes to enter into such an arrangement must specifically state to the buyer the following:

(i) The maximum price for the item of farm equipment;

(ii) The fact that an appropriate application for an adjustment of that maximum price has been filed with the Office of Price Administration;

(iii) The fact that the specific price quoted by the manufacturer is subject to the approval of the Office of Price Administration.

(5) *Definitions*—(i) *Normal base period.* The term "normal base period" means the period 1936-1939. If the applicant shall demonstrate to the satisfaction of the Office of Price Administration either (a) that his entire industry was operating during the greater part of such period at an unusually depressed level or (b) that because of unusual conditions prevailing during that period, the manufacturer's plant was operating during that period at an unusually depressed level in comparison to other plants in the industry, and in addition that some other period prior to January 1, 1941, represents a proper "normal base period," such other period may be considered. The mere fact that the rate of production has increased since 1936-1939 will not be deemed evidence that production during that period was at an "unusually depressed level". If the manufacturer was not in business prior to January 1, 1941, he shall state that fact in his application.

(ii) *Over-all profits.* The term "over-all profits" means net profit resulting from the operation of all divisions of the manufacturer, before the creation of any reserves, except ordinary reserves for depreciation and bad debts, and before income and excess profit taxes. In the case of a subsidiary wholly owned by a parent corporation, the term "over-all profits" means the consolidated net profit before the creation of any reserves, except ordinary reserves for depreciation and bad debts, and before income and excess profit taxes.

(iii) *Subcontract.* The term "subcontract" means any purchase, order or agreement to perform all or any part of the work, or to make or furnish any commodity required for the performance of another contract or subcontract.

(iv) *Total unit costs.* The term "total unit costs" means the direct unit cost of labor, materials, and subcontracted services, plus a proportion of factory overhead, administrative and other expenses, based on actual operating experience, properly allocable to the production of the item of farm equipment, but does not include provisions for income or excess profit taxes. In evaluating factory overhead, administrative and other expenses, the Office of Price Administration will determine whether their allocation is based on a representative period of continuous, normal production.

(v) *War contract.* The term "war contract" means any contract with the United States, or any agency thereof, or with the government, or any agency thereof, of any country whose defense the President deems vital to the defense of the United States, under the terms of

the Lend-Lease Act, for the sale of an item of farm equipment purchased (a) for the ultimate use of the armed forces of the United States or for lend-lease purposes, or (b) by any government (or agency thereof) of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or (c) for use in the production or manufacture of any commodity described in (a) or (b).

(b) *Application by a manufacturer based upon an appropriate decrease of other prices*—(1) *Who may receive an adjustment under this paragraph.* Adjustments under this paragraph will be granted only in the case of an essential producer of an item of farm equipment. The meaning of this term is explained in paragraph (a) (1) of this section.

(2) *When adjustment may be granted.* The Office of Price Administration, any regional office, or such other offices as may be authorized by order issued by the appropriate regional office, may make an adjustment of the maximum price in any case in which the manufacturer agrees to make and (simultaneously with any increase in the maximum price that may be authorized under this paragraph (b)) makes a reduction in the selling price of other commodities which will equal or exceed the total dollar amount of the adjustment granted under this paragraph.

(3) *What an application under this paragraph must show.* An application for price adjustment under this paragraph (b) shall contain information indicating that the manufacturer is an essential producer of an item of farm equipment, and that if the proposed adjustment is granted, the gross dollar amount of sales of the commodities affected by the adjustment will not be greater than it would have been in the absence of the adjustment. In any case where such an adjustment is granted, the Office of Price Administration will require appropriate reports relating to the commodities affected.

(4) *How the manufacturer proceeds in applying for an adjustment.* An application for adjustment under this paragraph (b) shall be filed in accordance with Revised Procedural Regulation No. 1. If the manufacturer's total sales for the calendar year 1942, or for the fiscal year ending in 1942, exceed \$100,000, the application shall be filed with the Office of Price Administration in Washington, D. C. If the manufacturer's total sales during that period did not exceed \$100,000, the application shall be filed with the appropriate regional office of the Office of Price Administration.

(c) *Application by a manufacturer under a combination of both paragraphs (a) and (b).* A manufacturer who desires to apply for an adjustment under paragraph (b) may, at the time he applies under that paragraph, also apply under paragraph (a), if the facts of his case entitle him to do so. In such case, the office considering his application will give the adjustment available under paragraph (a) before applying paragraph (b).

(d) *No application for adjustment filed after May 20, 1943, under Proce-*

dural Regulation No. 6,<sup>9</sup> with respect to farm equipment will be granted.

[§ 1361.64a added by Am. 5, 8 F.R. 6425, effective 5-20-43]

§ 1361.65 *Licensing.* The provisions of Licensing Order No. 1,<sup>10</sup> licensing all people who make sales under price control, are applicable to all persons subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[§ 1361.65 amended by Am. 11, 8 F.R. 17184, effective 12-27-43]

§ 1361.65a *Adjustable pricing.* If the seller wishes, he may agree with the buyer to charge a price which can be increased up to the maximum price in effect at the time of delivery. Where the manufacturer has filed an application for adjustment under § 1361.64a, he may, in accordance with the provisions of that section, deliver at a price to be adjusted upward in accordance with the action taken by the Office of Price Administration on his application. In all other cases, unless authorized by the Office of Price Administration, the seller must not deliver at a price which is to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. This authorization may be given only where: (a) a request for a change in the applicable price is pending; (b) authorization is necessary to promote production or supply; and (c) it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price.

[§ 1361.65a added by Am. 13, 9 F.R. 6881, effective 6-26-44]

§ 1361.66 *Definitions.* (a) When used in this Maximum Price Regulation No. 246, the term:

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

(2) "Manufacturer" means any person engaged in one or more operations in the fabrication, processing or assembling of any item of farm equipment, and includes subcontractors as well as prime contractors.

(3) "Wholesale distributor" means any "jobber" or other person engaged in the purchase and sale of farm equipment to other wholesale distributors or to retail dealers. If any person is engaged in selling farm equipment at retail as well as at wholesale, the term "wholesale distrib-

<sup>9</sup> Revised: 9 F.R. 10628.

<sup>10</sup> 8 F.R. 13240.

utor" applies to such person only to the extent that he is a wholesale distributor.

(4) "Farm equipment" means any mechanical equipment, attachment or part used primarily in connection with the production and farm processing for market and farm use of agricultural products, and also the categories of non-mechanical equipment, attachments and parts included in the partial list of farm equipment mentioned below. The term "farm equipment" does not include automobiles, trucks, general purpose tools, hardware items, hand tools, prefabricated farm buildings, grain bins, building materials, electrical equipment (except electrically motivated farm equipment and fence controllers), lawn mowers, sprays or other chemicals, commercial processing machinery, livestock, seeds, feeds or any other agricultural products. A partial list of "farm equipment" follows: farm tractors (except crawler tractors); garden tractors; planting, seeding and fertilizing machinery; plows and listers; harrows, rollers, pulverizers, and stalk cutters; cultivators and weeders; harvesting machinery (combines, binders, pickers, potato diggers, pea and bean harvesters, beet lifters, etc.); haying machinery (mowers, rakes, hay loaders, stackers, balers, etc.); manure loaders; dairy farm equipment (milking machines, farm milk coolers, except mechanically refrigerated, farm cream separators, etc.); poultry farm equipment (incubators, brooders, feeders, waterers, etc.); bee keepers' equipment; agricultural spraying equipment; weed burners for farm use; barn and barnyard equipment; mechanical hog feeders; ironed singletrees, doubletrees, and neck yokes; electrical fence controllers; farm water pumps and water systems; windmills; windmill generating sets; portable farm grain elevators; wood slat corn cribbing woven with wire; silos; wood-sawing machines intended for farm use; machines for farm processing for market or farm use (farm size cane mills, cider mills, corn shellers, corn huskers and shredders, ensilage cutters, feed cutters, feed grinders and crushers, fruit presses, grain cleaners and graders, grain threshers, hammer mills, hay presses, peanut pickers, potato sorters and graders, syrup evaporators, etc.); buggies and farm wagons; and attachments and parts for all the foregoing.

[Subparagraph (4) amended by Am. 12, 9 F.R. 6110, effective 6-10-44; Am. 14, 9 F.R. 9973, effective 8-21-44; and Am. 15 effective 3-15-45]

(5) "Item of farm equipment" includes any item of complete farm equipment, any attachment for use therewith and any part thereof, whether in a finished or unfinished state, which is covered by this Maximum Price Regulation No. 246. The coverage of this Maximum Price

Regulation No. 246 is set forth in § 1361.67.

(6) "Price in effect" for any item of farm equipment on March 31, 1942, for any class of purchasers means (i) the price published in the manufacturer's or wholesale distributor's last price list actually issued to the trade and made effective on or before March 31, 1942, less all discounts and allowances, if any, applicable to that class of purchasers on that date, or (ii) where the manufacturer or wholesale distributor has issued no such published price, the price at which an order for such item was last accepted from a purchaser of the same class on or before that date.

(7) "Material prices" means prices for parts and subassemblies, as well as for raw and semi-finished materials.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used in this Maximum Price Regulation No. 246.

§ 1361.67 *Coverage of Maximum Price Regulation No. 246.* (a) Except as set forth in paragraph (b) of this section, this Maximum Price Regulation No. 246 applies to any item of complete farm equipment, any attachment for use therewith and any part thereof whether in a finished or unfinished state, and any manufacturing service in the production of any of the foregoing, as defined in § 1361.56. In any case of conflict, it supersedes the following maximum price regulations: Maximum Price Regulation No. 136—Machines and Parts and Machinery Services,<sup>10</sup> Maximum Price Regulation No. 188—Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods other than Apparel,<sup>11</sup> and Maximum Price Regulation No. 210—Retail and Wholesale Prices for Fall and Winter Seasonal Commodities<sup>12</sup>; it also supersedes the General Maximum Price Regulation, except as provided in § 1361.65 (a).

(b) This Maximum Price Regulation No. 246 does not apply to:

(1) Any unfinished product in such form as to be used for other purposes as well as for farm equipment;

(2) Any product for which a maximum price is established by Revised Price Schedule No. 82—Wire, Cable, and Cable Accessories,<sup>13</sup> Maximum Price Regulation No. 147—Bolts, Nuts, Screws, and Rivets,<sup>14</sup> or Maximum Price Regulation No. 149—Mechanical Rubber Goods,<sup>15</sup> except when such product is sold as a finished attachment or replacement part for farm equipment by a person engaged in the business of selling complete farm equipment and/or a complete line of replacement parts for at least one item of complete farm equipment;

(3) Any product or any service for which a maximum price is established by

<sup>10</sup> 9 F.R. 4748, 6239, 6420, 6884, 7079, 7168, 7615, 7854, 10589, 12034, 12266, 12538.

<sup>11</sup> 9 F.R. 8232, 9836, 10264, 10590, 11760, 13667.

<sup>12</sup> 7 F.R. 6789, 7318, 7173, 7912, 8651, 8930, 8937, 8948, 9614, 10109; 8 F.R. 973, 1813, 2025, 6359, 13050, 13742, 16170; 9 F.R. 11177, 11758.

<sup>13</sup> 7 F.R. 1358, 2133, 7034, 8948; 8 F.R. 5810, 10656, 17296; 9 F.R. 2821, 2858, 3387, 5588.

<sup>14</sup> Revised: 9 F.R. 7603.

<sup>15</sup> 8 F.R. 10818, 13172, 15255; 9 F.R. 396.

any price schedule or maximum price regulation issued by the Office of Price Administration other than those specifically mentioned in paragraphs (a) or (b) of this section.

(4) Portable, prefabricated farm buildings.

(5) Parts which are not of a type primarily used for the production or repair of farm equipment (for example, bearings, pistons, gaskets and wheels), when sold by a person who does not manufacture or sell the complete item of farm equipment of which the part is a component.

[Subparagraphs (4) and (5) added by Am. 11, 8 F.R. 17184, effective 12-27-43]

(6) Plow and cultivator handles.

(7) Wooden tanks.

[Subparagraphs (6) and (7) added by Am. 12, 9 F.R. 6110, effective 6-10-44]

(8) Hardware items—The term "hardware item" means any item which is sold to users primarily by hardware stores.

[Subparagraph (8) added by Am. 14, 9 F.R. 9973, effective 8-21-44]

§ 1361.68 *Effective date.* This Maximum Price Regulation No. 246 (§§ 1361.51 to 1361.68, inclusive) shall become effective November 15, 1942.

[Maximum Price Regulation 246 originally issued October 23, 1942]

§ 1361.69 *Effective dates of amendments.*

[Effective dates of amendments are shown in notes following the parts affected]

§ 1361.70 *Appendix A: Form for application for adjustment of maximum manufacturers' prices of farm equipment.*

(a) *Form.*

Form OPA 694-204

Form Approved  
Budget Bureau No. 08-R425

UNITED STATES OF AMERICA  
OFFICE OF PRICE ADMINISTRATION  
Washington, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES FOR FARM EQUIPMENT UNDER MAXIMUM PRICE REGULATION NO. 246

Company Name.....  
Address.....  
(Street) (City) (State)

The following facts are furnished to the Office of Price Administration in support of this application:

SCHEDULE A

1. General description of the company's business.

2. Designate and describe item or group of items of farm equipment for which price increase is requested.

3. Present evidence that the company is an essential producer of the item or group of items of farm equipment for which a price increase is requested.

(a) For each item or group of items of farm equipment designated in Item 2 above, fill in the following if you have entered into, or propose to enter into, a war contract or subcontract for the sale of the item.

(1) Identification of contract.....

(2) Name of purchaser.....

(3) Address of purchaser.....  
(Street)

(City) (State)

**NOTE:** If more than one item or group of items of farm equipment is being reported, present the required information on another sheet.

(b) Present any other information which demonstrates that the manufacturer is an essential producer of the item or group of items of farm equipment for which a price increase is requested.

(NOTE: The terms "essential producer", "war contract" and "subcontract" are defined in the adjustment provision under which this report is filed (§ 1361.64 (a) of Maximum Price Regulation No. 245.)

**SCHEDULE B**

**Important:** If you have submitted any of the following information on Office of Price Administration Financial Report Forms A and B for certain periods or have furnished same on a previous application for adjustment of a maximum price, you may omit those periods in your present report. In the case of a subsidiary wholly owned by a parent corporation, consolidated financial statements as well as financial statements for the subsidiary should be submitted.

1. Submit balance sheets and profit and loss statements for your last full fiscal year, your most recent accounting period, and for the base date year (1942).

[Item 1 amended by Am. 15, effective 3-15-45]

(NOTE: Each profit and loss statement must contain a detailed breakdown of cost of goods sold, administrative expense, selling expenses, the total amount of officers' salaries and the number of officers.)

2. Financial data 1936-1940.

(NOTE: The filing of the financial data designated in this item is optional. Should the applicant prefer, this information will be obtained by the Office of Price Administration directly from the Bureau of Internal Revenue.)

Either submit balance sheets and profit and loss statements for the years 1936-1940, or fill in the following condensed table:

	1936	1937	1938	1939	1940
Net sales					
Cost of goods sold					
Gross profit					
Administrative expense					
Selling expenses					
Net operating profit					
Other income less other expenses					
Net profit before income taxes					
Debt (except current) at end of year					
Net worth at end of year					
Total assets					

3. Are the salaries and wages of all your employees in compliance with the maximum established by the Office of Economic Stabilization? (Yes or No)

If no, state exceptions.

**SCHEDULE C—UNIT PRICE AND COST INFORMATION**

Designation of item of farm equipment:

**NOTE:** If more than one item or a group of items of farm equipment is involved, prepare and file separate reports on this schedule for each item that you consider necessary to convey an adequate understanding of the situation which gave rise to this application.

1. Price data—(a) Net realized price:

	Ceiling price March 1942	Current price	Requested price
1. List or gross price			
2. Less applicable discounts			
Dealer's discounts			
Jobber's discounts			
Freight allowance (if any)			
Other allowances (specify)			
3. Net realized price at maximum discount			

(b) Analysis of sales of the above designated item for the most recent period available:

Sales for \_\_\_\_\_ month period ending \_\_\_\_\_, 194\_\_\_\_ (number of months) (month and day)

	Percentage amount of discounts	Dollar value of sales after discounts
Sales subject to discount of (1) _____%		
Sales subject to discount of (2) _____%		
Sales subject to discount of (3) _____%		
Sales subject to discount of (4) _____%		
Sales not subject to discount of (5) _____%		
Total sales of above designated items	xxxx	\$_____

[Item 1 (b) amended by Am. 15, effective 3-15-45]

(c) Total sales for the above designated item only:

Base date year (1942)	Last full fiscal year (ending _____)	Current year (ending _____, 1945)
Total unit volume of sales		
Total dollar volume of sales (net)	\$_____	\$_____

[Item 1 (c) amended by Am. 15, effective 3-15-45]

(d) Is the price currently charged for the item of farm equipment the same as the maximum price filed with OPA? (Yes or No)

(If answer is "No", state date when increased price was first charged.) Date: \_\_\_\_\_, 194\_\_\_\_ (Month)

(e) Indicate whether the current maximum price is a list or established price or a formula price (Check one) Price used since \_\_\_\_\_, 194\_\_\_\_ (Month)

(f) State on a separate sheet the reasons for the need of the requested price increase.

2. Unit cost data:

	Ceiling date costs March 1942	Costs when current price was established	Current date costs _____, 1945
(a) Direct material			
(b) Direct labor			
(c) Factory overhead			
(d) Selling expense (do not include discounts deducted under price data above)			
(e) Administrative expense			
(f) Freight out, if any			
(g) Other expense, specify			
(h) Total cost per unit			

(1) What method is used in allocating factory overhead?

1. Standard ( ) Actual ( ) Other ( ) (Check one)

2. Direct labor cost ( ) : Direct labor hours ( ) Machine hours ( ) Other ( ) (Explain separately if "other" or combination.)

(b) Instructions for completing form: INSTRUCTIONS FOR THE USE OF ADJUSTMENT APPLICATION FORM FOR FARM EQUIPMENT

Schedule C entitled "Unit Price and Cost Information" is subject to the following explanation:

1. Price data.

(a) 1. (List) (Gross) price. Please indicate whether the price is a suggested retail price, net dealer's price or net jobber's price.

2. Applicable discounts: If several different rates of dealers' or jobbers' discounts apply to the item or group of items of farm equipment, use the rate of discount which applies to the largest amount of sales in arriving at the net realized price.

(b) Use a sufficient number of months prior to the date of the application to give an adequate understanding of the situation. Name the period in the allotted space and fill in discounts.

2. Unit cost data.

In presenting unit cost data be sure to include only actual cost.

Material cost must represent actual cost of materials.

Where standard costs are used, adjust costs for over- or under-absorption during the period to which the costs apply.

The cost data for the ceiling date may be recomputed if the item of farm equipment covered by the application was not manufactured on or about that date. In the recom-

By \_\_\_\_\_ (Applicant)

(Title)

Affidavit

State of \_\_\_\_\_ ss: County of \_\_\_\_\_

The undersigned \_\_\_\_\_ being first duly sworn according to law, on oath deposes and says:

That he is the person whose name appears subscribed to the above Application for Adjustment; and that he has read the same and knows to his own knowledge that the facts contained therein are true and correct.

(Signature)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1943.

Officer administering oath

putation apply the wage rates prevailing in your plant on the ceiling date and material cost of the same date.

Under items (f) and (g) include only costs borne by the manufacturer and not billed separately to the buyer.

[§ 1361.70 added by Am. 5, 8 F.R. 6425, effective 5-20-43]

[NOTE: Supplementary Order No. 76 (Revised: 9 F.R. 12155) provides that the Price Administrator may authorize service suppliers subject to the General Maximum Price Regulation and Maximum Price Regulations Nos. 134, 136, 165, 246 and 251, to apply the provisions of one regulation to services supplied by him which are subject to two or more of the above regulations; and gives the procedure for filing application for such authorization.]

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

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3899; Filed, Mar. 10, 1945; 11:49 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 12, Amdt. 2]

##### SHORTENING IN PUERTO RICO

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

Restriction Order 12 is amended in the following respects:

Section 1.1 is amended by deleting the phrase "ending at 6:00 a. m., on March 5, 1945", and inserting in lieu thereof the phrase "ending at 6:00 a. m., on March 12, 1945".

This amendment shall become effective on March 3, 1945.

Issued this 10th day of March 1945.

SAM GILSTRAP,  
Territorial Director,  
Puerto Rico.

Approved:

M. S. BURCHARD,  
Acting Regional Administrator,  
Region IX.

[F. R. Doc. 45-3902; Filed, Mar. 10, 1945; 11:49 a. m.]

#### PART 1389—APPAREL

[MPR 578, Amdt. 1]

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

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

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

Maximum Price Regulation 578 is amended in the following respects:

1. Paragraph (a) of section 1 is amended by adding the following undesignated paragraph at the end thereof:

With respect to sales by a manufacturer or manufacturing-retailer, this regulation applies to all sales or deliveries on or after March 19, 1945. With respect to sales or deliveries at wholesale or at retail on or after March 19, 1945, this regulation applies to garments which the manufacturer has marked as required by section 6. It also applies to sales and deliveries at wholesale or at retail on and after March 19, 1945 of garments which are shipped by the manufacturer on and after that date and which, although not marked by the manufacturer as required by section 6, the retailer or wholesaler knows or has reason to know were made from fabrics obtained under the orders of the War Production Board listed above.

2. Section 2 (b) (4) (i) is amended by substituting the letter "E" instead of the letter "C" appearing in the last sentence of Table A.

3. In section 6, the text of paragraph (a) preceding subparagraph (1) is amended to read as follows:

SEC. 6. *Marking of garments*—(a) *What marking is required.* On and after March 19, 1945, no manufacturer or manufacturing-retailer may sell, offer for sale or deliver any garment subject to this regulation unless it is marked with a label or ticket containing all of the following information:

4. Section 6 is amended by adding the following paragraph:

(e) *Special marking provision for retailers.* If the manufacturer has failed to attach the marking as required by this section, and the retailer knows or has reason to know that the garments are covered by this regulation, the marking required by this section must be made by the retailer.

5. In the first sentence of section 11, the date "March 5, 1945" is deleted and the date "March 19, 1945" is substituted.

6. Section 11 (c) is amended to read as follows:

(c) Detach or remove from any garment any label or ticket containing the marking required by section 6, except that this provision does not apply to ultimate consumers.

7. The effective date appearing after Appendix E is amended to read "March 19, 1945" instead of "March 5, 1945."

This amendment shall become effective March 10, 1945.

Issued this 10th day of March 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-3911; Filed, Mar. 10, 1945; 3:53 p. m.]

#### PART 1305—ADMINISTRATION

[Supp. Order 100, Amdt. 1]

##### SALES OF SPECIFIED SURPLUS APPAREL ITEMS BY DEPARTMENT OF PURCHASE OF CITY OF NEW YORK TO PROCUREMENT DIVISION OF TREASURY DEPARTMENT OF UNITED STATES

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 1305.128 is amended in the following respects:

1. Immediately after paragraph (c), the following new paragraph, designated paragraph (d), is added:

(d) Approximately 1728 junior misses' coats; Style 451; sizes 11, 12 and 13; colors—maroon, green, blue and brown; made of 55% reprocessed wool, 45% cotton and rayon material; with rayon lining and cotton interlining; material fast to dry cleaning; lining perspiration proof; \$5.00 each.

2. The undesignated paragraph immediately preceding the paragraph reading "This Supplementary Order No. 100 shall become effective December 4, 1944" is hereby amended to read as follows:

The maximum prices prescribed in paragraphs (a), (b) and (c) above and the maximum price prescribed in paragraph (d) above are subject to the terms of payment, delivery requirements and packaging and marking specifications contained in contracts No. DA-TPS-67941, Req. No. RR-323 and No. DA-TPS-77939, Req. No. A-42, respectively, between Procurement Division of Treasury Department of the United States and Department of Purchase, City of New York.

This amendment shall become effective March 17, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3939; Filed, Mar. 12, 1945; 11:26 a. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 2 to Supp. 3]

##### SOYBEAN PRODUCTS

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

Supplement No. 3 to Food Products Regulation No. 3 is amended in the following respects:

1. Paragraph (b) of the definition of "Freight allowance from Decatur, Illinois" in section 4 (b) is amended to read as follows:

(b) When the point to which it is figured is any point in the area east of

<sup>1</sup>9 F.R. 14105.

the Illinois-Indiana state line (except points located in the Illinois Freight Association territory), thence on or north of the Ohio River to Kenova, West Virginia, thence on or north of the Norfolk and Western Railway to Roanoke, Virginia, thence on or north of the Virginian Railway from Roanoke, Virginia, to Norfolk, Virginia, and in addition points on the Chesapeake and Ohio Railway in Kentucky except Lexington and Winchester, points on the Norfolk and Western Railway branch lines south of the Norfolk and Western from Kenova, West Virginia to Walton, Virginia, except Bristol, Virginia-Tennessee, also points on the Clinchfield Railroad in Virginia and points on the Southern Railway between Speers Ferry, Virginia and Bristol, Virginia-Tennessee but not including Bristol, Virginia-Tennessee—the carload flat rate on grain products from Decatur, Illinois.

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

(b) *Maximum markup.* As a processor you are not permitted to add a maximum markup in figuring the maximum price for a sale of any lot unless, with respect to that lot, you meet either of the following conditions:

(1) You have unloaded that lot into a place of business operated by you as a separate place of business not located at the production plant where the lot was produced; or

(2) You are selling in quantities of 2,000 pounds or less.

If you comply with either of these requirements, you may add the appropriate one of the following markups:

	<i>Per ton</i>
If you sell to a feeder from a store.....	\$4.50
If you sell to anyone from the production plant.....	2.00
In all other cases.....	1.50

This amendment shall become effective March 17, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
*Administrator.*

[F. R. Doc. 45-3944; Filed, Mar. 12, 1945; 11:27 a. m.]

PART 1399—COMMODITIES AND SERVICES

[Rev. SR 1, Amdt. 95]

SELF-PROPELLED STEEL SHIPS

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 2.12 (t) is added to read as follows:

(t) Self-propelled steel ships of not less than 1000 gross tons designed for the transportation of cargo or passengers on the high seas. In case of doubt as to whether a vessel complies with the foregoing description, certification to that fact by any department or agency of the United States or by the American Bureau of Shipping or by any other classification association approved by the United

States Maritime Commission to the Office of Price Administration, Washington, D. C., shall be sufficient evidence thereof.

This amendment shall become effective March 17, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
*Administrator.*

[F. R. Doc. 45-3940; Filed, Mar. 12, 1945; 11:26 a. m.]

PART 1404—RATIONING OF FOOTWEAR

[RO 17, Amdt. 93]

SHOES

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

Ration Order 17 is amended in the following respects:

1. Section 1.3 is amended by deleting the words and figures "Rationing Order No. 3 (Sugar) or General Ration Order No. 5" and substituting instead the words "any ration order".

2. Section 1.5 (b) (1) is amended to read as follows:

(1) If the kind of shoes he wants are non-rationed or are furnished him by his employer or by an institution;

3. Section 1.5 (b) (3) is amended by adding a comma after the words "gymnasium use".

4. Section 1.6 is amended by deleting the words "a war ration book" in the second sentence and substituting instead the words "his war ration book" and by deleting the words "the war ration book" in the third sentence and substituting instead the words "his war ration book."

5. Section 1.7 (a) is amended by deleting from the first sentence of subparagraph (1) the word "certificates" and substituting instead the words "a ration check"; by deleting from the second sentence of subparagraph (1) the word "certificates" and substituting instead the words "ration check"; by deleting from subparagraph (2) the word "certificates" and substituting instead the words "a ration check"; by deleting from subparagraph (3) the word "certificates" and substituting instead the words "a ration check" and by deleting from the first sentence of the sixth paragraph the word "certificates" and substituting instead the words "a ration check."

6. Section 1.7 (c) is amended by deleting from subparagraph (1) the words "sufficient certificates" and substituting instead the words "a ration check in an amount sufficient"; by deleting from subparagraph (2) the word "certificates" and substituting instead the words "a

ration check"; and by deleting from subparagraph (3) the words "with certificates in this manner" and substituting instead the words "under this paragraph".

7. Section 1.7 (d) (3) is amended by deleting from the first sentence the word "certificates" and substituting instead the words "a ration check".

8. Section 1.8 is amended to read as follows:

SEC. 1.8 *How certificates may be used.* A member of the armed services who receives a certificate (OPA Form R-1705B) in a way permitted by this order, may use it at any time to get one pair of shoes regardless of the date on which it was issued. It may be used by consumers only by or for the member of the armed service to whom it was issued. If it is sent by a consumer with a mail order, the shoes may be delivered only to the name and address written on the certificate.

9. Section 1.11 is amended to read as follows:

SEC. 1.11 *District Office may issue ration currency to welfare agency.* To avoid hardship caused by flood, tornado, or other public disaster, a District Office or the National Office may issue ration currency to the American Red Cross (or any of its branches) or other recognized welfare agency (on written application made on OPA Form R-1702) to permit it to acquire shoes for free distribution to persons who lose their shoes in the catastrophe. Shoes acquired by the welfare agency with ration currency so issued may be transferred to anyone having need for them as a result of a catastrophe, without getting ration currency for them.

10. Section 1.14 (c) is amended by deleting the word "certificates" and substituting instead the words "a ration check."

11. Section 1.14 (e) is amended by deleting from the first sentence the words "a certificate (OPA Form R-1705A)" and substituting instead the words "a ration check"; by deleting from the second sentence the word "certificate" and by substituting instead the words "ration check"; and by deleting from the third sentence the words "certificate (OPA Form R-1705A)" and substituting instead the words "ration check."

12. Section 2.3 (c) is amended to read as follows:

(c) Where an inventory filed by an establishment is found to be erroneous, the establishment shall promptly file with the District Office a corrected inventory on the proper OPA Form, together with a copy of the incorrect inventory. If rationed shoes were omitted from the first inventory (OPA Form R-1701) the District Office shall issue to the establishment a ration check for the difference between the shoe purchase allowance received and the amount to which it was entitled, but only if the corrected inventory is filed with the District Office before May 15, 1945. If the number of pairs of shoes in the corrected inventory is less than in the original inventory, the establishment shall surrender to the District Office ration cur-

<sup>1</sup> 8 F.R. 15839, 16605, 16996; 9 F.R. 92, 573, 764, 2232, 2656, 2947, 2829, 3340, 3944, 4391, 5254, 5805, 6233, 6647, 6455, 7080, 7773, 8254, 8339, 8340, 8931, 9355, 9901, 10589, 10984, 10935, 11638, 11763, 12039, 12271, 12821, 13134, 13087, 13992, 14017, 14496; 10 F.R. 251, 1103, 1649, 1739.

rency in an amount equal to the difference between the shoe purchase allowance it received and the amount to which it was entitled.

13. Section 2.4 (b) is deleted.

14. Section 2.5 (a) is amended by deleting the first sentence and substituting instead the following: "A separate account must be opened for each establishment even though two or more are owned by the same person. However, a person selling or storing shoes at two or more locations in the same city or community, that are not parts of a manufacturing establishment, may open a joint ration bank account for two or more of them. (Such locations served by a joint ration bank account are treated for all the purposes of this order just as if they were parts of a single establishment.)"

15. Section 2.6 (a) is amended by deleting the word "certificate" and substituting instead the words "ration check."

16. Section 2.7 (a) is amended by deleting the third sentence.

17. Section 2.7 (b) is deleted.

18. Section 2.7 (f) is amended by deleting from the last sentence the words "replacement certificate to the establishment on Form R-1705A," and substituting instead the words "ration check."

19. Section 2.8 (a) is amended by deleting the first three sentences and substituting instead the following: "Any distributor who has received a registration number from the District Office may replenish his stock by sending to his supplier his registration number together with stamps, certificates and ration checks he has received, for the number of pairs of shoes ordered. He may present ration currency received by him to the District Office and receive in exchange ration checks in such denominations as he desires, equal in total to the ration currency surrendered."

20. Section 2.9 (a) is amended by deleting from the third sentence the following: "R-1705A or".

21. Section 2.13 (c) is amended by deleting the words "Supplement No. 1 to Ration Order 17" and substituting instead the following: "section 2.14".

22. Section 2.15 (a) is amended by deleting from the first sentence the word "certificate" and substituting instead the words "ration check"; and by deleting from the second sentence in two places the word "certificate" and substituting instead in such places the word "currency".

23. Section 2.15 (b) is amended by deleting the words "a replacement certificate" and substituting instead the words "replacement currency".

24. Section 2.16 is amended by deleting from the first, fourth and fifth sentences the word "certificate" and substituting instead the words "ration check".

25. Section 2.17 (b) is amended by deleting the word "certificates" and substituting instead the words "a ration check".

26. Section 2.19 is amended by deleting the word "certificates" and substituting instead the words "a ration check."

27. Section 2.21 (a) is amended to read as follows:

(a) Each District Office and the National Office shall open before December 1, 1944 a shoe ration bank account. After November 30, 1944 it shall issue a ration check whenever this Order permits the issuance of ration currency, except in cases where the issuance of special shoe stamps is permitted. No certificate (OPA Form R-1705A) shall be valid after January 31, 1945 regardless of date of issuance.

23. Section 3.2 (b) is amended by deleting the word "certificates" from the second sentence and substituting instead the word "currency".

29. Section 3.3 (c) is amended by deleting the word "certificates" from the second sentence and substituting instead the word "currency".

30. Section 3.4 (c) is amended by deleting from the second sentence the words "a certificate or"; and by deleting from the third sentence the word "certificate" and substituting instead the words "ration check."

31. Section 3.13 is amended by deleting from the definition of "certificate" the words "R-1705A or".

32. The definition of "distributing establishment" in section 3.13 is amended by adding the following: "Where one person owns two or more locations at which he sells or stores shoes in the same city or community all such locations served by the same ration bank account are treated as one establishment."

33. The definition of "district office" in section 3.13 is amended by deleting the last sentence.

34. The definition of "house slipper" in section 3.13 is amended to read as follows:

"House slippers" means any footwear constructed exclusively for indoor or house wear other than athletic, sport, or gymnasium use. However, the term does not include footwear made with any cattle hide leather in the upper, or with cattle hide grain leather outsoles (other than heads, bellies, shins, and shanks), if such footwear was shipped from the factory in the United States after August 31, 1943, or imported into the United States after August 31, 1943. Neither does the term include footwear having a leather outsole heavier than five iron, or footwear having leather outsoles and raised or flat seam moccasin type vamps (or genuine moccasins utilizing leather outsoles) manufactured in the United States after December 31, 1944 or imported after that date.

This amendment shall become effective March 16, 1945.

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

Issued this 12th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3943; Filed, Mar. 12, 1945; 11:27 a. m.]

## PART 1419—EXPLOSIVES

[RMFR 191, Amdt. 4]

### COTTON LINTERS AND HULL FIBERS

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.

Appendix A (b) (2) is amended to read as follows:

(2) *Rejected chemical cotton linters.* On and after March 20, 1945, the following maximum prices f. o. b. seller's shipping point are established for sales of chemical cotton linters produced on or after August 1, 1944 under War Production Board General Preference Order M-12 (and directions and amendments thereto) and which are rejected as unsuited for chemical uses.

	<i>Per lb.</i>
(i) Sales by cottonseed oil mills....	\$0.0523
(ii) Sales by persons other than cottonseed oil mills.....	.0355

This amendment shall become effective March 20, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3941; Filed, Mar. 12, 1945; 11:26 a. m.]

## PART 1436—PLASTIC AND SYNTHETIC RESINS

[MPR 406, Amdt. 8]

### SYNTHETIC RESINS AND PLASTIC MATERIALS AND SUBSTITUTE RUBBER

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 20 (a) and (b) are amended by substituting for the figure "\$0.1150" wherever it appears therein, the figure "\$0.1185."

This amendment shall become effective March 17, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3942; Filed, Mar. 12, 1945; 11:26 a. m.]

## TITLE 34—NAVY

### Chapter I—Department of the Navy

#### PART 14—CLAIMS

##### REIMBURSEMENT OF CLAIMS OF CIVILIAN EMPLOYEES FOR LOSS OF PERSONAL PROPERTY

Pursuant to the authority vested in the Secretary of the Navy by the act of October 27, 1943 (57 Stat. 582), the following additional regulations are prescribed to govern the reimbursement of civilian employees of the Naval Estab-

18 F.R. 11248, 12632, 1396.

18 F.R. 8372, 10825, 12879; 9 F.R. 6885, 11513, 13210.

ishment who are now, or have been, entitled to benefits under the Missing Persons Act (act of March 7, 1942, 56 Stat. 143, as amended) for the loss of personal property.

§ 14.12 *Mobile Personnel and Settlement Unit.* (a) The Officer-in-Charge, Mobile Personnel and Settlement Unit, subject to the limitation herein contained, is hereby designated to consider, ascertain, adjust and determine the claims of civilian employees of the Naval Establishment who are now, or have been, entitled to benefits under the Missing Persons Act (act of March 7, 1942, 56 Stat. 143, as amended) for loss of personal property provided for in the act of October 27, 1943 (57 Stat. 582), and to reimburse the claimant in kind out of available Government property or pay the amount determined to be due.

(b) This designation does not extend to the claims of civilian employees of the Naval Establishment who are returning to the United States for purposes other than rehabilitation or leave and is limited in each case to reimbursement in kind or payment of amounts stated as follows:

(1) \$10.00 in the case of a claim of a native or non-citizen employee for items of wearing apparel.

(2) \$50.00 in the case of a claim of an employee who is a citizen of the United States for items of wearing apparel.

(3) \$150.00 in the case of a claim for other personal property including technical equipment and tools.

(c) Claims for losses of personal property in the case of United States citizen employees who are returning to the United States for purposes other than rehabilitation or leave, and claims in which the amount determined to be due exceeds the amount set forth herein, shall be forwarded to the Office of the Judge Advocate General of the Navy for adjudication as provided in regulations published in the FEDERAL REGISTER (8 F.R. 16931; 9 F.R. 4480).

(56 Stat. 143, 57 Stat. 582; 34 U.S.C. 984-989, 50 U.S.C. App. 1001-1018)

JAMES FORRESTAL,  
Secretary of the Navy.

[F. R. Doc. 45-3906; Filed, Mar. 10, 1945; 2:47 p. m.]

TITLE 35—PANAMA CANAL

Chapter I—Canal Zone Regulations

PART 10—EXCLUSION AND DEPORTATION OF PERSONS

PROCEDURES AT HEARINGS

Effective March 15, 1945, §§ 10.1h and 10.1n of Part 10 of Title 35, Code of Federal Regulations (9 F.R. 12699, 12700), are amended to read, respectively, as follows:

§ 10.1h *Hearing accorded in exclusion proceedings.* Upon the detention of any person under the provisions of § 10.1g the person detained shall, unless a hearing is waived in writing, be brought before such Quarantine and Immigration

Officer as may be designated by the Chief Health Officer and granted a hearing to show cause, if any there be, why he should not be excluded: *Provided, however,* That this section shall not require a hearing in the case either of a transient passenger or of a transient seaman. At the hearing the person detained shall be allowed to inspect the order for his detention, shall be advised that he may be represented by counsel, and shall be asked whether he desires counsel or waives that right, and his reply shall be entered on the record. At the hearing, counsel if selected shall be permitted to be present, and the person detained or counsel on his behalf may present any evidence relevant and material to a showing of cause why he should not be excluded. [Reg. 120.9]

§ 10.1n *Procedure at hearing in deportation proceedings.* At the hearing the person detained under the order of detention shall be allowed to inspect the order, shall be advised that he may be represented by counsel, and shall be asked then and there to state whether he desires counsel or waives his right to counsel, and his reply shall be entered on the record. At the hearing, counsel if selected shall be permitted to be present, and the person detained or counsel on his behalf may present any evidence relevant and material to a showing of cause why he should not be deported. If during the hearing it shall appear that there exists a reason in addition to those stated in the order of detention why the person named in the order should be deported, such person shall be notified that such additional charge will be placed against him and he shall be given an opportunity to show cause why he should not be deported therefor. [Reg. 120.15]

(Rule 9, E.O. 4314, Sept. 25, 1925)

J. C. MEHAFFEY,  
Governor.

MARCH 2, 1945.

[F. R. Doc. 45-3917; Filed, Mar. 12, 1945; 9:49 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—United States Public Health Service, Federal Security Agency

PART 2—MEDICAL RELIEF

RED CROSS PERSONNEL

§ 2.111 *Emergency medical care when serving with U. S. Coast Guard.* Red Cross uniformed personnel serving with the U. S. Coast Guard may be admitted upon proper evidence of their status with the U. S. Coast Guard to hospitals and second-class medical relief stations of the Public Health Service for emergency medical care and treatment. Hospitalization will be furnished at Service hospitals only and, provided suitable accommodations are available, at a per diem charge to each patient admitted under this regulation equivalent to the uniform per diem reimbursement rate for Government hospitals as approved by the President for each fiscal year.

(Sec. 322 (d) and 503, 58 Stat. 696, 710; 42 U.S.C. 249 (d), 221)

Dated: March 3, 1945.

THOMAS PARRAN,  
Surgeon General.

Approved: March 8, 1945.

WATSON B. MILLER,  
Acting Federal Security Administrator.

[F. R. Doc. 45-3869; Filed, Mar. 10, 1945; 10:59 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Subchapter A—Alaska

[Circular 1596]

PART 63—GRAZING

CROSSING PRIVILEGES AND PERMITS

The first sentence of § 63.19 (a) is amended to read as follows:

§ 63.19 *Crossing privileges and permits therefor.* \* \* \*

(a) Free crossing permits will be issued by the proper regional field examiner, when good grazing administration or the protection of other related interests do not make the issuance of such permits objectionable. \* \* \*

FRED W. JOHNSON,  
Commissioner.

Approved: February 26, 1945.

OSCAR L. CHAPMAN,  
Assistant Secretary.

[F. R. Doc. 45-3863; Filed, Mar. 9, 1945; 5:03 p. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[G. O. 24, Supp. 7]

PART 310—MERCHANT MARINE TRAINING

APPOINTMENT AND TRAINING OF CADETS IN U. S. MERCHANT MARINE CADET CORPS

Effective as of March 1, 1945, General Order 24 is amended as follows:

1. Section 310.52 *Scholastic tests* (7 F.R. 7627) is amended by striking out paragraphs (a) and (b) and inserting in lieu thereof the following:

(a) Scholastic tests shall be required of all Cadet-Midshipmen appointed on or after July 1, 1945.

(b) Applications and supporting papers will be carefully examined by the office of the Supervisor, and if a candidate is considered qualified he will be informed by the Supervisor of the date and place of scholastic tests.

2. Section 310.54 *Eligibility lists* is amended by striking out paragraph (a) and inserting in lieu thereof the following:

(a) Effective on or after July 1, 1945, the names of candidates, who have

passed scholastic tests for appointment as Cadet-Midshipmen, will be placed on eligible lists for each state and territory in accordance with grades received.

3. Section 310.55 *Appointments and assignments* (7 F.R. 7627; 8 F.R. 2889, 6968) as amended (Supp. 2 and Supp. 4) is amended by striking out paragraph (a) and inserting in lieu thereof the following:

(a) Effective on or after July 1, 1945, candidates who have passed scholastic tests as prescribed by the United States Merchant Marine Cadet Corps and the physical examination required for appointment as Midshipman, USNR, shall be appointed Cadet-Midshipmen, U. S. Merchant Marine Cadet Corps, by the Supervisor. The District Supervisors shall assign such Cadet-Midshipmen to vacancies at the Basic Schools or the Academy when their names reach the top of eligible lists. Appointments shall be made in accordance with state and territory quotas based on the population of such state or territory as shown by the latest census. Exceptions to such quota appointments shall be made by the Supervisor when there are not sufficient candidates from under-quota states and territories. In such cases, appointments to vacancies shall be made from the lists of successful candidates from over-quota states and territories in the order of the highest grades received in scholastic tests provided these candidates have also passed the physical examination required for appointment as Midshipman, USNR. Candidates who pass scholastic tests and physical examinations but who, because of low grades or lack of vacancies, do not receive appointments within six months after passing such tests, may be removed from the eligible list at the discretion of the Supervisor. Such candidates shall be permitted to take another scholastic test when scheduled if they desire to re-establish their names on the eligible list.

(E.O. 9054, 9198; 3 CFR, Cum. Supp.)

[SEAL] E. S. LAND,  
Administrator.

MARCH 9, 1945.

[F. R. Doc. 45-3918; Filed, Mar. 12, 1945;  
10:25 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter I—Interstate Commerce Commission

[S. O. 189, Amdt. 2 to Supp. 2]

#### PART 97—ROUTING OF TRAFFIC

##### EMBARGO OF ROUTES AND TRANSIT ARRANGEMENTS ON GRAIN AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of March, A. D. 1945.

Upon further consideration of Service Order No. 189, Supp. 2 (10 F. R. 50) of December 26, 1944, and good cause appearing therefor: *It is ordered*, That:

Service Order No. 189, Supp. 2 (10 F.R. 50) of December 26, 1944, as amended, *Embargo of routes and transit arrangements on grain and related articles*, and Appendix A thereof, be, and it is hereby, further amended in the following respects:

Sheet 3, paragraph 10, Chicago, Milwaukee, St. Paul and Pacific Railroad tariff I.C.C. No. B-7400, Item 2475 is eliminated.

The Chicago, Milwaukee, St. Paul and Pacific Railroad Company (Henry A. Scandrett, Walter J. Cummings and George I. Haight, Trustees), 5 days before the effective date of this order shall publish, file, and post a supplement to its tariff affected hereby announcing the change in the embargo of routes and transit arrangements herein provided. (40 Stat. 101, secs. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

*It is further ordered*, That this amendment shall become effective at 12:01 a. m., March 19, 1945; that a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this amendment be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-3870; Filed, Mar. 10, 1945;  
11:00 a. m.]

## Chapter II—Office of Defense Transportation

[Administrative Order ODT 30]

### PART 503—ADMINISTRATION

#### DIRECTOR, HIGHWAY TRANSPORT DEPARTMENT; DELEGATION OF AUTHORITY

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Orders 8989, as amended, 9156, and 9294 and War Production Board Directives 21 and 36, as amended, it is hereby ordered, that:

§ 503.510 *Director, Highway Transport Department*. The Director, Highway Transport Department, Office of Defense Transportation, is authorized and directed as follows:

(a) To issue, in his discretion, such orders and directions as may be necessary or required to approve and effectuate the joint action proposed by and between persons engaged in the transportation of passengers or property by motor vehicle in plans for such joint action which are formulated and submitted in accordance with the provisions of any effective order of the Office of Defense Transportation.

(b) The exercise of the authority hereby conferred shall be subject to the gen-

eral control and supervision, and the right of modification or revocation in any specific case, of the Director of the Office of Defense Transportation, and shall be exercised in accordance with the policy and procedure heretofore agreed upon by the Office of Defense Transportation, the Department of Justice, and the War Production Board.

This Administrative Order ODT 30 shall become effective March 12, 1945.

(Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S. Code 633, 58 Stat. 827; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9294, 8 F.R. 221; War Production Board Directives 21 and 36, as amended, 8 F.R. 5834, 9 F.R. 6989, 10 F.R. 698)

Issued at Washington, D. C., this 12th day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-3907; Filed, Mar. 10, 1945;  
3:23 p. m.]

## Notices

### DEPARTMENT OF THE INTERIOR.

#### Bureau of Mines.

##### SCRIBNER WELL DRILLING CO.

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

In the matter of licensee Carl H. Scribner, Scribner Well Drilling Company. Proceedings for revocation of licenses.

To: Carl H. Scribner, Scribner Well Drilling Company, R. D. 3, Fifth Avenue, Newburgh, New York.

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

1. On January 24, 1945, a specification of charges against you setting forth violations of the Federal Explosives Act (55 Stat. 863), as amended, and the regulations issued thereunder of which you were accused was mailed to you giving you notice to mail an answer within 15 days from January 24, 1945, answering the charges against you and requesting an oral hearing if you wished.

2. Your answer dated February 23, 1945, has been received and considered. No other communication has been received from you. You have not requested an oral hearing.

3. All of the charges against you are true. You have stored high explosives and detonators otherwise than in magazines meeting the standards set forth in the regulations. You have failed to provide or have readily available, at or near the place where your operations have been carried on, a magazine complying with the standards set forth in the regulations although you have been the holder of a purchaser's license and have been engaged in an occupation in which explosives are regularly used. You have



failed to keep a full, detailed, and tabulated record of your transactions in and operations involving explosives.

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

1. That all licenses issued to you under the Federal Explosives Act be and they are hereby revoked as of midnight, March 24, 1945.

2. That prior to midnight, March 24, 1945, you shall sell or otherwise dispose of, to properly licensed persons, or use, or destroy, all explosives and ingredients of explosives owned or possessed by you or consigned to you or which are in your custody.

3. That after having sold or otherwise disposed of, or destroyed, all of the explosives and ingredients of explosives as required by paragraph 2 of this order, you shall, prior to midnight, March 24, 1945, deliver or mail to A. D. Look, Engineer in Charge, Bureau of Mines, Department of the Interior, 449 Federal Building, Albany 1, New York, a sworn statement of your transactions in and uses and destructions of explosives and ingredients of explosives beginning with the date of this order and ending with the final sale or other disposition or use or destruction of explosives and ingredients of explosives as required above. The statement shall set forth the amount of each kind of explosives and ingredients of explosives which you had on hand at each location on the opening of business on the date of this order, the amount of each kind acquired by you that day and each day thereafter, the dates on which acquired, the names and addresses of the persons from whom acquired, the amount of each kind sold or otherwise disposed of by you, the dates on which sold or otherwise disposed of, the names and addresses and the numbers and dates of the Federal explosives licenses of the persons to whom sold or otherwise disposed of, the amount of each kind used by you, the dates on which used and the places where used, the amount of each kind destroyed by you, the dates on which destroyed and the places where destroyed.

4. That prior to midnight, March 24, 1945, you shall surrender all licenses issued to you under the Federal Explosives Act and all copies thereof by mailing or delivering them to A. D. Look, Engineer in Charge, Bureau of Mines, Department of the Interior, 449 Federal Building, Albany 1, New York.

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

This order shall be published in the FEDERAL REGISTER.

Dated at Washington, D. C., this 7th day of March 1945.

R. R. SAYERS,  
Director.

[F. R. Doc. 45-3864; Filed, Mar. 9, 1945; 5:03 p. m.]

No. 51—8

COLUMBIA POWDER Co.

ORDER DETERMINING VIOLATIONS AND IMPOSING CONDITIONS FOR SUSPENSION OF REVOCATION

In the matter of licensee Columbia Powder Company. Proceedings for revocation of licenses.

To: Columbia Powder Company, East Alton, Illinois.

These proceedings were begun on October 30, 1944, by sending you a specification of charges alleging that you had violated section 2 of the Federal Explosives Act by selling explosives to persons not licensed under the act and had violated section 5 of the act and section 14 (d) of the regulations issued pursuant thereto by failing to keep a full, detailed, and tabulated record of your transactions and operations involving explosives and ingredients of explosives.

Your answer to the charges was received on November 24. On November 29, pursuant to your request, an oral hearing was held in Seattle, Washington, at which you were represented by J. A. Denn, who at that time was your Vice President. Both in your answer and at the hearing you admitted having sold explosives to persons not licensed under the Federal Explosives Act and having failed to keep proper records.

On January 20, 1945, the hearing officer filed a report and sent a copy of it to you together with a notice that you would be allowed 15 days from the receipt thereof to file such exceptions to the report or to any other part of the record or proceedings (including rulings upon all motions and objections) as you might desire and a brief in support of your objections. You were also advised of your right to request permission to argue the matter orally before me. The time granted to you within which to file exceptions and a brief, allowing a reasonable time for delivery of the notice, has expired, and no communication has been received from you.

Now, therefore, by virtue of the authority vested in me by the Federal Explosives Act and the regulations issued pursuant thereto, I, having reviewed the record find:

1. That you have sold explosives to persons not licensed under the Federal Explosives Act and have thereby violated section 2 of the act.

2. That you have failed to keep a full, detailed, and tabulated record of your transactions and operations involving explosives and ingredients of explosives and have thereby violated section 5 of the act and section 14 (d) of the regulations.

3. That your violations of the act and regulations are the result of gross negligence on your part.

I therefore order:

1. That you shall, on or before the 10th day of each and every month, beginning with the 10th day of April 1945, furnish to L. H. McGuire, Engineer in Charge, Bureau of Mines, Department of the Interior, 233 Federal Office Building, Seattle 4, Washington, a sworn copy of the record you shall have kept, pursuant to section 14 (d) of the regulations, of all of your transactions and operations

involving explosives and ingredients of explosives during the preceding month.

2. That if you fail to furnish the records required by this order or fail hereafter in any particular to comply scrupulously with the requirements of the act and regulations, I shall, without further notice to you, revoke all licenses issued to you under the act.

This order shall be published in the FEDERAL REGISTER.

Dated at Washington, D. C., this 8th day of March 1945.

R. R. SAYERS,  
Director.

[F. R. Doc. 45-3868; Filed, Mar. 10, 1945; 9:36 a. m.]

General Land Office.

ARIZONA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MARCH 2, 1945.

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

GILA AND SALT RIVER MERIDIAN

T. 12 S., R. 8 E., sec. 16.

The area described contains 640 acres.

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

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (Public Law 434—78th Congress), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

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

the public generally as may be authorized by the public land laws.

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

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

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

FRED W. JOHNSON,  
Commissioner.

[F. R. Doc. 45-3865; Filed, Mar. 9, 1945;  
5:03 p. m.]

#### IDAHO

#### ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MARCH 2, 1945.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976, 43 U. S. C. sec. 315g), the following described lands, within Grazing District No. 3, have been reconveyed to the United States:

#### BOISE MERIDIAN

T. 8 N., R. 33 E. sec. 21, NE¼.  
The area described contains 160 acres.

These lands immediately shall become subject to administration by the Grazing Service and at 10:00 a. m. on the 63rd day from the date on which this order is signed, such lands, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27,

1944 (Public Law 434-78th Congress), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

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

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

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

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

FRED W. JOHNSON,  
Commissioner.

[F. R. Doc. 45-3866; Filed, Mar. 9, 1945;  
5:03 p. m.]

#### Grazing Service.

#### DESIGNATED WESTERN GRAZING DISTRICTS ORDER FOR REMOVAL OF TRESPASSING HORSES

Grazing districts established under the provisions of the act of June 28, 1934 (48 Stat. 1269), as amended.

Whereas by order approved January 29, 1944, the Federal range was closed to

all horses unlawfully grazing thereon until March 1, 1945; and

Whereas many thousands of such horses have been removed under and pursuant to said order from the public lands within the exterior boundaries of the 60 grazing districts in the United States; and

Whereas there are still large numbers of such horses grazing at large on the range in all of said grazing districts, consuming forage vitally needed for cattle, sheep, and wildlife, injuring the range in many respects, and increasing the cost of range administration; and

Whereas it is necessary for the full protection of the range and the preservation of forage thereon for cattle, sheep, and wildlife, that the Federal range continue to be closed to such horses for another year;

Now, therefore, by virtue of the authority vested in me by the act of June 28, 1934 (48 Stat. 1269, 43 U. S. C. 315, et seq.), as amended, commonly referred to as the Taylor Grazing Act; *It is ordered*, That Arizona Grazing Districts Nos. 1, 2, 3, and 4; California Grazing Districts Nos. 1 and 2; Colorado Grazing Districts Nos. 1, 2, 3, 4, 5, 6, 7, and 8; Idaho Grazing Districts Nos. 1, 2, 3, 4, and 5; Montana Grazing Districts Nos. 1, 2, 3, 4, 5, and 6; Nevada Grazing Districts Nos. 1, 2, 3, 4, and 5; New Mexico Grazing Districts Nos. 1, 2, 3, 4, 5, 6, and 7; Oregon Grazing Districts Nos. 1, 2, 3, 4, 5, 6, and 7; Utah Grazing Districts Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, and 11; and Wyoming Grazing Districts Nos. 1, 2, 3, 4, and 5 be and they are hereby closed for the period beginning March 1, 1945, and ending March 1, 1946, to the grazing of all horses other than those lawfully grazing therein under valid license or permit and those used as riding, pack, and draft animals in connection with lawful livestock operations and those used by persons lawfully traveling over such lands.

The Grazing Service is authorized to cause all such unclaimed and trespassing horses to be removed from the Federal range in the grazing districts hereinabove mentioned.

This order shall be effective from and after publication in the FEDERAL REGISTER.

Approved this 5th day of March 1945.

HAROLD L. ICKES,  
Secretary of the Interior.

[F. R. Doc. 45-3867; Filed, Mar. 9, 1945;  
5:02 p. m.]

#### Office of the Secretary.

#### NEVADA

#### ORDER MODIFYING NEVADA GRAZING DISTRICT 4

Under and pursuant to the provisions of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315 et seq.), and subject to the limitations and conditions therein contained, Nevada Grazing District No. 4 is modified by eliminating therefrom the following described land:

## NEVADA

## MOUNT DIABLO MERIDIAN

- T. 22 N., R. 55 E.  
 Sec. 1, Lots 1 and 2  
 T. 23 N., R. 55 E.  
 Sec. 23, NW $\frac{1}{4}$ SE $\frac{1}{4}$   
 Sec. 24, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$   
 T. 22 N., R. 56 E.  
 Sec. 6, Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$

The areas described aggregate 480.61 acres.

ABE FORTAS,

Acting Secretary of the Interior.

FEBRUARY 24, 1945.

[F. R. Doc. 45-3862; Filed, Mar. 9, 1945;  
 5:02 p. m.]

## DEPARTMENT OF LABOR.

Office of Secretary.

[WLD 52]

ST. LOUIS NATIONAL STOCKYARDS CO.

## FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of St. Louis National Stockyards Company, National Stockyards, Illinois; Case No. S-1644.

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

Having been advised of the existence of a labor dispute involving the St. Louis National Stockyards Company, National Stockyards, Illinois,

I find that the maintenance of livestock and the performance of services which are an integral part of the transportation of such livestock, by the St. Louis National Stockyards Company, National Stockyards, Illinois, pursuant to contracts with Armour & Co. and Swift & Co., East St. Louis, Illinois, and other meat-packing concerns, are contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C. this 9th day of March 1945.

FRANCIS PERKINS,  
 Secretary of Labor.

[F. R. Doc. 45-3921; Filed, Mar. 12, 1945;  
 10:37 a. m.]

## FEDERAL POWER COMMISSION.

[Docket Nos. G-612 and G-619]

PANHANDLE EASTERN PIPE LINE CO.

ORDER CONSOLIDATING PROCEEDINGS AND  
 FIXING DATE OF HEARING

MARCH 6, 1945.

Upon consideration of the applications filed respectively on January 6, 1945, and January 31, 1945, by Panhandle Eastern Pipe Line Company (Applicant) for (1) an order, pursuant to section 3 of the Natural Gas Act, authorizing the exportation of natural gas from the United States to Canada (Docket No. G-612),

and (2) a certificate of public convenience and necessity under section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following-described facilities for the transportation and sale for resale of natural gas in interstate and foreign commerce;

(1) A 16-inch O. D. pipe line connecting with Applicant's main 22-inch transmission pipe line at its Detroit Regulator Station in the city of Allen Park, Michigan (the latter being near the eastern terminus of Applicant's pipe-line system which extends from the Panhandle field in Texas easterly to Detroit, Michigan), and extending thence easterly to the right-of-way of the D. & T. S. L. and the Michigan Central Railroad and the D. T. & I. Railroad; thence northeasterly along the D. T. & I. Railroad to Coolidge Avenue in the city of River Rouge, Michigan; thence southeasterly along Coolidge Avenue to the west bank of the Detroit River;

(2) Two parallel 12 $\frac{3}{4}$ -inch pipe lines connecting with the said proposed 16-inch pipe line, at the west bank of the Detroit River in the city of River Rouge, Michigan, and extending easterly underneath the Detroit River to points of connection with transmission pipe lines of Union Gas Company of Canada, Ltd. ("Canadian Company"), at the International boundary line of the United States and Canada;

(3) A double 8-inch pressure reducing station, with 8-inch regulators, to be installed at or near the point of intersection between Applicant's existing main 22-inch transmission pipe line and the proposed 16-inch pipe line referred to in (1), above, together with necessary piping, valves and other fittings;

(4) A measuring station, to be installed in the vicinity of City Park, on the western bank of the Detroit River, having a 10-inch orifice meter setting, together with necessary piping, valves and other fittings.

It appearing to the Commission that: (a) In addition to the foregoing application, Applicant, on January 6, 1945, filed an application for a Presidential Permit, pursuant to Executive Order No. 8202, for the construction, operation, maintenance and connection at the International boundary of the United States, at and near the city of River Rouge, Michigan, of facilities for the exportation of natural gas to Canada (Docket No. G-611).

(b) Applicant proposes to export and sell natural gas to the Canadian Company and proposes to use the facilities above referred to for such exportation and sale. As of November 25, 1944, Applicant entered into a contract with the Canadian Company for a term of 20 years or December 31, 1965, whichever is earlier, whereby Applicant has agreed to sell and deliver to the Canadian Company, in the spring, summer, and fall months of each year during the life of the contract, the following quantities of natural gas:

(1) During each twelve-month period throughout the life of such contract and any renewal or extension thereof, 5,500,000,000 cubic feet;

(2) Such quantities in addition to the foregoing as Applicant, upon specific request of the Canadian Company, may elect to deliver up to, but not exceeding, 15% of the aforementioned quantities.

The contract specifically provides that Applicant shall be under no obligation to deliver any gas to the Canadian Company during the months of January, February, March, and December of each year.

(c) The above-entitled proceedings may involve substantially the same issues and facts.

(d) Good cause exists for consolidating the above matters for the purpose of hearing thereof.

The Commission orders that: (A) The proceedings in Docket Nos. G-612 and G-619 be and they are hereby consolidated for the purpose of hearing.

(B) A public hearing be held commencing on May 15, 1945, at 10:00 a. m. (e. w. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in these proceedings.

(C) Interested State commissions may participate in this 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. 45-3884; Filed, Mar. 10, 1945;  
 11:32 a. m.]

## INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 904]

RECONSIGNMENT OF TOMATOES AT KANSAS CITY, MO.-KANS.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, March 5 to 6, 1945, by E. E. Fadler Company, of car WFE 60285, tomatoes, now on the C. R. I. & P. Railroad, to E. E. Fadler Company, Omaha, Nebraska (R. I.).

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C. this 6th day of March 1945.

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

[F. R. Doc. 45-3871; Filed, Mar. 10, 1945;  
11:00 a. m.]

[S. O. 70-A, Special Permit 905]

RECONSIGNMENT OF TOMATOES AT KANSAS CITY, MO.-KANS.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, March 6, 1945, by Gust Relias of car FGE 21753, tomatoes, now on the C. R. I. & P. to Gust Relias, Chicago, Illinois (Wabash).

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3872; Filed, Mar. 10, 1945;  
11:00 a. m.]

[S. O. 70-A, Special Permit 906]

RECONSIGNMENT OF ORANGES AT CINCINNATI, OHIO

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Cincinnati, Ohio, March 6 or 7, 1945, by California Fruit Growers Exchange, of car PFE 60195, oranges, now on the Southern Railway, to California Fruit Growers Exchange, Cleveland, Ohio (Big 4).

The waybill shall show reference to this special permit.

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

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3873; Filed, Mar. 10, 1945;  
11:00 a. m.]

[S. O. 70-A, Special Permit 907]

RECONSIGNMENT OF CITRUS FRUITS AT CINCINNATI, OHIO

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Cincinnati, Ohio, March 6 or 7, 1945, by Florida Citrus Exchange, of car FGE 21669, citrus, now on the Southern Railway, to Detroit, Michigan (B&O-PM).

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3874; Filed, Mar. 10, 1945;  
11:00 a. m.]

[S. O. 70-A, Special Permit 908]

RECONSIGNMENT OF CARROTS AT CHICAGO, ILL.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, March 6, 1945, by Riley McFarland Co. of car PFE 91274, carrots, now on the Chicago Produce Terminal, to Cohen Bros., Appleton, Wisconsin, with stop-off at Fond du Lac, Wisconsin, for partial unloading by Cohen Bros.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3875; Filed, Mar. 10, 1945;  
11:00 a. m.]

[S. O. 282, Special Permit 94]

REICING OF CABBAGE AT DETROIT, MICH.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Detroit, Michigan, March 6, 1945, with not to exceed 2,000 pounds of retop ice, car PFE 62231, cabbage, on the Pere Marquette Railway, as requested by Nathan Gilbert and Sons.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 5th day of March 1945.

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

[F. R. Doc. 45-3876; Filed, Mar. 10, 1945;  
11:00 a. m.]

[S. O. 282, Special Permit 98]

REICING OF PEAS AT JERSEY CITY, N. J.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Jersey City, N. J., March 6, 1945, with not to exceed 2,000 pounds of retop ice, car URT 9536, peas, on the Erie Railroad at Pavonia Avenue, as requested by M. G. R. Co.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3877; Filed, Mar. 10, 1945;  
11:01 a. m.]

[S. O. 282, Special Permit 99]

REICING OF CABBAGE AT JERSEY CITY, N. J.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Jersey City, N. J., March 6, 1945, with not to exceed 3,000 pounds of retop ice per car, cars FGE 46488, WFE 60901 and NP 94760, all cabbage, one the Pennsylvania RR., at Harsimus Cove, as requested by Wishnatzki & Nathel.

The waybills shall show reference to this special permit.

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3878; Filed, Mar. 10, 1945;  
11:01 a. m.]

[S. O. 282, Special Permit 100]

REICING OF CARROTS, LETTUCE AND CAULIFLOWER AT CHICAGO, ILL.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, March 6 or 7, at Chi-

cago Produce Terminal, Chicago, Illinois as ordered by Schuman Co.:

NRC 8227, carrots with 3,000 lbs. retop ice.  
PFE 41579, lettuce with 2,000 lbs. retop ice.  
PFE 42575, cauliflower with 5,000 lbs retop ice.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3879; Filed, Mar. 10, 1945;  
11:01 a. m.]

[S. O. 282, Special Permit 101]

REICING OF PEAS AT JERSEY CITY, N. J.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Jersey City, N. J., March 6 or 7, 1945, with not to exceed 2,000 pounds of retop ice per car, cars PFE 16949 and ART 17512, peas, on the Erie RR. at Croxton Yard, as requested by M. G. R. Co.

The waybills shall show reference to this special permit.

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3880; Filed, Mar. 10, 1945;  
11:01 a. m.]

[S. O. 282, Special Permit 102]

REICING OF CARROTS AT ALTOONA, PA.

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

by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Altoona, Pa., March 6 or 7, 1945, with not to exceed 4,000 pounds of retop ice, car PFE 73637, carrots, on the Pennsylvania RR., as requested by the Schuman Co.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 6th day of March 1945.

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

[F. R. Doc. 45-3881; Filed, Mar. 10, 1945;  
11:01 a. m.]

[S. O. 289-A]

EMBARGO OF CERTAIN SHIPMENTS IN REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of March, A. D. 1945.

Upon further consideration of Service Order No. 289 (10 F.R. 2482) of March 1, 1945, and good cause appearing therefor: *It is ordered*, That:

Service Order No. 289 (10 F.R. 2482) of March 1, 1945, embargoing shipments in refrigerator cars consigned to L. D. Goldstein Fruit & Produce Company, Philadelphia, Pennsylvania, be, and it is hereby, vacated and set aside. (40 Stat. 101, secs. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

*It is further ordered*, That this order shall become effective at 11:59 p. m., March 10, 1945; that copies of this order and direction shall be served upon the Baltimore and Ohio Railroad Company, the Pennsylvania Railroad Company, Pennsylvania-Reading Seashore Lines, and 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 notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-3924; Filed, Mar. 12, 1945;  
11:20 a. m.]

[S. O. 70-A, Special Permit 909]

RECONSIGNMENT OF PFE CAR AT BUFFALO,  
N. Y.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Buffalo, N. Y., March 7, 1945, by Wells Fargo Company of Arizona, of car PFE 72354, now on the Wabash Railroad at Niagara Frontier Food Terminal, to Tri-State Sales Agency, Pittsburgh, Pa. (P. R. R.).

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3925; Filed, Mar. 12, 1945;  
11:20 a. m.]

[S. O. 70-A, Special Permit 910]

RECONSIGNMENT OF CAULIFLOWER AT  
KANSAS CITY, MO.-KANS.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Mo.-Kans., March 7, 1945, by The Schuman Company, of car GARX 67930, cauliflower, now on the Union Pacific Railroad, to Q. M. Market Center Distributing Point, Orlando Rail Head, Aloma, Florida.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3926; Filed, Mar. 12, 1945;  
11:20 a. m.]

[S. O. 70-A, Special Permit 911]

RECONSIGNMENT OF CARROTS AT ALTOONA,  
PA.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment of Altoona, Penna., March 7, 1945, by The Schuman Company of car PFE 73637, carrots, now on the Pennsylvania Railroad, to Pioneer Fruit and Commission Company, Hartford, Conn. (PRR-NYNH&H).

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3927; Filed, Mar. 12, 1945;  
11:20 a. m.]

[S. O. 70-A, Special Permit 912]

RECONSIGNMENT OF APPLES AT CHICAGO,  
ILL.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, March 7 or 8, 1945, by The Auster Company, of car PFE 95548, apples, now on the Chicago and North Western RR. at Morgan St., to Forest City Produce Company, Forest City, Illinois. (R. I.)

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3928; Filed, Mar. 12, 1945;  
11:20 a. m.]

[S. O. 70-A, Special Permit 913]

RECONSIGNMENT OF ONIONS AT  
PHILADELPHIA, PA.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Philadelphia, Pennsylvania, March 7 or 8, 1945, by Shapiro Brothers, of car URT 5945, onions, now on the Pennsylvania RR., to S. J. Shallow Company, Boston, Mass., because of delay by the carrier in notifying Shapiro Brothers, at Chicago as requested on bill of lading.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3929; Filed, Mar. 12, 1945;  
11:20 a. m.]

[S. O. 70-A, Special Permit 914]

RECONSIGNMENT OF CARROTS AT KANSAS  
CITY, MO.-KANS.

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

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, March 7 or 8, 1945 by Yeckes Elchenbaum Company, of car PFE 60384, carrots, now on the C. R. I. & P. R. R., to Yeckes Elchenbaum Company, Chicago, Illinois. (R. I.)

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3930; Filed, Mar. 12, 1945;  
11:20 a. m.]

[S. O. 262, Special Permit 4]

REFRIGERATION OF GRAPEFRUIT AT  
DUNDEE, FLA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 262 only insofar as it applies to the furnishing of standard refrigeration on car WFE 63710, grapefruit, shipped March 8, 1945, from Dundee, Florida, by Florida Citrus Exchange; consigned to Safeway Stores Produce Department, Portland, Oregon, routed via A. C. L., A. B. & C., Frisco to Kansas City, Union Pacific.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 8th day of March 1945.

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

[F. R. Doc. 45-3931; Filed, Mar. 12, 1945;  
11:21 a. m.]

[S. O. 282, Special Permit 103]

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

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at New York, N. Y., March 7, 1945, with not to exceed 2,000 pounds of retop ice, car PFE 52059, lettuce, on the New York Central Railroad at 33d Street Station, as requested by I. J. Okun.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3932; Filed, Mar. 12, 1945;  
11:21 a. m.]

[S. O. 282, Special Permit 104]

## REICING OF CABBAGE AT JERSEY CITY, N. J.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Jersey City, N. J., March 7 or 8, 1945, with not to exceed 2,000 pounds of retop ice each car, cars FGE 11415 and WREX 9176 at the Ball Grounds, and cars VRT 86529 and FGE 9227 at Harsimus Cove, all cabbage, on the Pennsylvania Railroad, as requested by Manhattan Produce Exchange.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3933; Filed, Mar. 12, 1945;  
11:22 a. m.]

[S. O. 282, Special Permit 105]

## REICING OF PEAS AT CHICAGO, ILL.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Chicago, Illinois, March 7 or 8, 1945, with not to exceed 4,000 pounds of retop ice, car PFE 93700, peas, and with not to exceed 2,000 pounds of retop ice, car PFE 15682, peas, both on the Chicago Produce Terminal, as requested by American Citrus Company.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice

of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3934; Filed, Mar. 12, 1945;  
11:22 a. m.]

[S. O. 282, Special Permit 106]

## REICING OF LETTUCE AT CHICAGO, ILL.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Chicago, Illinois, March 7 or 8, 1945, with not to exceed 2,000 pounds of retop ice, cars PFE 90901 and PFE 98229, both lettuce, on the Chicago Produce Terminal, as requested by Battistini Brothers.

The waybills shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3935; Filed, Mar. 12, 1945;  
11:22 a. m.]

[S. O. 282, Special Permit 107]

REICING OF SPINACH AND PEAS AT  
NEWARK, N. J.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, at Newark, New Jersey, March 7 or 8, 1945 with not to exceed 3,000 pounds of retop ice, car MDT 5269, spinach, on the Lehigh Valley Railroad at Pioneer Street, and with not to exceed 2,000 pounds of retop ice, car PFE 41892, peas, on the Pennsylvania Railroad at Hunter Street Station, as requested by Jos. Denholtz and Son.

The waybills shall show reference to this special permit.

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

Issued at Washington, D. C., this 7th day of March 1945.

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

[F. R. Doc. 45-3936; Filed, Mar. 12, 1945;  
11:22 a. m.]

[S. O. 282, Special Permit 116]

#### REICING OF LETTUCE AT NEWARK, N. J.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to retop icing, one time only, with not to exceed 2,000 pounds of retop ice, at Newark, N. J., March 8 or 9, 1945, car ART 15648, lettuce, on the Lehigh Valley Railroad at Pioneer Street, as requested by Jos. Denholtz & Son.

The waybill shall show reference to this special permit.

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

Issued at Washington, D. C., this 8th day of March 1945.

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

[F. R. Doc. 45-3937; Filed, Mar. 12, 1945;  
11:22 a. m.]

[S. O. 282, Special Permit 118]

#### REICING OF CARROTS AND CABBAGE AT CROXTON YARDS, N. J.

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

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop icing, one time only, March 8 or 9, with not to exceed 2,000 pounds of retop ice for each car as ordered by Kodish & Zwick.

PFE 30807, carrots at Croxton Yds., Erie R. R.

PFE 98368, cabbage at Croxton Yds., Erie R. R.

The waybills shall show reference to this special permit.

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

Issued at Washington, D. C., this 8th day of March 1945.

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

[F. R. Doc. 45-3938; Filed, Mar. 12, 1945;  
11:22 a. m.]

#### OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 568]

#### CALIFORNIA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

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

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

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

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this

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

order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

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

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

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

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

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

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

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



This order shall become effective March 14, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 10th day of March 1945.

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

## APPENDIX 1

J. F. Reeder, doing business as Reeder Storage & Moving Co., Oakland, Calif.

H. Clyde Reddick, doing business as Cook-Morgan Moving & Storage Co., Oakland, Calif.

David E. Kelley, doing business as City Van & Storage Co., Oakland, Calif.

Berkeley Transfer & Storage Company, Inc., Berkeley, Calif.

[F. R. Doc. 45-3827; Filed, Mar. 9, 1945; 3:49 p. m.]

[Supp. Order ODT 3, Rev. 569]

## CALIFORNIA

## COORDINATED OPERATIONS OF CERTAIN CARRIERS

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

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

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

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully per-

missible, but not prior to the effective date of this order.

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

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

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

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

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

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

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

This order shall become effective March 14, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as

the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 10th day of March 1945.

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

## APPENDIX 1

Bekins Van & Storage Company, Los Angeles, California.

James A. Nevil, doing business as Nevil Storage Company, San Francisco, Calif.

San Francisco Moving & Storage Co., San Francisco, Calif.

Ken L. Wells, doing business as Wells Van and Storage Co., San Francisco, Calif.

[F. R. Doc. 45-3828; Filed, Mar. 9, 1945; 3:49 p. m.]

[Supp. Order ODT 3, Rev. 570]

## CALIFORNIA

## COORDINATED OPERATIONS OF CERTAIN CARRIERS

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

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

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

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

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved,

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

the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

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

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

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

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

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

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

This order shall become effective March 14, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 10th day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

#### APPENDIX 1

H. L. Davis, doing business as Davis Express & Transfer, Oakland, Calif.

Geo. Adelson, doing business as Travelers Express Van & Storage Co., Oakland, Calif.

Clarence A. Replogle, doing business as Park Transfer, Oakland, Calif.

Lloyd Clarence Alt and Raymond Kenneth Alt, copartners, doing business as Palace Van & Storage Co., Oakland, Calif.

Henry Santos and Carl Maglia, copartners, doing business as C. & H. Transfer Co., Berkeley, Calif.

A. A. Campbell and Robert E. Campbell, copartners, doing business as Campbell Bros., Oakland, Calif.

[F. R. Doc. 45-3822; Filed, Mar. 9, 1945; 3:48 p. m.]

[Supp. Order ODT 3, Rev. 571]

#### CALIFORNIA

#### COORDINATED OPERATIONS OF CERTAIN CARRIERS

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

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

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

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

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

tions governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

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

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

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

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

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

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

This order shall become effective March 14, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 10th day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

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

## APPENDIX 1

Edw. Egeland, doing business as General Transfer & Storage Co., Oakland, Calif.

Bekins Van and Storage Company, Oakland, Calif.

Jules Cherry and Henry Cherry, copartners, doing business as Cherry's Motor Express, Oakland, Calif.

W. Ray James, Effie M. James, Willma M. Forward, and E. Estelle Estensen, copartners, doing business as James Transfer & Storage Company, San Jose, Calif.

[F. R. Doc. 45-3823; Filed, Mar. 9, 1945; 3:48 p. m.]

[Supp. Order ODT 3, Rev. 573]

## NORTH CAROLINA

## COORDINATED OPERATIONS OF CERTAIN CARRIERS

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

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

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

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

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

4. The provisions of this order shall not be so construed or applied as to re-

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

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

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

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

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

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

This order shall become effective March 14, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 10th day of March 1945.

J. M. JOHNSON,

Director,

Office of Defense Transportation.

## APPENDIX 1

W. E. Williams Burlington, N. C.

W. N. Bane Burlington, N. C.

[F. R. Doc. 45-3824; Filed, Mar. 9, 1945; 3:48 p. m.]

[Supp. Order ODT 3, Rev. 576]

## TENNESSEE

## COORDINATED OPERATIONS OF CERTAIN CARRIERS

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

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

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

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

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

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

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

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

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

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

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

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

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

This order shall become effective March 14, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 10th day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

APPENDIX 1

L. B. Sutton, doing business as Sutton Transfer & Storage Company, Maryville, Tenn.

Frank Ross, doing business as Frank Ross Storage, Maryville, Tenn.

Andy Nuchols, doing business as Andy Nuchols Transfer, Maryville, Tenn.

[F. R. Doc. 45-3825; Filed, Mar. 9, 1945; 3:49 p. m.]

[Supp. Order ODT 3, Rev. 581]

ARIZONA

COORDINATED OPERATIONS OF  
CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense

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

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

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

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

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

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

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

possessing or obtaining the requisite operating authority.

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

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

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

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

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

This order shall become effective March 14, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 10th day of March 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

APPENDIX 1

Kenneth P. Smith, Mesa, Arizona.  
Lightning Transfer and Storage Company,  
Mesa, Arizona.

[F. R. Doc. 45-3826; Filed, Mar. 9, 1945; 3:49 p. m.]

[Supp. Order ODT 20A-114, Amdt. 1]

INTERNATIONAL FALLS, MINN.

COORDINATED OPERATIONS OF CERTAIN  
CARRIERS

Upon consideration of a petition to substitute Wilbur Simmons, doing business as Diamond Taxi Company, International Falls, Minnesota, in lieu of Helmer Oien, doing business as Diamond Taxi Company, International Falls, Minnesota, as a party to Supplementary Order ODT 20A-114 (9 F.R. 5278), and good cause appearing therefor, it is hereby ordered that:

1. Supplementary Order ODT 20A-114 be, and it is hereby, amended by substituting Wilbur Simmons, doing business

as Diamond Taxi Company, in lieu of Helmer Oien, and

2. Wilbur Simmons, doing business as Diamond Taxi Company, on and after the effective date of this amendment, shall perform, subject to the provisions of such order, the functions of Helmer Oien, as described in the plan for joint action effectuated by, and made a part of, that order.

This amendment shall become effective March 12, 1945.

Issued at Washington, D. C., this 12th day of March 1945.

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

[F. R. Doc. 45-3908; Filed, Mar. 10, 1945;  
3:22 p. m.]

[Notice and Order of Termination 15]

**KANSAS TRANSPORT FREIGHT LINES**

**POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS**

Pursuant to Executive Order 9462 (9 F. R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Kansas Transport Freight Lines by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of P. F. Felten and R. J. LaBenne, doing business as Kansas Transport Freight Lines, 522 N. 9th Street, Salina, Kansas, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the Notice and Order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., March 13, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 15."

Issued at Washington, D. C., this 12th day of March, 1945.

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

[F. R. Doc. 45-3909; Filed, Mar. 10, 1945;  
3:23 p. m.]

[Supp. Order ODT 20A-195]

**TWIN FALLS, IDAHO, AREA**

**COORDINATED OPERATIONS OF CERTAIN  
CARRIERS**

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called

"operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Twin Falls, Idaho, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

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

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators' possessing or obtaining the requisite operating authority.

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

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

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Boise, Idaho, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and

degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-195" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Boise, Idaho.

8. This order shall become effective March 20, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

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

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

**APPENDIX I**

Yellow Cab Co., Twin Falls, Idaho.  
Green Cab Co., Twin Falls, Idaho.  
Checked Cab Co., Twin Falls, Idaho.

[F. R. Doc. 45-3919; Filed, Mar. 12, 1945;  
10:32 a. m.]

[Supp. Order ODT 20A-196]

**BEMIDJI, MINN., AREA**

**COORDINATED OPERATIONS OF CERTAIN  
CARRIERS**

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,<sup>1</sup> and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Bemidji, Minn., so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

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

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator

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

forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

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

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

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Duluth, Minnesota, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-196" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Duluth, Minnesota.

8. This order shall become effective March 20, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

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

J. M. JOHNSON,  
Director.

Office of Defense Transportation.

#### APPENDIX 1

Joe McKinnon, doing business as Central Cab, 123 Mississippi Ave., Bemidji, Minn.

Elmer Marin, doing business as Blue and White City Cab, 306 Beltrami Ave., Bemidji, Minn.

[F. R. Doc. 45-3920; Filed, Mar. 12, 1945; 10:32 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order 3426]

#### WHITE-HALL CABINET SHOP

#### 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 MPR 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by White-Hall Cabinet Shop, 3480 East Main Street, Columbus, Ohio.

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

Article	Model No.	Manufacturer's maximum price to persons other than retailers who sell from their own stock	Manufacturer's maximum price to persons, other than retailers who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Juvenile Glider.....	50	Each \$5.06	Each \$5.37	Each \$6.32

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated February 3, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 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, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser 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 Administration at any time.

This order shall become effective on the 10th day of March 1945.

Issued this 9th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3816; Filed, Mar. 9, 1945; 11:57 a. m.]

[MPR 188, Order 3427]

#### ATHENS CHAIR 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 MPR 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Athens Chair Co., Athens, Tenn.

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

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Jumbo porch rocker...	300P	Each \$3.16	Each \$3.95

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated December 29, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 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, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser 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.

This order shall become effective on the 10th day of March 1945.

Issued this 9th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3817; Filed, Mar. 9, 1945; 11:57 a. m.]

[MPR 188, Order 3428]

TERRY CROUCH FURNITURE SHOPS  
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 MPR 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Terry Crouch Furniture Shops, P. O. Box 712, Hickory, N. C.

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

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Kneehole desk.....	260	Each \$56.85	Each \$67.00
Chest.....	210	37.78	44.46
Cocktail table.....	250	23.54	27.70

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated November 24, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 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, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser 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.

This order shall become effective on the 10th day of March 1945.

Issued this 9th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3818; Filed, Mar. 9, 1945; 11:57 a. m.]

[MPR 188, Order 3429]

STANDARD STAIR WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Standard Stair Works, 3563 Milwaukee Ave., Chicago 41, Ill.

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

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Telephone stand and chair set.....	30	Each \$2.76	Each \$3.25
Dropleaf table.....	10	5.95	7.00
Vanity stool.....	20	1.12	1.31

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's applications dated December 26, 1944, and January 20, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 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, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall

notify the purchaser 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.

This order shall become effective on the 10th day of March 1945.

Issued this 9th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3819; Filed, Mar. 9, 1945; 11:58 a. m.]

[MPR 260, Order 656]

GRABOSKY BROS., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order and pursuant to § 1358.102 (a) (8) of Maximum Price Regulation 260, *It is ordered, That:*

(a) The maximum list prices of Grabosky Bros., Inc., Eleventh and Wood Streets, Philadelphia 7, Pennsylvania (hereafter called manufacturer) for its sales on and after March 10, 1945 of the following brands and sizes of domestic cigars of the composition and specifications described in its applications filed with the Office of Price Administration, Washington, D. C., and the maximum retail prices for such cigars, shall be as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Amerada.....	Panatela.....	50	\$66.65	Cents 3/25
Do.....	Perfecto special. Square.....	50	72.00	9
Do.....	Do.....	50	72.00	9

(b) In its sales of said cigars, the manufacturer shall grant the discounts and allow the packing differentials it customarily granted or allowed in March 1942 on its sales of the particular brand and size of cigars to purchasers of the same class unless a change therein results in a lower price. The manufacturer may continue to charge in its sales of such brands and sizes of cigars the packing differentials it charged in sales of the particular brand and size in March 1942, but may not increase those differentials.

(c) Maximum prices for sales of such brands and sizes of cigars by wholesalers shall be determined in accordance with § 1358.102 (e) of Maximum Price Regulation 260. Maximum prices for sales of such brands and sizes of cigars by retailers shall be determined in accordance with § 1358.102 (f) of Maximum Price Regulation 260.

(d) On or before making its first delivery to which prices established by this order apply, the manufacturer and every other seller of such brands and sizes of cigars (except a retailer) shall notify the purchaser of the maximum list price and maximum retail price established by this

order for the particular brand and size of cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation 260.

(e) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation 260 shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective March 10, 1945.

Issued this 9th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3820; Filed, Mar. 9, 1945; 11:58 a. m.]

[MPR 260, Order 657]

SUFFOLK CIGAR CO.

**AUTHORIZATION OF MAXIMUM PRICES**

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

(a) Suffolk Cigar Company, 48 Ferry Street, Everett 49, Mass. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Monte Cristo.....	Londres.....	50	Per M \$115.00	Cents 15
Bradock.....	do.....	50	93.75	2 for 25
Whaleman.....	do.....	50	60.00	2 for 15
Besto.....	do.....	50	48.00	6

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

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

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

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

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

This order shall become effective March 9, 1945.

Issued this 9th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3821; Filed, Mar. 9, 1945; 11:58 a. m.]

[Restaurant MPR 2, Order 2]

**MALT BEVERAGES**

**NATIONAL OFFICE ORDER FOR POSTING OF CEILING PRICES**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended; It is hereby ordered:

**SECTION 1. Posting requirements.** If you own or operate an eating or drinking establishment offering malt beverages you must, on or before April 16, 1945, show on a poster to be supplied by the Office of Price Administration, your lawful ceiling prices for all beer and other malt beverages which you offer for consumption on your premises. (The term "beer" as used hereafter includes all malt beverages. "Bottled beer" includes beer in cans or any other original container.) This posting order does not apply to sales of beer for consumption off your premises.

**SEC. 2. Preparation of lists.** (a) First prepare a list in triplicate showing all of the brands, (trade names) and kinds (beer, ale, porter, stout) of bottled beer that you offer for consumption on your premises, the net contents of the bottle in ounces, and your lawful ceiling prices for each brand and kind. For example:

Brand	Kind	Ounces	Ceiling price (cents) (includes tax)
Blanks.....	Beer.....	12	10
Trade name.....	do.....	12	10
Blanks.....	do.....	32	25
Blanks.....	Ale.....	12	20

In addition to the brands you offer at present, include the brands and kinds which are temporarily not available to you, but which you intend to offer again. If you offer draught beer in a like manner list after your bottled beer the brands and kinds of draught beer, the number of ounces per glass, and your lawful ceiling price per glass. For example:

Brand	Kind	Glass (ounces)	Ceiling price (cents) (includes tax)
Blanks.....	Beer.....	10	10
Trade name.....	do.....	10	10
Blanks.....	Ale.....	10	15

(b) Check your prices carefully to make sure they do not exceed your lawful ceiling prices. Under Restaurant Maximum Price Regulation No. 2, your prices in general may not be higher than those you charged during the week April 4-10, 1943. (If the Regional Administrator or District Director has issued a special order establishing specific dollars and cents prices for beer in your region or district, then your ceiling prices are those fixed by the special order. In that case, it is not necessary for you to prepare the lists and file them with your War Price and Rationing Board as this order provides, but list the beers on the posters in the same manner as set forth in section 2 (a) of this order.)

**SEC. 3. Preparation of posters.** (a) When you have prepared the three copies of the list in accordance with section 2, copy the items on your list onto the poster. Leave a sufficient number of blank spaces on the poster between your bottled brands and your draught beers so that you will be able to add new brands as set out in section 5. In the space before your draught beers insert the heading: "On Draught."

(b) The list of individual items must be printed in ink on the poster in letters large enough so that it can be easily read by your customers.

(c) You must place the poster in a conspicuous place so that it will be plainly visible to your customer.

(d) The posting provisions of any Regional or District specific dollars and cents beer order, which require the posting of your maximum prices for beer, are superseded by this order. In addition to the poster required by this order, you must show your group classification poster as required by the Regional or District order.

**SEC. 4. Filing of list of posted prices.** You must send or deliver the three copies to your local War Price and Rationing



Board on or before April 16, 1945. Each copy must be clear and legible, dated and signed by the owner or manager of your establishment, with the name and address of the establishment following the signature.

The War Price and Rationing Board shall check these lists with your filed ceiling prices. If the prices check, the Board shall make a notation to this effect on one copy of the list and return it to you. You shall keep this copy in your establishment, and make it available for examination by any person during business hours.

If the prices on your list do not completely check with your filed ceiling prices, the Board will call you in for a conference, so that corrections may be made.

**SEC. 5. Adding items to your poster.** You may not sell any kind or brand of beer, or beer in any glass size, which does not appear on your poster. If you wish to add kinds, brands or glass sizes to your poster, you must prepare a supplemental list as set forth in section 2 for the items you wish to add.

The list must be filed in triplicate with your local War Price and Rationing Board. After you have filed the list you may add the kinds, brands or glass sizes to your poster.

**SEC. 6. Replacement of posters.** Erasures or changes of prices listed on the poster are prohibited. If you make a mistake in preparing the poster or if a poster is mutilated or becomes badly soiled or otherwise damaged, it must be replaced by a new one which may be obtained from your War Price and Rationing Board upon presentation of the damaged poster. The new poster must be filled out to show the correct items and the correct prices for each item which appeared or should have appeared in the original.

**SEC. 7. Geographical applicability.** The provisions of this order extend to all eating and drinking establishments located within the continental United States of America.

**SEC. 8. Exemptions.** All establishments which are exempted from the provisions of Restaurant Maximum Price Regulation No. 2 are exempted from this order.

This order shall become effective March 10, 1945.

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

(56 Stat. 23; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7671; E.O. 9328, 8 F.R. 5681)

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3903; Filed, Mar. 10, 1945;  
11:53 a. m.]  
No. 51-10

[Restaurant MPR 2, Order 3]

ALCOHOLIC BEVERAGES

NATIONAL OFFICE ORDER FOR POSTING OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Price Control Act of 1942, as amended; It is hereby ordered:

**SECTION 1. Posting requirements.** If you own or operate an eating or drinking establishment offering alcoholic beverages for consumption on the premises, you must on or before April 16, 1945, show on posters to be supplied by the Office of Price Administration, your lowest, lawful ceiling price per drink when the customer does not specify the brand, for each alcoholic beverage listed in section 2 (a) which you offer.

**SEC. 2. Preparation of lists.** (a) Prepare a list in triplicate showing all of the following alcoholic beverages which you offer, the number of ounces served per drink during the week of April 4-10, 1943 (for highballs show the ounces of whisky), and your lowest, lawful ceiling price per drink for each, when the customer does not specify the brand (for example, bar whisky, etc).

Type	Ounces	Ceiling price (Includes tax)
Rye whisky.....		
Rye highball.....		
Bourbon whisky.....		
Bourbon highball.....		
Scotch whisky.....		
Scotch highball.....		
Gin.....		
Martini cocktail.....		
Manhattan cocktail.....		
Old-Fashioned cocktail.....		
Rum cocktail.....		
Sherry wine.....		
White wine.....		
Red wine.....		

Blended whiskies other than Scotch, whether composed of all straight whisky or whether blended with neutral spirits, should be listed as either rye or bourbon whisky depending on the type of base whiskies in the blend.

(b) Check your prices carefully to make sure they do not exceed your lawful ceiling prices. Under Restaurant Maximum Price Regulation No. 2, your prices in general may not be higher than those you charged during the week of April 4-10, 1943 for the same quantity.

**SEC. 3. Preparation of posters.** (a) When you have prepared the three copies of the list in accordance with section 2 of this order, copy the items from your list onto the poster.

(b) The list of individual items must be printed in ink on the poster in letters large enough to be easily read by your customers.

(c) You must place the poster in a conspicuous place so that it will be plainly visible to your customers.

**SEC. 4. Filing of list of posted prices.** You must send or deliver the three copies of the list to your local War Price and

Rationing Board on or before April 16, 1945. Each copy must be clear and legible, dated and signed by the owner or manager of your establishment, with the name and address of your establishment following his signature.

The War Price and Rationing Board shall check the list with your filed ceiling prices. If the prices check, the board shall make a notation to this effect on a copy of the list and return it to you. You shall keep this copy in your establishment and make it available for examination by any person during business hours.

If the prices on your list do not completely check with your filed ceiling prices, the board will call you in for a conference so that corrections may be made.

**SEC. 5. Adding items to your poster.** You may not sell any alcoholic beverage listed in section 2 (a) unless your lowest, lawful ceiling price per drink for such beverage, when the customer does not specify the brand, appears on your poster. If you wish to add beverages to your poster, you must prepare a supplemental list as set forth in section 2 for the alcoholic beverages you wish to add.

The list must be filed in triplicate with your local War Price and Rationing Board. After you have filed the list you may add the beverages to your poster.

**SEC. 6. Replacement of poster.** Erasures or changes of prices listed on the poster are prohibited. If you make a mistake in preparing the poster or if the poster is mutilated or becomes badly soiled or otherwise damaged, it must be replaced by a new one which may be obtained from your War Price and Rationing Board upon presentation of the damaged poster. The new poster must be filled out to show the correct item and the correct price for each item which appeared or should have appeared in the original.

**SEC. 7. Geographical applicability.** The provisions of this order extend to all eating and drinking establishments located within the continental United States of America.

**SEC. 8. Exemptions.** All establishments which are exempted from the provisions of Restaurant Maximum Price Regulation No. 2 are exempt from this order.

This order shall become effective March 10, 1945.

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

(56 Stat. 23, 57 Stat. 566, Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7671; E.O. 9328, 8 F.R. 5681)

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3904; Filed, Mar. 10, 1945;  
11:53 a. m.]

[MPR 61, Order 3]

**GARMENT AND GLOVE GOAT LEATHER  
ADJUSTMENT OF MAXIMUM PRICES**

Maximum prices for sales of garment and glove goat leather meeting specifications of War Procurement Agencies.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328 and in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration, *It is ordered:*

(a) On and after March 9, 1945 the following shall be the maximum prices, f. o. b. shipping point, at which any person may sell or deliver the leather specified below to a person who has a contract for the manufacture of a commodity therefrom for any war procurement agency, as defined in paragraph (b), below, or a subcontract under such contract:

**GARMENT AND GLOVE GOAT LEATHER (MEETING  
SPECIFICATIONS OF A WAR PROCUREMENT  
AGENCY)**

(Including skins 4-5 ft., 5-6 ft. and 6 ft. and up)

Grade:	Maximum prices (per square foot)
1.....	\$0.32
2.....	.30
3.....	.28
4.....	.26

Terms of sale: Net cash 30 days from date of invoice.

(b) "War procurement agency" includes the War Department, the Department of the Navy, the United States Maritime Commission, the Training Organization of the War Shipping Administration and the Lend-Lease Section in the Procurement Division of the Treasury Department of the United States, or any agency of any of the foregoing.

(c) The maximum prices specified in paragraph (a), above, for sales of the leather therein described to the purchasers specified shall supersede and replace any and all maximum prices previously established for such sales.

(d) This order shall be effective until June 30, 1945 unless amended or revoked by the Office of Price Administration prior thereto.

This Order No. 3 shall become effective March 9, 1945.

Issued this 9th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3830; Filed, Mar. 9, 1945;  
4:35 p. m.]

[RMPR 169, Order 75]

**MEAT SUPPLY CO.**

**ESTABLISHING MAXIMUM PRICES**

On January 18, 1945, Meat Supply Company, 4721 University Way, Seattle, Washington, filed an application for the determination of a maximum selling price for its "Chip Steaks".

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register. For the reasons set forth in the opinion, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169; *It is hereby ordered:*

(a) That the maximum selling price for "Chip Steaks" produced and sold by Meat Supply Company, 4721 University Way, Seattle, Washington, shall be 48 cents per pound, f. o. b. the seller's place of business. Meat Supply Company of Seattle, Washington, is permitted to sell this item to purveyors of meals (defined in § 1364.455 (b) (2) of Revised Maximum Price Regulation No. 169) and to intermediate distributors for resale to purveyors of meals. The authorized maximum ceiling price for the specialty steak product sold under the brand name of "Chip Steaks" is applicable only where the meat item is processed in accordance with the method described in the application of the Meat Supply Company, requesting such maximum price.

(b) Meat Supply Company, Seattle, Washington, shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during any three-month period beginning October 1, January 1, April 1 and July 1, a total volume by weight of "Chip Steaks" in excess of 13,000 pounds, except that for the period beginning on the effective date of this order and terminating on March 31, 1945, Meat Supply Company of Seattle, Washington shall limit its sales of "Chip Steaks" to a volume by weight not exceeding an average of 1,083 pounds per week.

(c) Meat Supply Company, Seattle, Washington shall supply each purveyor of meals upon his initial purchase of "Chip Steaks" with a written notice in the following form:

**NOTICE TO PURVEYORS OF MEALS**

The Office of Price Administration has by Order, authorized Meat Supply Company of Seattle, Washington to sell "Chip Steaks" to purveyors of meals for not more than 48 cents per pound, f. o. b. our place of business at Seattle, Washington.

(d) The maximum price for sales to purveyors of meals of "Chip Steaks" by any intermediate distributor shall be 48 cents per pound f. o. b. the seller's place of business.

(e) Meat Supply Company, Seattle, Washington shall supply each such intermediate distributor (any person who purchases from Meat Supply Company for resale purposes) upon his initial purchase of "Chip Steaks" with a written notice in the following form:

**NOTICE TO DISTRIBUTORS OF "CHIP STEAKS"**

The Office of Price Administration has, by Order, authorized Meat Supply Company of Seattle, Washington to sell "Chip Steaks" for not more than 48 cents per pound to purveyors of meals and to intermediate distributors who purchase this item for resale to purveyors of meals. Meat Supply Company is permitted to sell this item to you at a discount but you must resell it to purveyors

of meals and you must observe the same maximum price permitted Meat Supply Company, i. e., 48 cents per pound f. o. b. your place of business. You are furthermore required to advise each purveyor of meals making his initial purchase of "Chip Steaks" of the maximum price established for sales of this product.

(f) Not later than the tenth day following each three-month period ending December 31, March 31, June 30, and September 30, Meat Supply Company shall submit a statement to the Office of Price Administration, Washington, D. C., showing the total volume of "Chip Steaks" sold to purveyors of meals and to intermediate distributors, separately itemized, for each such three month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, this order shall be subject to revocation. After the tenth day following any such three-month period, Meat Supply Company of Seattle, Washington shall not sell or deliver "Chip Steaks" until such statement has been submitted to the Office of Price Administration, Washington, D. C.

(g) All prayers of the application not herein granted are denied.

(h) This Order No. 75 may be revoked or amended by the Price Administrator at any time.

This Order No. 75 shall become effective March 12, 1945.

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3894; Filed, Mar. 10, 1945;  
11:52 a. m.]

[MPR 188, Rev. Order 1216]

**THE BONHAM CO.**

**APPROVAL OF MAXIMUM PRICES**

Order No. 1216 under Maximum Price Regulation No. 188 is revised and amended to read as follows:

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) *Maximum prices.* The maximum prices for sales and deliveries by any person of the Model "C" garden cultivator manufactured by The Bonham Company, 222 West 17th South, Salt Lake City, Utah, are those set forth below opposite each class of purchaser:

	Each
For sales to jobbers.....	\$2.75
For sales to retailers.....	3.42
For sales to ultimate consumers.....	4.88

These maximum prices are for sales of the garden cultivator described in the manufacturer's application dated August 26, 1943. Sales by the manufacturer are subject to a cash discount of 2% for payment within 10 days and a freight allowance of \$0.20 per unit. Sales by all other sellers are subject to each seller's customary terms, discounts, allowances, and other price differentials to each class of purchaser.

(b) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the seller shall notify the purchaser for resale, in writing, of

the maximum prices and conditions established by this order for such resales. This notice may be given in any convenient form.

(c) *Tagging.* To every Model "C" garden cultivator shipped to a purchaser for resale the manufacturer, The Bonham Company, shall attach securely a tag or label which plainly states the maximum price for sales to consumers, and such tag or label may not be removed until delivery to the ultimate consumer.

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

(e) This order shall become effective on the 12th day of March 1945, for sales and deliveries by the manufacturer, and 30 days after said date for sales and deliveries by persons other than the manufacturer.

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3895; Filed, Mar. 10, 1945;  
11:52 a. m.]

[RMPR 499, Order 5]

WATCHES OF SWITZERLAND

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 7 and 14 of Revised Maximum Price Regulation No. 499, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices at which certain imported Audemars Piguet watches identified below may be sold to retailers and at retail by any person. These watches are imported by Watches of Switzerland, 599 Fifth Avenue, New York, New York, hereinafter called the "importer."

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

Case No.	Description	Maximum prices to retailers	Maximum retail prices including 20% Federal excise tax <sup>1</sup>
255...	Gent, 18K, 19J, 13L...	\$165	\$330
10198...	Gent, 18K, 19J, 13L...	195	390
255...	Gent, 18K, 20J, CS13L...	180	360
10198...	Gent, 18K, 20J, CS13L...	185	375
10242...	Gent, 18K, 20J, CS13L...	185	375
703...	Gent, 18K, 18J, 9/10...	185	375
255...	Gent, 18K, 18J, 9/10...	200	395
10198...	Gent, 18K, 18J, 9/10...	210	420
10242...	Gent, 18K, 18J, 9/10...	215	430
10242...	Gent, 18K, 18J, TS...	215	430
31...	Gent, 18K, 18J, 9/10...	225	450
31B...	Gent, 18K, 18J, 9/10...	232	465
566...	Gent, 18K, 18J, 9/10...	235	470
102...	Gent, 18K, 18J, 9/10...	215	430
A...	Gent, 18K, 18J, 9/10...	237	475
10302...	Gent, 18K, 18J, 9/10...	210	420
	Gent, 18K, 18J, 9/10...	220	440
12/12...	Pocket, 18K, 19J, 17...	255	510
17/32...	Pocket, 18K, 19J, 17...	190	380
12/12...	Pocket, 18K, 19J, 17...	345	690
	Ladies, 18K, 18J, 6/7...	175	350
	Ladies.....	185	375
	Ladies.....	190	385
	Movements, 6/7.....	100	.....
	Movements, 5/2.....	115	.....

<sup>1</sup> No charge may be added to these prices for the extension of credit.

The above maximum prices for sales to retailers are subject to terms of 2%, ten days, net 30 days.

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

OPA Order No. 5 under RMPR 499 establishes the maximum prices at which you may sell these watches.

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

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

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

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

This order shall become effective March 12, 1945.

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3900; Filed, Mar. 10, 1945;  
11:52 a. m.]

[Max. Import Price Reg., Rev. Order 51]

TAPIOCA FLOUR PRODUCED IN SANTO DOMINGO AND BRAZIL

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to section 21 of the Maximum Import Price Regulation and § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered*, That Order No. 51 under the Maximum Import Price Regulation be amended and revised to read as follows:

(a) *Effect of this order.* Notwithstanding any provision in this Maximum Import Price Regulation (or the General Maximum Price Regulation) or any order heretofore issued under either of them to the contrary, the maximum purchase prices of tapioca flour produced in Santo Domingo and Brazil and the maximum domestic resale prices thereof shall be the maximum prices established by this order.

(b) *Purchases of tapioca flour from foreign sellers or their agents.* On and after March 10, 1945, regardless of any contract, agreement, or other obligation, no person (including the United States or any agency thereof) in the course of

trade or business shall buy or receive any tapioca flour from a foreign seller or his agent at higher than the following prices:

	F. o. b. ocean vessel, port of origin, per pound
(1) Tapioca flour produced in Santo Domingo.....	\$0.07
(2) Tapioca flour produced in Brazil:	
Grade A.....	0.05
Grade B.....	0.055
Grade C.....	0.0475

The above prices may not be increased by payments of finders' fees, commissions to buyers' agents or brokers or otherwise.

(c) *Maximum prices for sales of imported tapioca flour—*(1) *Brazilian tapioca flour—*(i) *Sales by U. S. C. C.* The maximum price ex dock, U. S. port of arrival, for sales of imported Brazilian tapioca flour by the U. S. C. C. shall be the sum of the following:

(a) The f. o. b. ocean vessel, port of origin purchase price paid by U. S. C. C. (not exceeding the maximum purchase price established by paragraph (b) above).

(b) All other costs (including freight and insurance) incurred by U. S. C. C. in transporting the commodity from point of shipment abroad to the point of delivery in the continental United States.

(c) An amount equal to two percent (2%) of (a) and (b) above.

(ii) *Sales by all other sellers.* The maximum price, ex dock U. S. port of arrival, for sales of imported Brazilian tapioca flour by sellers other than the U. S. C. C. shall be the U. S. C. C. maximum price established by subdivision (i) above for the particular material involved, plus a total of \$0.005 per pound, regardless of the number of resellers involved.

(iii) *Santo Dominican tapioca flour.* No specific maximum prices are established by this order for sales of imported Santo Dominican tapioca flour. Any seller thereof shall, prior to the first sale to each class of purchasers, file an application for the establishment of such maximum price with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C. Such application shall be submitted by registered mail and shall contain the following information:

(a) Such seller's cost, ex dock port of arrival, currently and in March 1942

(b) Such seller's maximum price, ex dock port of arrival, under the General Maximum Price Regulation

(c) Actual expenses (if any) involved ex dock to present location

(d) Proposed maximum selling price

On the basis of such information, the Administrator will by order approve or modify the maximum price proposed. In general, the maximum prices established under this subdivision (iii) shall be in line with the level of maximum prices established by this order and consideration will be given to the past prices and practices of the applicant and the industry and to the value of the distributive service rendered.

(d) *Definitions.* (1) "Tapioca flour" means flour produced from the root of the cassava plant, sometimes called yucca or manioc. The following grades of Brazilian tapioca flour are based on color, viscosity, acidity (pH), ash and cleanli-

ness as evidenced by samples of Netherlands East Indies tapioca flour on file at the office of the Tapioca Institute, New York, N. Y.

(i) "Grade A" shall conform generally to the so-called "high-grade" tapioca flour formerly produced in the Netherlands East Indies.

(ii) "Grade B" shall conform generally to the so-called "AA grade" of tapioca flour formerly produced in the Netherlands East Indies.

(iii) "Grade C" shall conform generally to the so-called "A grade" of tapioca flour formerly produced in the Netherlands East Indies.

(2) "Port of origin" means the foreign port at which tapioca flour is loaded on an ocean vessel bound for the United States.

(3) "U. S. C. C." means United States Commercial Company.

(e) *Records.* The reporting and record-keeping provisions of the Maximum Import Price Regulation shall continue to apply to purchases and sales of the tapioca flour covered by this order. Furthermore, every person making a purchase of tapioca flour produced in Santo Domingo or Brazil from a foreign seller or his agent, shall prepare and preserve complete and accurate records of each such purchase for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. Such records shall include the name and address of the seller, the date of the purchase, the quantity purchased, and the price charged.

This order shall become effective March 10, 1945.

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

Issued this 10th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3913; Filed, Mar. 10, 1945; 3:53 p. m.]

[Supp. Order 94, Order 38]

UNITED STATES MARITIME COMMISSION  
SPECIAL MAXIMUM PRICES FOR LIFE FLOATS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices for resellers of a certain type of life float hereinafter described, which has been or may be purchased from United States Maritime Commission.

(b) *Maximum prices.* Maximum prices per new life float described herein shall be:

*Description of life float.* New Type "C" life float made of 18 gauge sheet steel, having 30 watertight sections, covered with 8 ounce canvas, exterior and interior chromate primed after welding, equipped with life lines, length overall 10'2", width overall 5'6", approximate

weight 300 lbs., accommodates 25 persons.

(1) Jobber's price to retailer: \$50 each plus incoming freight actually paid by jobber.

(2) Price of retailer who purchases direct from Maritime Commission at \$35 or less: \$65 each plus incoming freight actually paid by retailer.

(3) Price of all other retailers: \$80 each plus incoming freight actually paid by retailer for transportation from jobber's point of shipment.

(c) *Invoice.* Every seller shall furnish the purchaser with an invoice of sale which separately states the incoming freight charges actually paid by the seller, if such charges are added to the selling price.

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

This order shall become effective March 13, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3951; Filed, Mar. 12, 1945; 11:24 a. m.]

[MPR 188, Order 3430]

REPUBLIC AIRCRAFT MANUFACTURING COMPANY, INC.

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 automobile tire pumps manufactured by Republic Aircraft Manufacturing Company, Inc., of 721 Browder Street, Dallas 1, Texas.

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

For sales to jobbers, \$0.93 each;  
For sales to retailers, \$1.30 each;  
For sales to consumers, \$1.86 each.

These maximum prices are for the article described in the manufacturer's application dated September 26, 1944.

(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., Dallas, Texas, and they are subject to a cash discount of 2 per cent for payment within ten days, 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. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles and, for all sales at wholesale, the prices are f. o. b., the seller's city.

(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 such sales or deliveries may be made until maximum prices therefor 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 \$1.86 each  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing, of the maximum prices and conditions of sale 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 March 13, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3949; Filed, Mar. 12, 1945; 11:25 a. m.]

[MPR 244, Amdt. 2 to Order 17]

MONTAGUE CASTINGS CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 2 to Order No. 17 under Maximum Price Regulation No. 244. Gray iron castings. Adjustment of gray iron castings prices for Montague Castings Company, 791 West Clay Avenue, Muskegon, Michigan. Docket No. 6072-244.157(a)-32.

An opinion accompanying this amendment has been issued simultaneously with this order.

Order No. 17 under Maximum Price Regulation No. 244 is amended in the following respect:

1. Paragraph (a) is amended as follows:

(a) On and after February 5, 1945, Montague Castings Company of Muskegon, Michigan, is hereby authorized to sell, offer to sell and deliver and any person is hereby authorized to buy, offer to buy and receive from said company (1) gray iron castings for which maximum prices are established under paragraphs (a) and (e) of § 1421.166 of Maximum Price Regulation No. 244 at prices not in excess of said company's applicable maximum prices under said paragraphs (a) and (e), and (2) gray iron castings for which maximum prices are established under paragraph (b) of § 1421.166 of Maximum Price Regulation No. 244 at prices not in excess of the prices computed by the use of the pricing formula which said company has filed with the Office of Price Administration as part of

its application for adjustment (Docket No. 3244-34) except that a margin of 8 percent above cost instead of 10 percent shall be used in said formula.

This amendment to Order No. 17 shall become effective immediately and shall apply to all sales of gray iron castings on and after February 5, 1945.

Issued this 12th day of March 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-3950; Filed, Mar. 12, 1945; 11:24 a. m.]

Regional and District Office Orders.

[Region I Rev. Supp. Order 2 Under RMPR 122, Amdt. 8]

PENNSYLVANIA ANTHRACITE IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Revised Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. The provision for "Kehoe Berge" in paragraph (a) is amended to read as follows:

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
KEHOE BERGE				
Broken, egg, stove, chestnut, pea, and buckwheat.	\$0.50	\$0.25	\$0.15	None
Rice.....	.20	.10	.05	None

This Amendment No. 8 to Revised Supplementary Order No. 2 shall become effective as of January 17, 1945.

Issued this 7th day of February 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3763; Filed, Mar. 8, 1945; 4:29 p. m.]

[Region I Supp. Order 10 Under RMPR 122]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, *It is hereby ordered*, That:

(a) In addition to the maximum prices applicable to a one ton delivery of solid fuels for which specific maximum prices are established by the Region I Area price orders under Revised Maximum Price Regulation No. 122 listed in paragraph (b) of this order, a dealer making

deliveries of such solid fuels to consumers in one ton lots pursuant to directives issued by Solid Fuels Administration for War may charge not more than 25¢ per net ton for each such delivery.

Where delivery is made in quantities of less than one ton, however, no charge shall be made in addition to the maximum price already established and applicable thereto.

(b) *Orders affected.* The provisions of paragraph (a) above shall apply to Region I orders under Revised Maximum Price Regulation No. 122, as follows:

- Order No.: Area
- G-6..... Hartford, Conn.
- G-8..... Worcester, Mass.
- G-11..... Lawrence, Mass.
- G-12..... Haverhill, Mass.
- G-13..... Lynn-Salem, Mass.
- G-14..... Lowell, Mass.
- G-15..... Manchester, N. H.
- G-16..... Brockton, Mass.
- G-17..... Taunton, Mass.
- G-18..... New London, Conn.
- G-19..... Concord, N. H.
- G-20..... North Shore
- G-21..... Nashua, N. H.
- G-22..... Worcester, Mass.
- G-23..... Stoughton, Mass.
- G-24..... Bridgeport, Conn.
- G-25..... Portland, Maine
- G-26..... Portsmouth-Kittery, N. H.
- G-27..... Springfield, Mass.
- G-28..... Bangor, Maine
- G-29..... Lewiston-Auburn, Maine
- G-30..... Augusta, Maine
- G-31..... Brunswick, Maine
- G-32..... Rockland, Maine
- G-33..... Biddeford-Saco, Maine
- G-34..... Bath, Maine
- G-35..... Hampton-Seabrook, N. H.
- G-36..... Dover-Exeter, N. H.
- G-37..... Stamford-Norwalk, Conn.
- G-38..... Milford-Hopedale, Mass.
- G-39..... Providence, R. I.
- G-40..... Rutland, Vt.
- G-41..... Adams, Mass.
- G-42..... Bennington Vt.
- G-43..... Manchester, Vt.
- G-44..... Danbury, Conn.
- G-45..... White River Junction, Vt.
- G-46..... Hartford, Conn.
- G-47..... New Haven, Conn.
- G-48..... Brattleboro-Keene, Vt.
- G-49..... Middletown, Conn.
- G-50..... St. Albans, Vt.
- G-51..... Waterbury, Conn.
- G-52..... Putnam, Conn.
- G-53..... Bellows Falls, N. H.-Vt.
- G-54..... Burlington, Vt.
- G-55..... Willimantic, Conn.
- G-56..... Montpelier, Vt.
- G-57..... Norwich, Conn.
- G-58..... St. Johnsbury, Vt.
- G-59..... Winsted, Conn.
- G-60..... Springfield, Vt.-Claremont, N. H.
- G-61..... New Britain, Conn.
- G-62..... Torrington, Conn.
- G-63..... Woonsocket, R. I.
- G-64..... New Bedford, Mass.
- G-65..... Attleboro, Mass.
- G-66..... Fitchburg, Mass.
- G-67..... Gardner, Mass.
- G-68..... Fall River, Mass.
- G-69..... Southbridge, Mass.
- Amendment 1 Plymouth, N. H. to G-70.

- Order No.: Area
- Amendment 2 Greenfield, Mass. to G-70.
- Amendment 3 Pittsfield, Mass. to G-70.
- Amendment 4 Springfield, Mass. to G-70.
- Amendment 5 Holyoke, Mass. to G-70.
- Amendment 6 Hartford, Conn. to G-70.
- Amendment 7 Metropolitan Boston to G-70.
- Amendment 8 Amherst, Mass. to G-70.
- Amendment 9 Metropolitan Boston to G-70.
- Amendment 10 Berlin, N. H. to G-70.
- Amendment 15 Springfield, Mass. to G-70.
- Amendment 17 Southern Berkshire to G-70.
- Amendment 23 Stamford-Norwalk, Conn. to Order G-70.
- Amendment 25 North Country, N. H. to Order G-70.

This Supplementary Order No. 10 shall become effective February 8, 1945.

Issued this 8th day of February 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3764; Filed, Mar. 8, 1945; 4:29 p. m.]

[Region I Supp. Order 11 Under RMPR 122]

BITUMINOUS COAL IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, *It is hereby ordered*, That:

(a) In addition to the specific maximum prices for those industrial sizes of bituminous coals specified below which are established by the Region I area price orders under Revised Maximum Price Regulation No. 122 listed in paragraph (b) of this order, a dealer, who actually pays the charge for February Sunday mine work permitted to be charged by certain producers of bituminous coals under the terms of Amendment 29 to Maximum Price Regulation No. 120, effective February 3, 1945, or the amount thereof paid by any of his suppliers and separately stated and collected from the dealer by the supplier from whom he purchased, may collect such charges, if separately stated by him on his invoice to his customer and identified thereon by the statement "Extra for Sunday Mine Work". The amounts of the increases which may be charged when the foregoing conditions are satisfied, and the coals to which they apply, are as follows:

District	Type	Size classification	Unit	Charge
7	Low volatile.....	8-10 inclusive.....	Net ton.....	Cents 15
7	High volatile.....	18-23 inclusive.....	Net ton.....	15
8	Low volatile.....	8-10 inclusive.....	Net ton.....	5
8	High volatile.....	18-23 inclusive.....	Net ton.....	5

(b) *Orders affected.* The provisions of paragraph (a) above shall apply to the following Region I orders under Revised Maximum Price Regulation No. 122:

Order No.:	Area
G-20.....	North Shore.
G-64.....	New Bedford, Mass.
G-68.....	Fall River, Mass.
G-70 (Appendix 7).....	Boston, Mass.

This Supplementary Order No. 11 shall become effective February 3, 1945.

Issued this 10th day of February 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3765; Filed, Mar. 8, 1945;  
4:30 p. m.]

[Region I Order G-22 Under SR 15, MPR 280  
and MPR 329, Amdt. 7]

**FLUID MILK IN VERMONT**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, as amended by § 1351.807 of Maximum Price Regulation 280, Order No. G-22 is hereby amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended by deleting "St. Albans" from the list of Market Areas included in Price Zone 2 and inserting "St. Albans" in the list of Market Areas included in Price Zone 1 between "Rutland" and "St. Johnsbury".

2. Subparagraph (7) is added to paragraph (g), to read as follows:

(7) This Amendment No. 7 shall become effective February 22, 1945 at 12:01 a. m.

Issued this 20th day of February 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3757; Filed, Mar. 8, 1945;  
4:27 p. m.]

[Region I Order G-46 Under RMPR 122,  
Amdt. 1]

**SOLID FUELS IN HARTFORD, CONN., AREA**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-46 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

1. That portion of Price Schedule I in paragraph (b) (1) which establishes specific maximum prices for Ambricoal is amended to read as follows:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Ambricoal.....	\$14.50	\$7.55	\$4.10	\$0.85

2. That portion of Price Schedule II in paragraph (c) (1) which establishes specific maximum prices for Ambricoal is amended to read as follows:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Ambricoal.....	\$13.50	\$7.05	\$3.85	\$0.80

This Amendment No. 1 shall become effective December 22, 1944.

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

Issued this 14th day of December 1944.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3756; Filed, Mar. 8, 1945;  
4:27 p. m.]

[Region I Order G-70 Under RMPR 122,  
Amdt. 28]

**SOLID FUELS IN BOSTON REGION**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Order G-70 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. The provision for "Kehoe Berge" in subparagraph (2) of paragraph (e) is amended to read as follows:

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
<b>KEHOE-BERGE</b>				
Broken, egg, stove, chestnut, pea, and buckwheat.	\$0.50	\$0.25	\$0.15	None
Rice.....	.20	.10	.05	None

This Amendment No. 28 shall become effective as of January 17, 1945.

Issued this 7th day of February 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3762; Filed, Mar. 8, 1945;  
4:29 p. m.]

[Region II Order G-29 Under 18 (c)]

**COAL AND COKE IN ROCHESTER AND MONROE COUNTY, N. Y.**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, It is ordered:

(a) On and after February 18, 1945, contract carriers hauling coal and coke in the city of Rochester and designated portions of Monroe County, New York, known as Coal Area IV and more spe-

cifically hereinafter described, may sell and deliver contract carrier services in the transportation and handling of coal and coke in said area as follows:

Description of service:	Charges
<b>Hauling coal:</b>	
Per ton shoveled off.....	\$1.09
Per ½ ton shoveled off.....	.79
Per ¼ ton shoveled off.....	.59
<b>Hauling coke:</b>	
Per ton shoveled off.....	1.19
Per ½ ton shoveled off.....	.89
Per ¼ ton shoveled off.....	.69
Hauling oven run Beehive—(fresh) shoveled off per ton.....	1.40
Hauling buckwheat, rice and barley:	
Per ton shoveled off.....	1.09
Per ½ ton shoveled off.....	.79
Commercial load lots.....	.84
Bituminous coal per ton shoveled off.....	1.04
Straight load lots.....	.79
Carrying or wheeling coal and coke:	
Per ton.....	.75
Per ½ ton.....	.45
Per ¼ ton.....	.30
Carrying coal and coke up or down stairs:	
Per ton per flight.....	.75
Per ½ ton per flight.....	.45
Per ¼ ton per flight.....	.30
Removing coal or coke from cellar:	
With two men and truck.....	2.75
With one man and truck.....	2.20
<b>Cannel coal:</b>	
Per ton.....	1.35
Per ½ ton.....	.90
Per ¼ ton.....	.75

<sup>1</sup> Per hour.

The territory covered by this order is more particularly described as follows: The City of Rochester; the towns of Irondequoit, Brighton, Chili, Gates and Greece; and the following portions of the towns of Pittsford, Perinton and Henrietta; bounded on the north by Penfield Road to and including the hamlet of Penfield; on the east by the Five-Mile Line Road, the easterly village line of the village of East Rochester, the Lincoln Marsh Road to and including the hamlet of Bushnell's Basin; on the south by Ballantyne Bridge-Pittsford-Jefferson Avenue and the south Pittsford-Victor Road, to the point where the Brighton-Henrietta town line runs into the Genesee River on the west. This area shall include the abutting property on each side of all boundary highways.

(b) These maximum prices are subject to the carrier's customary allowances, discounts and other price differentials and all carriers making such deliveries and performing services hereunder shall not change those allowances, discounts and other price differentials unless such change results in a lower price.

(c) This order may be revoked or amended by the Regional Administrator or the Price Administrator through the issuance at any time hereafter of any order, price regulation or amendment or supplement thereto.

(d) This order supersedes Order No. 27 issued December 1, 1943 and Order No. 43 issued May 6, 1944 authorizing rates and charges for certain named contract carriers hauling coal and coke in the area above described. It also supersedes Order G-28 under § 1499.18 (c) of the General Maximum Price Regulation issued

Issued this 12th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3772; Filed, Mar. 8, 1945; 4:32 p. m.]

[Region II Order G-53 Under RMPR 122, Amdt. 6]

PENNSYLVANIA ANTHRACITE IN NEW YORK REGION

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, Order No. G-53 is amended in the following respect:

1. Appendix A is amended by adding a new item designated (24) immediately after item (23) to read as follows:

APPENDIX A

Kind	Permitted per net ton increase above applicable area ceiling price for anthracite, pursuant to paragraph (b) (for sales of fractions of a net ton, the increase shall be proportionate)							
	Broken	Egg	Stove	Nut	Pea	Buck-wheat	Rice	Barley
(24) "Franklin Coal Mining Co." (This applies only to anthracite produced and prepared by Franklin Coal Mining Co., Pittston, Pennsy., vauila, at its Mineral Spring and Franklin Collieries.)	\$0.50	\$0.50	\$0.50	\$0.50	\$0.50	\$0.50	\$0.50	.....

This Amendment No. 6 to Order No. G-53 shall become effective as of February 10, 1945, except that for purposes of an application under paragraph (c) of Order No. G-53, it shall not become effective until March 1, 1945.

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

Issued this 14th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3771; Filed, Mar. 8, 1945; 4:32 p. m.]

[Region II Order G-54 Under RMPR 122, Amdt. 4]

COKE IN NEW YORK REGION

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 § 1340.259 (a) (1) and Rule 4 under § 1340.254 of Revised Maximum Price Regulation No. 122, Order No. G-54 is amended in the following respect:

Order No. G-59 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

This Amendment No. 2 to Order No. G-43 shall become effective as of February 12, 1945.

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

Issued this 13th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3768; Filed, Mar. 8, 1945; 4:30 p. m.]

[Region II Order G-58 Under RMPR 122, Amdt. 5]

PENNSYLVANIA ANTHRACITE IN NEW YORK REGION

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, Order No. G-58 is amended in the following respects:

1. Appendix A is amended by adding a new item designated (23) immediately after item (22) to read as follows:

APPENDIX A

Kind	Permitted per net ton increase above applicable area ceiling price for anthracite, pursuant to paragraph (b) (for sales of fractions of a net ton, the increase shall be proportionate)							
	Broken	Egg	Stove	Nut	Pea	Buck-wheat	Rice	Barley
(23) "No. 9 Coal Company" (This includes only anthracite prepared at the No. 9 Colliery of the No. 9 Coal Company, Pittston, Pennsylvania.)	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20	.....

any 7, 1945, except that for purposes of an application under paragraph (c) of Order No. G-58, it shall not become effective until March 1, 1945, and except that the inclusion of Order No. G-59 in Appendix B shall not become effective until February 12, 1945.

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

January 18, 1945 authorizing for a temporary period certain charges for carrying or wheeling coal and coke and for carrying coal and coke up or downstairs. It also supersedes Amendment No. 1 to Order G-28 issued January 20, 1945.

This order shall become effective at 12:01 a. m. on February 18, 1945.

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

Issued this 16th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3767; Filed, Mar. 8, 1945; 4:30 p. m.]

[Region II Order G-43 Under RMPR 122, Amdt. 2]

ANTHRACITE COAL IN NEW YORK REGION

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, Order No. G-43 is amended in the following respect:

1. Paragraph (b) is amended by adding to the list of orders, there enumerated, the following:

APPENDIX B

Kind	Permitted per net ton increase above applicable area ceiling price for anthracite, pursuant to paragraph (b) (for sales of fractions of a net ton, the increase shall be proportionate)							
	Broken	Egg	Stove	Nut	Pea	Buck-wheat	Rice	Barley
(23) "No. 9 Coal Company" (This includes only anthracite prepared at the No. 9 Colliery of the No. 9 Coal Company, Pittston, Pennsylvania.)	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20	.....

2. Appendix B is amended by adding to the list of orders there enumerated the following:

Order No. G-59 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

This Amendment No. 5 to Order No. G-53 shall become effective as of February 1, 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3771; Filed, Mar. 8, 1945; 4:32 p. m.]

[Region II Order G-54 Under RMPR 122, Amdt. 4]

COKE IN NEW YORK REGION

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 § 1340.259 (a) (1) and Rule 4 under § 1340.254 of Revised Maximum Price Regulation No. 122, Order No. G-54 is amended in the following respect:

(1) On delivered sales, a margin not to exceed the per net ton margin applicable to the dealer's customary coke sales (as described in paragraph (b)), in units of one ton, taking into account terms of sale and delivery (i. e. discounts and service charges).

(ii) On yard sales, \$1.25 per net ton (for cash or credit sales); where yard sales are to other dealers for resale, the invoice sales slip, or receipt given to such other dealers, shall carry the notation: "OPA Permitted Markup on, Resale—\$2.50 Per Net Ton".

This Amendment No. 4 to Order No. G-54 shall become effective as of February 1, 1945.

(56 Stat. 23, 765; 57 Stat. 536; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9323, 8 F.R. 4681)

Issued this 13th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[P. R. Doc. 45-3769; Filed, Mar. 8, 1945; 4:32 p. m.]

[Region II Order G-59 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN MARYLAND

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:

(a) *What this order does*—(1) *Dealers' maximum prices: area covered.* If you are a dealer in "Pennsylvania anthracite", this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "Pennsylvania anthracite" (hereinafter called simply "anthracite") delivered to or at any point in the State of Maryland—Coal Area III. That area comprises two counties in the State of Maryland, falling into two zones as follows:

*Zone 1.* Zone 1 includes all of Washington and Frederick County, in the State of Maryland.

*Zone 2.* Zone 2 includes all of Montgomery County in the State of Maryland, except Chevy Chase, Bethesda, Sligo, Silver Spring, Kensington, and Takoma Park.

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated sizes and quantities of anthracite delivered within Zones 1 and 2, are set forth in Schedules I and II, respectively.

(3) *To what sales this order applies.* If you are a dealer in anthracite, you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Zones 1 and 2.

You shall determine the maximum price for "direct-delivery" sales, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone to which delivery is made, whether or not you are located in one of the three zones.

You shall determine your maximum price for a "yard" sale, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone in which the purchaser takes physical possession or custody of the anthracite.

(b) *What this order prohibits.* Regardless of any contract or other obligation, you shall not:

(1) Sell, or in the course of trade or business, buy anthracite of the sizes and in the quantities set forth in the schedules herein, at prices higher than the maximum prices computed as set forth

in paragraph (c) of this order, although you may charge, pay, or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) Use the schedule which covers your sale. (Schedule I contains a separate table of prices for "direct-delivery" sales and "yard" sales within Zone 1. You will find Schedule I in paragraph (d). In like manner Schedule II contains separate tables of prices for similar sales in Zone 2. You will find Schedule II in paragraph (e)).

(2) Take the dollars-and-cents figure given in the applicable table of the applicable schedule, for the sizes and quantity you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified therein. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in the schedules.

(d) *Schedule I.* Schedule I establishes specific maximum prices for certain sizes of anthracite, in certain specific quantities, delivered to or at any point within Zone 1. There is a separate table of prices for "direct-delivery" sales and "yard" sales.

(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 100 pounds for sales of 100 pounds or more but less than ½ ton
Broken, egg, stove, nut...	\$13.65	\$7.10	\$0.85
Pea.....	12.00	6.25	.75
Buckwheat.....	10.45	5.50	.65
Rice.....	9.35	4.95	-----
Screenings.....	3.50	1.75	-----

REQUIRED DISCOUNTS

You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes except screenings, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special Service Rendered at the Request of the Purchaser	Maximum Authorized Service Charges
"Carry" or "Wheel"-----	50¢ per net ton. 25¢ per net ½ ton.
Carrying upstairs or downstairs for each full flight above or below the ground floor. This charge shall be in addition to any charge for "carry" or "wheel".	50¢ per net ton. 25¢ per net ½ ton.
For deliveries involving hauling from yards located in Zone 1.	50¢ per net ton for each five miles or fraction thereof beyond five miles from the dealer's yard.

(2) "Yard" sales.

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED TO DEALERS AND CONSUMERS

Size	Per net ton for sales of ½ ton or more		Per 100 pounds for sales of 100 pounds or more but less than ½ ton
	To dealers for resale	To consumer	
Broken, egg, stove, nut...	\$12.15	\$12.65	.75
Pea.....	10.50	11.00	.65
Buckwheat.....	8.95	9.45	.55
Rice.....	7.85	8.35	-----
Screenings.....	2.50	2.50	-----

REQUIRED DISCOUNTS

You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes except screenings, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

(e) *Schedule II.* Schedule II establishes specific maximum prices for certain sizes of anthracite, in certain specific quantities, delivered to or at any point within Zone 2. There is a separate table of prices for "direct-delivery" sales and "yard" sales.

(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 100 pounds for sales of 100 pounds or more, but less than ½ ton
Broken, egg, stove, nut...	\$13.32	\$7.11	\$0.85
Pea.....	11.67	6.34	.75
Buckwheat.....	9.83	5.42	.65
Rice.....	8.97	4.99	-----

MAXIMUM AUTHORIZED CHARGES FOR SERVICES RENDERED BY THE DEALER

If the buyer requests such service of him, the dealer may charge 75¢ per net ton for



"carry" or "wheel" service, except that no service charge may be made on sales of less than 1/4 ton or on sales of bagged coal in any quantity.

(2) "Yard" sales.

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED TO DEALERS AND CONSUMERS

Size	Per net ton for sales of 1/2 ton or more		Per 100 pounds for sales of 100 pounds or more, but less than 1/2 ton
	To dealers for resale	To consumers	
Broken, egg, stove, nut.	\$11.04	\$12.43	\$0.75
Pea.....	9.44	10.77	.65
Buckwheat.....	7.59	8.93	.55
Rice.....	6.78	8.08	.....

(f) *Commingling.* If you sell one size of anthracite commingled with another size of anthracite, your maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes so commingled, except in the following situation. Where a purchaser requests that two or more sizes of anthracite be commingled in one delivery, then, and in that event, if those sizes are separately weighed at the point of loading, the dealer may commingle those sizes in the truck or other vehicle in which the delivery is made. The price for anthracite so commingled shall be calculated on the basis of the applicable per net ton price for each size in the combination, and the invoice shall separately state the price, so determined, for the quantity on each size in the combination.

(g) *Ex Parte 148; freight rate increase.* Since the Ex Parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December, 1941. Therefore, you may not increase any schedule price on account of freight rates.

(h) *Addition of increase in suppliers' maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect, in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(i) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal Tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or an amount equal to the amount of such tax paid by any of your prior sup-

pliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, or to the State of Maryland or any political subdivision thereof, you need not state this tax separately.

(j) *Adjustable pricing.* You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the anthracite has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(k) *Petition for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(l) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(m) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violation in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(n) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of anthracite hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(o) *Posting of maximum prices; sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable schedule or schedules of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip, invoice, or receipt showing your name and address, the kind, size, and quantity of the anthracite sold to him, the date of the sale or delivery and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which may be added to, the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information de-

scribed in the foregoing paragraph, if requested by such purchaser.

(p) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Baltimore District Office of the Office of Price Administration, or with the Price Panel of the appropriate War Price and Rationing Board.

(q) *Definitions and explanations.* When used in this Order No. G-59, the term: (1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase", and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling anthracite of the sizes set forth in the Schedules herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Pennsylvania anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(5) The sizes of "Pennsylvania anthracite" described as broken, egg, stove, nut, pea, buckwheat, rice, and screenings shall refer to the same sizes of the same fuel as were sold and delivered in the State of Maryland—Coal Area III with such designation during December 1941. Under no circumstances, however, shall the anthracite contain an ash content in excess of the limits specified by Amendment No. 1 to Solid Fuels Administration for War Regulation No. 9.

(6) "Direct delivery" means delivery to buyer's bin or other storage space designated by buyer.

(7) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space in baskets or other containers, or by wheelbarrow or barrel, from seller's truck or vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which the coal is discharged from seller's truck in the course of "direct delivery".

(8) "Yard" sales mean sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(9) Except as otherwise provided herein, or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(r) *Effect of order on Revised Maximum Price Regulation No. 122.* This Order No. G-59 shall supersede Revised Maximum Price Regulation No. 122, except as to any sales or deliveries of solid fuels not specifically subject to this order.

This Order No. G-59 shall become effective February 12, 1945.

NOTE: The record-keeping requirements of this order have been approved by the Bureau of the Budget 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)

Issued this 9th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3770; Filed, Mar. 8, 1945; 4:32 p. m.]

[Region II Order G-58 Under RMPR 122, Amdt. 1]

#### SOLID FUELS IN NEW YORK REGION

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, Order No. G-58 is amended in the following respect:

1. Paragraph (b) is amended by adding to the list of orders, there enumerated, the following:

Order No. G-59 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122.

This Amendment No. 1 to Order No. G-58 shall become effective as of February 12, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3766; Filed, Mar. 8, 1945; 4:30 p. m.]

[Region VI Order G-16 Under RMPR 122]

#### BITUMINOUS COAL IN CLINTON, IOWA, AREA

(a) *Applicability.* This Appendix No. 13 applies to sales of solid fuels delivered within the limits of the city of Clinton, Iowa, and all of the territory within a radius of 4 miles of the city of Clinton, Iowa.

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales by dealers in lots of ½ ton and 1 ton or more of specified kinds and sizes of solid fuels. Service charges are set forth in section (c).

Charges for treatment of coal are set forth in section (d). Discounts are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 50¢, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is \$13.40, the price of ½ ton would be \$6.70 plus 50¢ or a total of \$7.20; the price of ¾ ton would be \$10.05 plus 50¢ or a total of \$10.55.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per net ton; for example, if the price of 1 ton is \$13.40, the price of 1½ tons would be \$20.10; the price of 1¾ tons would be \$23.45.

(iii) On yard sales of any fraction of a ton, whether more or less than 1 ton, the price shall be proportional to the price per ton; for example, if the price of 1 ton at the yard is \$11.90, the price of ½ ton would be \$5.95; of 1½ tons—\$17.85; of ¾ tons—\$8.95; of 1¾ tons—\$20.85.

#### PRICE SCHEDULE

	Delivered per ton
I. Low Volatile Bituminous Coal from District No. 7 (Southern West Virginia & Northwestern & Central Virginia).	
1. Lump and Egg—Size Group Nos. 1 and 2 (all lump coal bottom size ¾"; all egg coal top size larger than 3" bottom size no limit). In Price Classification A.....	\$13.40
2. Stove—Size Group No. 3 (all stove coal, top size larger than 1¼" but not exceeding 3"; bottom size smaller than 3"). In Price Classification A.....	12.85
3. Pea—Size Group No. 5 (top size not exceeding ¾"; bottom size smaller than ¾"). In Price Classification A.....	12.10
II. High Volatile Bituminous Coal from District No. 8 (Eastern Kentucky, Southwestern West Virginia, Western Virginia, Northern Tennessee and North Carolina).	
1. Lump and Egg—Size Group Nos. 1, 2, and 3 (all single screened lump coal bottom size larger than 2" and all double screened egg coal bottom size larger than 3"). Price Classification E through H.	
a. From Southern Appalachian Subdistrict No. 6.....	12.35
b. Other Subdistricts.....	12.20
2. Lump—Size Group Nos. 1 and 2 (all single screened lump coal, bottom size larger than 3"). In Price Classification L through O.....	11.55
3. Egg—Size Group No. 6 (All double screened egg coals top size larger than 5" but not exceeding 6"; bottom size 2" and smaller; and all egg coals top size 3" and larger but not exceeding 5" and bottom size larger than 2" but not exceeding 3"). Price Classification B through K.	
a. From Southern Appalachian Subdistrict No. 6.....	12.30
b. Other Subdistricts.....	12.15

#### PRICE SCHEDULE—Continued

	Delivered per ton
III. High Volatile Bituminous Coal from District No. 9 (Western Kentucky)	
1. Lump and Egg—Size Group Nos. 1-6 inc. (all single-screened lump coals and all double screened, raw, washed or air cleaned egg coals top size larger than 2")	
a. No. 6 Seam.....	8.95
b. No. 14 and Stray Seams.....	8.95
c. No. 9 and 11 Seams.....	8.55
2. Raw Stoker—Size Group Nos. 8 to 12 inc. (all raw double screened nut, stoker and pea coals, top size not exceeding 2" and bottom size larger than 10 mesh or 3/32") No. 6 Seam.....	9.45
IV. High Volatile Bituminous Coal from District No. 10 (Illinois).	
1. Southern Sub-district Price Group Nos. 1, 2, & 8	
a. Lump, Egg and Nut—Size Group Nos. 1 through 5 inc. (all lump and egg coals bottom size larger than 1½", including 6" lump, 6" x 3" egg and 3" x 2" nut).....	9.00
b. Special Stoker—Size Group Nos. 21, 22 and 28 (all washed or air cleaned nut and pea coal, bottom size larger than 1 millimeter and top size not exceeding 2"; and all dry dedusted special stoker, bottom size larger than 28 mesh and top size not exceeding ¾").....	8.55
c. Washed and Dedusted Screenings—Size Group Nos. 23, 24, 26 and 27 (washed, air cleaned or dry dedusted screenings, top size not exceeding 2").....	8.35
2. Belleville and Duquoin Sub-districts, Price Group Nos. 10 and 16-22 inc.	
a. Lump and Egg—Size Group Nos. 1, 2 and 3 (all lump and egg coals, bottom size larger than 2" washed or raw).....	8.40
3. Fulton Peoria Sub-district Price Group Nos. 24 to 28 inc.	
a. Lump, Egg and Nut—Size Group Nos. 1-5 inc. (all lump and egg coals bottom size larger than 1½" including 9" x 5", 6" x 4", 6" x 2", 4" x 2").....	7.20
b. Stove—Size Group No. 8 (All stove coal, bottom size larger than ¾" and top size larger than 1½" but not exceeding 2" washed or raw).....	6.90
c. Stoker—Size Group Nos. 17-20 inc. (Washed or air cleaned nut and pea coal bottom size larger than 10 mesh or 5/32" and top size not exceeding 2") Price Group Nos. 27 and 28 only.....	7.45
d. Washed screenings—Size Group Nos. 23 and 24 (Washed or air cleaned screenings top size not exceeding 2") Price Group Nos. 27 and 28 only.....	6.80
V. High Volatile Bituminous Coal from District No. 11 (Indiana).	
1. Lump and Egg—Size Group Nos. 1, 2 and 3 (All lump and egg coals bottom size larger than 2" washed or raw) Price Group Nos. 6, 14, 15, 16 and 17.....	9.35
2. Stoker—Size Group Nos. 9-12 inc. (Raw nut and pea coal bottom size larger than 10 mesh or 5/32" and top size not exceeding 2"):	
a. Price Group Nos. 6 and 14.....	9.00
b. Mine Index No. 115 only.....	8.25

PRICE SCHEDULE—Continued

	Delivered per ton
VI. Briquettes Low Volatile.....	\$13.70
VII. Coke—By Product—Solvay or Koppers.	
1. Stove and Nut.....	15.85

(c) *Service charges.* Immediately below and as a part of this section (c) is a schedule of charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this Appendix. These charges may be made only if the buyer requests the service and dealer renders it pursuant to the request. The charges must be separately stated on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

	Per ton
1. Wheel or carry from curb.....	\$0.50
2. Carrying up or down stairs:	
(a) First flight.....	1.00
(b) Each flight above first flight..	.50

(d) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for the chemical or oil treatment of coal at the mine, he may add such treatment charge to the applicable maximum price set by this Appendix No. 13, provided that the treated coal is kept separate and is not mixed with untreated coal. When a treatment charge is made pursuant to this section the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(e) *Discounts.* The maximum prices set forth in section (b) shall be subject to the following discounts:

	Per ton
1. On sales paid for on delivery or within 10 days thereafter.....	\$0.50
2. On sales of stoker coal in lots of 5 tons or more.....	.25
3. On yard sales to domestic consum- ers.....	.75
4. On yard sales to other dealers of District No. 7 coal.....	1.00
5. On yard sales to other dealers of all other coal.....	1.50

(f) *Definitions.* (1) "Delivered" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(2) Except as otherwise provided herein or as the context may otherwise require, all terms used in this appendix shall bear the meaning given them in Order No. G-16 of which this appendix is a part and in Revised Maximum Price Regulation No. 122 or the Emergency Price Control Act of 1942; if not therein defined, they shall be given their ordinary and popular trade meaning.

(56 Stat. 23, 675; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

This Appendix No. 13 to Order No. G-16 shall be effective February 24, 1945.

Issued this 15th day of February 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-3760; Filed, Mar. 8, 1945; 4:28 p. m.]

[Region VII Rev. Order G-2 Under MPR 329]

MILK IN NEW MEXICO

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1351.408 (d) of Maximum Price Regulation No. 329, and for the reasons set forth in the accompanying opinion, Order No. G-2 (8 F.R. 12722, 12733; 9 F.R. 12063) under Maximum Price Regulation No. 329 is hereby redesignated Revised Order No. G-2 Under Maximum Price Regulation No. 329, and is revised and amended to read as follows:

(a) *General Order No. 1 revoked and superseded.* General Order No. 1, issued under § 1351.408 (d) of Maximum Price Regulation No. 329 on February 20, 1943, and made effective as of February 13, 1943, shall be and the same hereby is revoked and superseded as of the effective date of Order No. G-2, but without prejudice in any manner whatsoever to the prosecution of or the imposition of sanctions against any person who may have violated said General Order No. 1 prior to its revocation.

(b) *State of New Mexico divided into six districts.* For the purposes of this Revised Order No. G-2, the State of New Mexico is hereby divided into six districts, to be known as District No. 1, District No. 2, District No. 3, District No. 4, District No. 5, and District No. 6, as hereinafter defined.

(c) *Maximum prices.* (1) Where the purchaser's customary receiving point and the producer's point of production are located in the same district the maximum prices that the purchaser may pay in the several districts of the State of New Mexico for milk delivered to the purchaser's customary receiving point shall, from and after the effective date of this Revised Order No. G-2 be as follows:

- District No. 1, 77¢ per pound of butterfat content.
- District No. 2, 87¢ per pound of butterfat content.
- District No. 3, 92¢ per pound of butterfat content.
- District No. 4, 97¢ per pound of butterfat content.
- District No. 5, \$1.05 per pound of butterfat content.
- District No. 6, \$1.15 per pound of butterfat content.

(2) Where the purchaser's customary receiving point is located in one district and the producer's point of production is located in another district, the applicable maximum delivered price shall be that applicable to the district in which the purchaser's customary receiving point is located.

(d) *Fractional price adjustments.* Computations of the butterfat content of milk shall be carried out to the second decimal place and fractions of a cent in price shall be adjusted upward to the next one cent if the fraction is one-half cent or more, and shall be adjusted downward one cent if the fraction is less than one-half cent.

(e) *Exempt sales.* (1) This order shall not apply to sales and deliveries of milk at retail or at wholesale in glass or paper containers as defined and covered by the General Maximum Price Regulation,

and it shall not apply to those bulk sales and deliveries at wholesale in any other type of container and covered by Maximum Price Regulation No. 280.

(2) This order shall not apply to purchases of bulk milk from producers for use in manufactured dairy products such as butter, cheese, evaporated or condensed milk, powdered milk, casein, ice cream, or commercial or industrial milk products.

(f) *Applicability of other maximum price regulations.* Insofar as the same are not contradictory or inconsistent with any of the provisions of this Revised Order No. G-2, the definitions and explanations set forth in § 1499.20 of the General Maximum Price Regulation, and the terms and provisions of Maximum Price Regulation No. 329, shall apply to and are hereby deemed to be a part of this Revised Order No. G-2 to the same extent as if rewritten herein.

(g) *Definitions.* (1) "Milk" means liquid cow's milk in a raw, unprocessed state, which is purchased for resale for human consumption as fluid milk.

(2) "In a raw, unprocessed state" means unpasteurized and not sold and delivered in glass bottles or paper containers.

(3) "Purchaser's customary receiving point" means the point to which, pursuant to the historical trade practice, the milk has been brought from the farm, dairy lot, or other place of production, at the expense of the producer.

(4) "Delivered at the purchaser's customary receiving point" means that the cost of transportation to such point must be borne by the producer.

(5) "District No. 1 of the State of New Mexico" means all of the Counties of Harding, Mora, San Juan, and Taos, and all of Rio Arriba County except a strip ten miles in width and immediately adjacent to the northern boundary line of Santa Fe County, including all of the Town of Espanola.

(6) "District No. 2 of the State of New Mexico" means all of the Counties of Curry, De Baca, Roosevelt, Colfax, Quay, San Miguel, Torrance, Union, and Guadalupe, with the exception of the municipality of Vaughn.

(7) "District No. 3 of the State of New Mexico" means all of the Counties of Bernalillo, Chaves, Eddy, Lea, and that part of Valencia County lying south of a line drawn parallel with the United States Highway No. 66, and being at all points a distance of ten miles south of the center line of said highway.

(8) "District No. 4 of the State of New Mexico" means all of the Counties of Catron, Dona Ana, Lincoln, Otero (except the Town of Alamogordo, and a distance of five miles beyond the corporate limits thereof at all points), Sandoval, Sierra, and all that part of Valencia County lying north of a line drawn parallel with United States Highway No. 66 and being a distance of ten miles south of the center line of said highway at all points, the municipality of Vaughn in Guadalupe County, and all of Socorro County except the municipality of Magdalena.

(9) "District No. 5 of the State of New Mexico" means all of the Counties of Hidalgo, Luna, McKinley, Santa Fe,

and the municipality of Magdalena in the County of Socorro, and the Town of Alamogordo in the County of Otero and a distance of five miles beyond the corporate limits thereof at all points.

(10) "District No. 6 of the State of New Mexico" means the County of Grant.

(11) Unless the context otherwise requires, the definitions set forth in § 1351.404 of Maximum Price Regulation No. 329 shall apply to the terms used in this order.

(h) *Relation to other orders.* This Revised Order No. G-2 supersedes Order No. G-2 and all amendments thereto as of the effective date hereof.

(i) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

(j) *Effective date.* This Revised Order No. G-2 shall become effective on February 19, 1945.

Issued this 9th day of February 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-3758; Filed, Mar. 8, 1945; 4:27 p. m.]

[Region VII Rev. Order G-11 Under MPR 329, Amdt. 1]

MILK IN WYOMING

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1351.408 (a) (b) (c) (d) and (e) of Maximum Price Regulation No. 329, as amended, and for the reasons set forth in the accompanying opinion, this Amendment No. 1 is issued.

1. The second proviso to paragraph (b) is amended by adding to the list of Colorado producers named therein the name of V. F. Shrode of Carr, Colorado, to read as follows:

(51) V. F. Shrode, Carr, Colo.

2. *Effective date.* This Amendment No. 1 shall become effective on February 21, 1945.

Issued this 16th day of February 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-3759; Filed, Mar. 8, 1945; 4:28 p. m.]

[Portland Order G-15 Under 18 (c), Amdt. 1]

FIREWOOD IN KLAMATH FALLS, OREG., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation and by General Order No. 32, It is hereby ordered, That Order No. G-15,

under § 1499.18 (c), as amended, of the General Maximum Price Regulation is amended in the following respects:

1. Paragraph (a) is amended to read as follows: (a) The maximum prices as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation or by any supplementary regulation thereto, for the sale and delivery of the types of firewood specified below in the Klamath Falls area in Klamath County in the State of Oregon, are hereby adjusted so that the maximum prices therefor shall be:

Type of firewood:	Maximum prices per cord delivered to premises of ultimate consumer
12' old growth fir and pine forest wood or limb wood.....	\$13.75
16' old growth fir and pine forest wood, or limb wood.....	13.50
4' old growth fir and pine forest wood, or limb wood.....	12.50
12' second growth fir and pine forest wood, or limb wood.....	12.75
16' second growth fir and pine forest wood, or limb wood.....	12.50
4' second growth fir and pine forest wood, or limb wood.....	11.50

This amendment to Order No. G-15 shall become effective February 7, 1945.

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

Issued this 7th day of February 1945.

MCDONNELL BROWN,  
District Director.

[F. R. Doc. 45-3761; Filed, Mar. 8, 1945; 4:28 p. m.]

[Region I Rev. Supp. Order 2 Under RMPR 122, Amdt. 4]

PENNSYLVANIA ANTHRACITE IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Revised Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. The provision for "East Bear Ridge" in paragraph (a) is amended to read as follows:

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
East Bear Ridge: Broken, egg, stove, chestnut and pea.....	\$0.40	\$0.20	\$0.10	None
Buckwheat and rice.....	.35	.20	.10	None
Barley.....	.15	.10	None	None

2. The following is added to the table in paragraph (a):

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Locust and Kehoe-Berge: Broken, egg, stove, chestnut, pea and buckwheat.....	\$0.30	\$0.15	\$0.05	None
Rice.....	.10	.05	None	None

3. Subparagraph (2) of paragraph (e) is amended to read as follows:

(2) "Named Pennsylvania Anthracite" means "Jeddo Highland", "Franklin", "Greenwood", "Salem Hill", "Silver Brook", "Legitts Creek", "Black Stork", "East Bear Ridge", "Dial Rock", "Orange Disc", "Delano", "Repplier", "Steele", "Alden", "Locust", and "Kehoe-berge".

4. Subparagraph (13) of paragraph (e) is amended to read as follows:

(13) "East Bear Ridge" means that Pennsylvania Anthracite which is produced by East Bear Ridge Colliery Company, prepared at its Packer No. 5 Colliery, sold as "East Bear Ridge Anthracite", and which meets the quality and preparation standards established by Order No. 24 under Maximum Price Regulation No. 112.

5. Subparagraphs (20) and (21) are added to paragraph (e) to read as follows:

(20) "Locust" means that Pennsylvania Anthracite which is produced by Locust Coal Company and prepared at its Weston Breaker, Shenandoah, Pennsylvania. (Except Anthracite prepared for Mahaney Coal Mining Company) and which meets the quality and preparation standards established by Order No. 22 under Maximum Price Regulation No. 112.

(21) "Kehoe-Berge" means that Pennsylvania Anthracite which is produced by Kehoe-Berge Coal Company and prepared at its breaker located at Duryea, Pennsylvania, and which meets the quality and preparation standards established by Order No. 23 under Maximum Price Regulation No. 112.

6. The reference to "Order No. G-9 under §§ 1340.259 (a) (1) and 1340.260 . . . Metropolitan Boston Area" in paragraph (c) is deleted.

This Amendment No. 4 shall become effective as of October 16, 1944.

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

Issued this 18th day of October 1944.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3834; Filed, Mar. 9, 1945; 4:36 p. m.]

[Region I Rev. Supp. Order 2 Under RMPR 122, Amdt. 5]

**PENNSYLVANIA ANTHRACITE IN BOSTON REGION**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Revised Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. The following is added to the table in paragraph (a):

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Buck Run: Broken, egg, stove, chestnut and pea.....	\$0.65	\$0.35	\$0.15	None
Buckwheat.....	.80	.25	.15	None
Rice.....	.10	.05	None	None
Morea: Broken, egg, stove, chestnut, pea, buckwheat and rice.....	.15	.10	None	None
William Penn: Broken, egg, stove, chestnut, pea, buckwheat and rice.....	.20	.10	.05	None
Jermyn-Green: Broken, egg, stove, chestnut, pea, buckwheat and rice.....	.35	.20	.15	None

2. Subparagraph (2) of paragraph (e) is amended by the addition thereto of the following named coals: "Buck Run", "Morea", "William Penn" and "Jermyn-Green".

3. Subparagraphs (22), (23), (24) and (25) are added to paragraph (e) to read as follows:

(22) "Buck Run" means that Pennsylvania Anthracite which is produced by Buck Run Collieries Company at the Buck Run Colliery in Schuylkill County, Pennsylvania, and which meets the quality and preparation standards established by Order No. 20 under Maximum Price Regulation No. 112.

(23) "Morea" means that Pennsylvania Anthracite produced by Morea-New Boston Breaker Corporation and prepared at Morea Colliery located at Morea, Pennsylvania, and which meets the quality and preparation standards established by Order No. 25 under Maximum Price Regulation No. 112.

(24) "Wm. Penn" means that Pennsylvania Anthracite which is produced by William Penn Colliery Company and prepared at the William Penn Colliery near Shaft, Pennsylvania, and which meets the quality and preparation standards established under Order No. 26.

(25) "Jermyn-Green" means that Pennsylvania Anthracite which is produced by the Jermyn-Green Coal Company, Inc., from No. 6 and Butler Collieries and prepared at No. 14 Breaker, and which meets the quality and preparation standards established under Order No. 27 under Maximum Price Regulation No. 112.

This Amendment No. 5 to Revised Supplementary Order No. 2 shall become effective December 23, 1944.

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

Issued this 16th day of December 1944.

**ELDON C. SHOUP,**  
Regional Administrator.

[F. R. Doc. 45-3832; Filed, Mar. 9, 1945; 4:35 p. m.]

[Region I Rev. Supp. Order 2 Under RMPR 122, Amdt. 9]

**PENNSYLVANIA ANTHRACITE IN BOSTON REGION**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Revised Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. The following is added to the table in paragraph (a):

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
No. 9 Colliery: Broken, egg, stove, chestnut, pea, buckwheat and rice.....	\$0.20	\$0.10	\$0.05	None

2. The words "No. 9 Colliery" are inserted in subparagraph (2) of paragraph (e).

3. Subparagraph (26) is added to paragraph (e), to read as follows:

(26) "No. 9 Colliery" means that Pennsylvania Anthracite which is produced by the No. 9 Coal Company and prepared at its No. 9 Colliery located at Pittston, Pennsylvania, and which meets the quality and preparation standards established by Order No. L-3 under Maximum Price Regulation No. 112.

This Amendment No. 9 to Revised Supplementary Order No. 2 shall become effective as of February 7, 1945.

Issued this 15th day of February 1945.

**ELDON C. SHOUP,**  
Regional Administrator.

[F. R. Doc. 45-3847; Filed, Mar. 9, 1945; 4:40 p. m.]

[Region I Order G-45 Under 18 (c)]

**IMPORTED CANADIAN REGROUND OATFEED IN BOSTON REGION**

Pursuant to the Emergency Price Control Act of 1942, as amended, Executive Order No. 9250 and Order No. 9328, the

authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation and for the reasons set forth in the accompanying opinion; *It is hereby ordered:*

(a) On and after the effective date of this order, regardless of any agreement to buy or sell, the maximum prices at which Reground Oatfeed, consisting of oat hulls, shorts and middlings, sacked in 100 lb. bags and imported from Canada, may be sold or offered for sale by any seller, may not exceed the price resulting from the proper application of the mark-ups in paragraph (b) of this order for the particular type of sale being transacted.

(b) *Maximum delivered prices*—(1) *Sales by importer.* (i) Sales at wholesale in less than carload lots of imported Reground Oatfeed which has been unloaded and warehoused: Cost of acquisition (not to exceed \$37.00 per net ton, delivered to importers' receiving point), plus \$2.50 per net ton.

(ii) All sales in carload lots: Cost of acquisition (not to exceed \$37.00 per net ton, delivered to importers' receiving point), plus \$.50 per net ton.

(iii) Sales at retail in less than carload lots of imported Reground Oatfeed which has been unloaded and warehoused: Cost of acquisition (not to exceed \$37.00 per net ton, delivered to importers' receiving point), plus \$5.50 per net ton.

(2) *Resales by sellers other than importers.* (i) All sales at wholesale in other than carload lots: The maximum price of the importer as determined under paragraph (b) (1) (i) above.

(ii) All sales in carload lots: The maximum price of the importer as determined under paragraph (b) (1) (ii) above.

(iii) Sales at retail in less than carload lots of imported Reground Oatfeed which has been unloaded and warehoused: Cost of acquisition (not to exceed the importers' maximum price under (b) (1) (i) or (ii), above, as the case may be), plus \$5.50 per net ton.

(c) *Definitions.* (1) "Sale at retail" means a sale to a feeder.

(2) "Sale at wholesale" means a sale to a person who buys for resale.

(3) "Importer" means the person who purchases from the Canadian seller.

(4) "Net ton" means 2,000 pounds.

(d) This order applies to all sales or deliveries of Imported Reground Oatfeed for which prices are established by paragraph (b) within the states of Maine, New Hampshire, Vermont, Connecticut, Rhode Island and Massachusetts.

(e) This order incorporates the following provisions of the General Maximum Price Regulations: sections 5, 7, 8, 12, 14, 16, 19 and 20.

This order is subject to revocation by the Office of Price Administration at any time either by special order or by any price regulation issued hereafter or by any supplement or amendment hereafter issued to any price regulation or order, the provisions of which may be contrary hereto.

This order shall become effective February 26, 1945, at 12:01 a. m. and shall expire April 30, 1945.

Issued February 24, 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3848; Filed, Mar. 9, 1945; 4:40 p. m.]

[Region I Order G-52 Under RMPR 122, Amdt. 2]

SOLID FUELS IN PUTNAM, CONN., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-52 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Price Schedule I in paragraph (b) (1) is amended by adding the following to the table set forth therein:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
No. 9 Colliery: Broken, egg, stove and chestnut.....	\$16.80	\$8.90	\$4.70	\$1.00
Pea.....	15.75	8.40	4.45	.95
Buckwheat.....	13.10	7.05	3.80	.80

2. Price Schedule II in paragraph (c) (1) is amended by adding the following to the table set forth therein:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
No. 9 Colliery: Broken, egg, stove and chestnut.....	\$15.80	\$8.40	\$4.45	\$0.90
Pea.....	14.75	7.90	4.20	.85
Buckwheat.....	12.10	6.55	3.55	.70

3. Price Schedule III in paragraph (e) (1) is amended by adding the following to the table set forth therein:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton
No. 9 Colliery: Broken, egg, stove, and chestnut.....	\$13.80	\$6.90	\$3.45
Pea.....	12.75	6.40	3.20
Buckwheat.....	10.10	5.05	2.55

4. Subparagraph (13) is added to paragraph (g) to read as follows:

(13) "No. 9 Colliery" means that Pennsylvania Anthracite produced by the No. 9 Coal Company and prepared at its No. 9 Colliery located at Pittston, Pennsylvania, and which meets the quality and preparation standards established by Order L-3 under Maximum Price Regulation No. 112.

This Amendment No. 2 shall become effective as of February 7, 1945.

Issued this 19th day of February 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3833; Filed, Mar. 9, 1945; 4:36 p. m.]

[Region I Order G-70 Under RMPR 122, Amdt. 29]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Subparagraph (2) of paragraph (e) is amended by adding the following to the table set forth therein:

Kind and size	Amount of addition			
	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
No. 9 Colliery: Broken, egg, stove, chestnut, pea, buckwheat and rice.....	\$0.20	\$0.10	\$0.05	None

2. Subparagraph (9) of paragraph (1) is amended by adding the words "No. 9 Colliery".

3. Subparagraph (44) is added to paragraph (1) to read as follows:

(44) "No. 9 Colliery" means that Pennsylvania Anthracite produced by the No. 9 Coal Company and prepared at its No. 9 Colliery located at Pittston, Pennsylvania, and which meets the quality and preparation standards established by Order No. L-3 under Maximum Price Regulation No. 112.

This Amendment No. 29 shall become effective as of February 7, 1945.

Issued this 15th day of February 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-3831; Filed, Mar. 9, 1945; 4:35 p. m.]

[Region II Order G-43 Under RMPR 122, Amdt. 3]

SOLID FUELS IN NEW YORK REGION

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, Order No. G-43 is amended in the following respect:

1. Paragraph (b) is amended by revising the reference to Order No. G-45 so that it reads as follows: "Order No. G-45 under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 (except that the provisions of

Order No. G-43 shall not apply to sales within Zone 8 of semi-anthracite (also known as Bernice anthracite) produced by Bernice White Ash Coal Company.)"

This Amendment No. 3 to Order No. G-43 shall become effective February 26, 1945.

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

Issued this 24th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3849; Filed, Mar. 9, 1945; 4:40 p. m.]

[Region II Order G-53 Under RMPR 122, Amdt. 7]

SOLID FUELS IN NEW YORK REGION

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, Order No. G-53 is amended in the following respect:

1. Appendix B is amended by removing from the list of orders there enumerated the order designated as follows: "Order No. 47 under Revised Maximum Price Regulation No. 122 (issued by the National Office), insofar as that order applies to sales and deliveries within the District of Columbia and the State of Maryland."

This Amendment No. 7 to Order No. G-53 shall become effective February 26, 1945.

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

Issued this 24th day of February 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3842; Filed, Mar. 9, 1945; 4:39 p. m.]

[Region II Order G-61 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN YONKERS, N. Y.

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: (a) *What this order does*—(1) *Dealer's maximum prices; area covered.* If you are a dealer in "Pennsylvania anthracite", this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "Pennsylvania anthracite" (hereinafter called simply "anthracite") delivered to or at any point in State of New York—Coal

Area XII. Coal Area XII includes the City of Yonkers in the State of New York

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated sizes and quantities of anthracite delivered within Coal Area XII are set forth in Schedule I hereafter.

(3) *To what sales this order applies.* If you are a dealer in anthracite, you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Coal Area XII whether or not you are located in Coal Area XII.

(b) *What this order prohibits.* Regardless of any contract or other obligations, you shall not:

(1) Sell or, in the course of trade or business, buy anthracite of the sizes and in the quantities set forth in the schedule herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay, or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) Refer to Schedule I which contains separate tables of prices for "direct-delivery" sales and "yard" sales of anthracite. (You will find Schedule I in paragraph (d).)

(2) Take the dollars-and-cents figure set forth in the applicable table of the schedule for the size and quantity you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give as specified therein. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure derived as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in Schedule I.

(d) *Schedule I.* Schedule I establishes specific maximum prices for certain sizes of anthracite in certain specific quantities, delivered to or at any point within Coal Area XII. There are separate tables of prices for "direct-delivery" sales and "yard" sales.

(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)	Per 50 lb. bag
Broken, egg, stove, out.....	\$14.25	\$7.40	\$3.80	\$0.90	\$0.50
Pea.....	12.70	6.60	3.45	.80	.45
Buckwheat.....	10.25	5.40	2.80	.70	.40
Rice.....	9.35	4.95	2.60	.65	.35
Barley.....	8.35	4.45	2.35	-----	-----
Screenings.....	4.00	2.00	-----	-----	-----

*Required discounts.* You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes except screenings, in quantities of one ton or more, a discount of 50¢ per net ton where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

*Special service rendered at the request of the purchaser*

	Cents per net ton
"Carry" or "wheel" (except for sales amounting to less than one ton).....	50
Carrying upstairs or downstairs, for each full flight above or below the ground floor (except for sales amounting to less than one ton). This charge shall be in addition to any charge for "carry" or "wheel".....	50

(2) *"Yard" sales for sales of anthracite of the sizes and in the quantities specified.*

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)	Per 50 lb. bag
Broken, egg, stove, out.....	\$12.25	\$0.80	\$0.45
Pea.....	10.95	.70	.40
Buckwheat.....	9.00	.60	.35
Rice.....	8.10	.55	.30
Barley.....	7.10	-----	-----
Screenings.....	3.00	-----	-----

*Required discounts.* You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes except screenings, in quantities of one ton or more, a discount of 50¢ per net ton where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

(3) For sales of anthracite bagged in units other than 50 lbs., maximum prices shall be calculated proportionately on the basis of the maximum prices applicable to sales of bagged coal in 50 lb. units. Such prices shall include the bag.

(e) *Commingling.* If you sell one size of anthracite commingled with another size of anthracite, your maximum price

for the combination shall be the maximum price established in this order for the smallest of the sizes so commingled, except in the following situation. Where a purchaser requests that two or more sizes of anthracite be commingled in one delivery, then, and in that event, if those sizes are separately weighed at the point of loading, the dealer may commingle those sizes in the truck or other vehicle in which the delivery is made. The price for anthracite so commingled shall be calculated on the basis of the applicable per net ton price for each size in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size in the combination.

(f) *Ex parte 148 freight rate increases.* Since the ex parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, the dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any schedule price on account of freight rates.

(g) *Addition of increase in supplier's maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect, in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(h) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal Tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or an amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, or to the State of New York or any political subdivision thereof, you need not state this tax separately.

(i) *Adjustable pricing.* You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the anthracite has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(j) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that a petition shall be filed with the Regional Administrator and acted upon by him.

(k) *Right of amendment or revocation.* The Regional Administrator or the

Price Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(l) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(m) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of anthracite hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(n) *Posting of maximum prices; sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable table and schedule of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip, invoice, or receipt showing your name and address, the kind, size and quantity of the anthracite sold to him, the date of the sale or delivery, and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which may be added to, the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser.

(o) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the New York Regional Office of the Office of Price Administration, or with the Price Panel of the appropriate War Price and Rationing Board.

(p) *Definitions and explanations.* When used in this Order No. G-61, the term:

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

other government, or any of its political sub-divisions, or any agency of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling anthracite of the sizes set forth in the schedules herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Pennsylvania anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(5) The sizes of "Pennsylvania anthracite" described herein as broken, egg, stove, nut, pea, buckwheat, rice, barley and screenings, shall refer to the same sizes of the same fuel as were sold and delivered in the State of New York—Coal Area XII with such designations during December 1941. Under no circumstances, however, shall the anthracite contain an ash content in excess of the limits specified by Amendment No. 1 to Solid Fuels Administration for War Regulation No. 9.

(6) "Direct delivery" means delivery to the buyer's bin or other storage space designated by buyer.

(7) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space in baskets or other containers, or by wheelbarrow or barrel, from seller's truck or vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which the coal is discharged from seller's truck in the course of "direct delivery".

(8) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car or at a place of business of the seller other than at seller's truck or vehicle.

(9) Except as otherwise provided herein, or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(q) *Effect of order on Revised Maximum Price Regulation No. 122.* This order shall supersede Revised Maximum Price Regulation No. 122, except as to any sales or deliveries of solid fuels not specifically subject to this order.

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

This Order No. G-61 shall become effective March 5, 1945.

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

Issued this 2d day of March 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-3850; Filed, Mar. 9, 1945; 4:41 p. m.]

[Region III Order G-9 Under MPR 329, Revocation]

#### FLUID MILK IN CLEVELAND REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329; *It is hereby ordered:*

(a) Subject to all of the conditions, provisions and stipulations of Supplementary Order No. 40 (Effect of Repeal, Revocation, Amendment or other Modification of Price Regulations) issued by the Price Administrator on April 2, 1943, Order No. G-9 under Maximum Price Regulation No. 329 (Purchases of Milk from Producers for Resale as Fluid Milk) is hereby revoked.

This order of revocation shall become effective February 2, 1945.

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

Issued February 2, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3835; Filed, Mar. 9, 1945; 4:37 p. m.]

[Region III Order G-18 Under MPR 329, Revocation]

#### FLUID MILK IN CLEVELAND REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329; *It is hereby ordered:*

(a) Subject to all of the conditions, provisions and stipulations of Supplementary Order No. 40 (Effect of Repeal, Revocation, Amendment or other Modification of Price Regulations) issued by the Price Administrator on April 2, 1943, Order No. G-18 under Maximum Price Regulation No. 329 (Purchases of Milk from Producers for Resale as Fluid Milk) is hereby revoked.

This order of revocation shall become effective February 2, 1945.

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

Issued February 2, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3836; Filed, Mar. 9, 1945; 4:37 p. m.]

[Region III Order G-21 Under MPR 329, Revocation]

#### FLUID MILK IN KNOX COUNTY, OHIO

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by



§ 1351.408 of Maximum Price Regulation No. 329; *It is hereby ordered:*

(a) Subject to all of the conditions, provisions and stipulations of Supplementary Order No. 40 (Effect of Repeal, Revocation, Amendment or other Modification of Price Regulations) issued by the Price Administrator on April 2, 1943, Order No. G-21 under Maximum Price Regulation No. 329 (Purchases of Milk from Producers for Resale as Fluid Milk in Knox County, Ohio) is hereby revoked.

This order of revocation shall become effective February 2, 1945.

Issued February 2, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3837; Filed, Mar. 9, 1945; 4:37 p. m.]

[Region III Order G-23 Under MPR 329, Revocation]

FLUID MILK IN CLARK COUNTY, OHIO

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329; *It is hereby ordered:*

(a) Subject to all of the conditions, provisions and stipulations of Supplementary Order No. 40 (Effect of Repeal, Revocation, Amendment or other Modification of Price Regulations) issued by the Price Administrator on April 2, 1943, Order No. G-28 under Maximum Price Regulation No. 329 (Purchases of Milk from Producers for Resale as Fluid Milk in Clark County, Ohio) is hereby revoked.

This order of revocation shall become effective February 2, 1945.

Issued February 2, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3838; Filed, Mar. 9, 1945; 4:37 p. m.]

[Region III Order G-30 Under MPR 329, Revocation]

FLUID MILK IN OHIO

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329; *It is hereby ordered:*

(a) Subject to all of the conditions, provisions and stipulations of Supplementary Order No. 40 (Effect of Repeal, Revocation, Amendment or other Modification of Price Regulations) issued by the Price Administrator on April 2, 1943, Order No. G-30 under Maximum Price Regulation No. 329 (Purchases of Milk from Producers for Resale as Fluid Milk—Adjustment of the Maximum Prices Milk Distributors may Pay Pro-

ducers—Defiance, Fulton, Henry, Mercer, Paulding, Putnam, Van Wert, and Williams in the State of Ohio) is hereby revoked.

This order of revocation shall become effective February 2, 1945.

Issued February 2, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3839; Filed, Mar. 9, 1945; 4:38 p. m.]

[Region III Order G-31 Under MPR 329, Revocation]

FLUID MILK IN OHIO

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329, *It is hereby ordered:* (a) Subject to all of the conditions, provisions and stipulations of Supplementary Order No. 40 (effect of repeal, revocation, amendment or other modification of price regulations) issued by the Price Administrator on April 2, 1943, Order No. G-31 under Maximum Price Regulation No. 329 (purchases of milk from producers for resale as fluid milk; adjustment of the maximum prices milk distributors may pay producers; certain designated areas in the State of Ohio) is hereby revoked.

This order of revocation shall become effective February 2, 1945.

Issued: February 2, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3840; Filed Mar. 9, 1945; 4:38 p. m.]

[Region III Order G-36 Under RMPR 122]

SOLID FUELS IN OWOSSO, MICH., AREA

For the reasons stated in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels made within the area described as all the territory in Caledonia Township and in the Eastern one-half of Owosso Township, in Shiawassee County, Michigan, including the municipalities of Owosso and Corunna. These are the highest prices that any dealer may charge when he delivers such fuel at or to a point in the said area. They are also the highest prices any buyer in the course of trade or business may pay for them.

(b) *What this order prohibits.* Regardless of any obligation, no person shall

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher

than the maximum prices set by this Order No. G-36; but less than maximum prices may at any time be charged, paid or offered;

(2) Obtain a higher than ceiling price by

(i) Charging a price higher than the scheduled price for a service or making a charge for a service not authorized by this order,

(ii) Using any other device by which a higher than maximum price is obtained directly or indirectly,

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(c) *Schedule for sales of coal*—(1) *Price Schedule.* This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. Column I describes the coal for which prices are established, and Column II lists the maximum price for sales by direct delivery to consumers at any point in the above described area. All prices are for cash or credit sales on a net ton basis.

SCHEDULE I

	Maximum price per net ton
I. High volatile bituminous coals from producing district No. 8 (eastern Kentucky, southern West Virginia, western Virginia and northeastern Tennessee), excluding Mine Index No. 285:	
A. Lump:	
1. Size group No. 1 (larger than 5" mine price classifications L through O.....)	\$9.05
2. Size group No. 2 (larger than 3" but not exceeding 5"):	
a. Mine price classifications E through K.....	9.25
b. Mine price classifications L through O.....	9.05
B. Egg:	
1. Size group No. 5 (top size larger than 5" but not exceeding 6" x bottom size larger than 2" but not exceeding 3"; top size larger than 6" x bottom size 2" and smaller) mine price classifications B through F.....	9.65
2. Size group No. 6 (top size larger than 5" but not exceeding 6" x bottom size 2" and smaller; top size 3" but not exceeding 5" x bottom size larger than 2" but not exceeding 3"):	
a. Mine price classifications E through K.....	8.83
b. Mine price classifications L through N.....	8.40
3. Size group No. 7 (top size larger than 3" but not exceeding 5" x bottom size 2" and smaller) mine price classifications B through M.....	8.70
C. Stoker, size group No. 10 (top size 1 1/4" and smaller x bottom size 1/8" and larger):	
a. Mine price classifications B through E.....	9.00
b. Mine price classifications F through M.....	8.90

See footnote at end of table.

## SCHEDULE I—Continued

	<i>Maximum price per net ton</i>
I. High volatile bituminous coals from producing district No. 8—Cont.	
D. To the prices stated in section A, B and C of part I may be added \$0.15 per ton provided the coal is mined in subdistrict 6 of producing district No. 8. If sold at the maximum price, this coal must be separately weighed and billed. Sub-district 6 includes that portion of District 8 which is in northern Tennessee and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, Madison, McCreary, Owsley, Pulaski, Rock Castle, Wayne and Whitley.	
II. Low volatile bituminous coals from producing district No. 7 (southeastern West Virginia and northwestern Virginia): <sup>1</sup>	
A. Egg, size group No. 2 (double screened; top size larger than 3"):	
1. Mine price classification A----	\$10.45
2. Mine price classifications B through D-----	10.15
B. Nut or dedusted screenings (stoker) size group No. 4 (top size larger than 3/4" but not exceeding 1 1/4" x bottom size smaller than 1 1/4") Mine Price Classification A-----	
	9.25
III. Pennsylvania anthracite, egg, stove and chestnut sizes-----	
	15.10
IV. Coke (excluding reject or reclaimed coke), egg, stove and nut sizes-----	
	13.10

<sup>1</sup> \$0.10 per ton may be added to the price of these coals, provided the coal has been subjected to an oil or calcium chloride treatment by the producer to allay dust or prevent freezing.

(2) *Descriptive terms.* All terms used herein to describe size, volatility and producing district are those that were established and defined by the Bituminous Coal Division and in effect as of midnight, August 23, 1943.

(d) *Sales not covered by Order No. G-36.* The maximum prices for all sales by dealers of solid fuel not provided for by this Order No. G-36 shall be the maximum prices established by Revised Maximum Price Regulation No. 122.

(e) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales of solid fuels. These charges may be made only if the buyer requests such service of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

Carry or wheel in from curb.	\$0.50 per ton.
Carry up or down each flight of stairs.	\$1.00 per ton.
Service charge for deliveries in quantities of 1/2 ton.	\$0.25 per 1/2 ton.
Sales of bituminous coal picked up at the yard in quantities of less than 250 lbs.	\$0.60 per cwt.
Forking-----	No charge.

(f) *The transportation tax.* The transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order, provided the

dealer states it separately from the price on his invoice or statement. However, such tax need not be so separately stated on sales to the United States or any agency thereof, the District of Columbia, any state government or any political subdivision thereof.

(g) *Addition of increase in suppliers' prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereon; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(h) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72, effective October 1, 1943.

(j) *Right of amendment or revocation.* The Regional Administrator or Price Administrator may amend, revoke, or rescind this order, or any provision thereof, at any time.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof showing: The date, the name and address of the buyer, if known, the per net ton price charged and the type and kind of solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also separately state each service rendered and the charge made for it.

(l) *Posting of maximum prices; sales slips.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Regulation No. 122.

(2) Every dealer selling solid fuels subject to this order shall, either at the time of, or within thirty days after the date of, a sale or delivery of solid fuels governed by this order, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as this order is in effect or for so long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized serv-

ice charges and taxes which must be deducted from or which may be added to the established maximum prices; *Provided*, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated; and further provided that the provisions of this paragraph (2) shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

(m) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of violation of this order are urged to communicate with the Saginaw District Office of the Office of Price Administration.

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

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer and deliver, and contracts and offers to do any of the foregoing. The terms "Sale," "Selling," "Sold," "Seller," "buy," "purchase," and "purchaser," shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping, shoveling or chuting the fuel from the seller's truck directly into the buyer's bin or storage; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(5) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122, as amended, shall apply to terms used herein, and in full force and effect.

(c) *Applicability of this order.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

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

This order No. G-36 under Revised Maximum Price Regulation No. 122 shall become effective February 19, 1945.

Issued: February 9, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3857; Filed, Mar. 9, 1945; 4:43 p. m.]

[Region III Order G-40 Under MPR 329]

## FLUID MILK IN OHIO

For the reasons set forth in an opinion accompanying this order and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 (b) and (f) of Maximum Price Regulation No. 329; It is hereby ordered: (a) Any milk distributor in the Counties of Darke, Defiance, Fulton, Henry, Mercer, Paulding, Putnam, Van Wert and Williams in the State of Ohio may pay to producers for "milk" an amount not to exceed \$3.30 per cwt., f. o. b. plant for milk of 3.5% butterfat content, plus 5% for each  $\frac{1}{10}$  of 1% butterfat variation over 3.5% and minus 5 cents for each one tenth of 1% butterfat variation under 3.5%, *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(b) (1) Any milk distributor in the areas in the State of Ohio hereinafter set forth in paragraph (2) of this section (b) may pay to producers for "milk" an amount not to exceed \$3.45 per cwt., f. o. b. plant for milk of 3.5% butterfat content, plus 5 cents for each one tenth of 1% variation over 3.5% and minus 5 cents for each one tenth of 1% butterfat variation under 3.5%, *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(2) The prices set forth in paragraph (1) of this section (b) shall be applicable to the following areas in the State of Ohio:

(i) The Counties of Huron, Seneca and Wayne.

(ii) The Townships of Brighton, Camden, Huntington, Pennfield, Pittsfield, Rochester and Wellington in Lorain County.

(iii) The Townships of Chatham, Guilford, Harrisville, Homer, Litchfield, Spencer and Westfield in Medina County.

(iv) The Townships of Bloom, Center, Freedom, Grand Rapids, Henry, Jackson, Liberty, Middleton, Milton, Montgomery, Perry, Plain, Portage, Troy, Washington, Webster and Weston in Wood County.

(c) (1) Any milk distributor in the areas in the State of Ohio hereinafter set forth in paragraph (2) of this section (c) may pay to producers for "milk" an amount not to exceed \$3.45 per cwt., f. o. b. plant, for milk of 4% butterfat content, plus 5 cents for each one tenth of 1% variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%: *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e), and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(2) The prices set forth in paragraph (1) of this section (c) shall be applicable

to the following areas in the State of Ohio:

(i) The Counties of Adams, Allen, Ashland, Auglaize, Brown, Champaign, Clermont, Clinton, Coshocton, Crawford, Delaware, Fairfield, Fayette, Guernsey, Hancock, Hardin, Harrison, Highland, Hocking, Holmes, Jackson, Knox, Licking, Madison, Marion, Monroe, Morgan, Morrow, Muskingum, Noble, Perry, Pickaway, Pike, Preble, Richland, Ross, Tuscarawas, Union, Vinton and Wyandot.

(ii) The Townships of Augusta, Center, East, Fox, Harrison, Lee, London, Monroe, Orange, Perry, Rose, Union and Washington in Carroll County.

(iii) The Townships of Flushing, Goshen, Kirkwood, Smith, Somerset, Union, Warren, Washington, Wayne and Wheeling in Belmont County.

(iv) The Townships of Green, Greenfield, Harrison, Huntington, Morgan, Perry, Racoon, Springfield and Walnut in Gallia County.

(v) The Townships of Beaver Creek, Caesar Creek, Cedarville, Jefferson, New Jasper, Ross, Silver Creek, Spring Valley, Sugar Creek and Xenia in Greene County.

(vi) The Townships of Brush Creek, Mount Pleasant, Ross, Salem, Smithfield, Springfield and Wayne in Jefferson County.

(vii) The Townships of Aid, Decatur, Elizabeth, Lawrence, Mason, Symmes, Washington and Windsor in Lawrence County.

(viii) The Townships of Bedford, Chester, Columbia, Lebanon, Letart, Olive, Orange, Rutland, Salem, Scipio and Sutton in Meigs County.

(ix) The Townships of Harlan, Massie, Salem, Washington and Wayne in Warren County.

(d) Any milk distributor in the Counties of Athens, Scioto and Washington in the State of Ohio may pay to producers for "milk" an amount not to exceed \$3.70 per cwt., f. o. b. plant, for milk of 4% butterfat content, plus 5% for each  $\frac{1}{10}$  of 1% butterfat variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%: *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(e) Any milk distributor in the County of Franklin in the State of Ohio may pay to producers for "milk" an amount not to exceed \$3.50 per cwt., f. o. b. plant for milk of 4% butterfat content, plus 5% for each one tenth of 1% butterfat variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%: *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(f) Any milk distributor in the Counties of Logan, Miami and Shelby in the State of Ohio may pay to producers for "milk" an amount not to exceed \$3.60 per cwt., f. o. b. plant for milk of 4%

butterfat content, plus 5% for each one tenth of 1% butterfat variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%, *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33, under Maximum Price Regulation No. 329.

(g) (1) Any milk distributor in the areas in the State of Ohio hereinafter set forth in paragraph (2) of this section (g) may pay to producers for "milk" an amount not to exceed \$3.66 per cwt., f. o. b. plant for milk of 3.5% butterfat content, plus 5 cents for each one tenth of 1% variation over 3.5% and minus 5 cents for each one tenth of 1% butterfat variation under 3.5%: *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(2) The prices set forth in paragraph (1) of this section (g) shall be applicable to the following areas in the State of Ohio:

(i) The Counties of Ashtabula, Columbiana, Cuyahoga, Erie, Geauga, Lake, Lucas, Mahoning, Ottawa, Portage, Sandusky, Stark, Summit and Trumbull.

(ii) The Townships of Colerain, Meade, Pease, Pultney, Richland and York in Belmont County.

(iii) The Township of Brown in Carroll County.

(iv) The Townships of Cross Creek, Island Creek, Knox, Saline, Steubenville, Warren and Wells in Jefferson County.

(v) The Townships of Amherst, Avon, Avon Lake, Black River, Brownhelm, Carlisle, Columbia, Eaton, Elyria, Grafton, Henrietta, La Grange, Ridgeville, Russia and Sheffield in Lorain County.

(vi) The Townships of Brunswick, Granger, Hinckley, Liverpool, Sharon, York, Wadsworth, Lafayette, Medina and Montville in Medina County.

(vii) The Townships of Lake, Perrysburg and Ross in Wood County.

(h) (1) Any milk distributor in the areas in the State of Ohio hereinafter set forth in paragraph (2) of this section (h) may pay to producers for "milk" an amount not to exceed \$3.65 per cwt., f. o. b. plant for milk of 4% butterfat content, plus 5 cents for each one tenth of 1% variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%: *Provided, however*, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(2) The prices set forth in paragraph (1) of this section (h) shall be applicable to the following areas in the State of Ohio:

(i) The Counties of Montgomery and Clark.

(ii) The Townships of Bath and Miami in Greene County.

(i) (1) Any milk distributor in the areas in the State of Ohio hereinafter set forth in paragraph (2) of this section (i) may pay to producers for "milk" an amount not to exceed \$3.75 per cwt., f. o. b. plant for milk of 4% butterfat, plus 5 cents for each one tenth of 1% variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%; *Provided, however,* That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(2) The prices set forth in paragraph (1) of this section (i) shall be applicable to the following areas in the State of Ohio:

(i) The County of Butler.

(ii) The Townships of Clear Creek, Deerfield, Franklin, Hamilton and Turtle Creek in Warren County.

(j) Any milk distributor in the County of Hamilton in the State of Ohio may pay to producers for "milk" an amount not to exceed \$3.80 per cwt., f. o. b. plant for milk of 4% butterfat content, plus 5% for each one tenth of 1% butterfat variation over 4% and minus 5 cents for each one tenth of 1% butterfat under 4%; *Provided, however,* That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(k) (1) Any milk distributor in the areas in the State of Ohio hereinafter set forth in paragraph (2) of this section (k) may pay to producers for "milk" an amount not to exceed \$3.90 per cwt., f. o. b. plant for milk of 4% butterfat content, plus 5 cents for each one tenth of 1% variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%; *Provided, however,* That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

(2) The prices set forth in paragraph (1) of this section (k) shall be applicable to the following areas in the State of Ohio:

(i) The Townships of Addison, Cheshire, Clay, Gallipolis, Guyan, and Ohio in Gallia County.

(ii) The Townships of Fayette, Hamilton, Perry, Rome, Union and Upper in Lawrence County.

(iii) The Township of Salisbury in Meigs County.

(l) Nothing herein shall be construed as revoking, modifying or amending any provision of Order No. G-5 under Maximum Price Regulation No. 329 (purchases of milk from producers for resale as fluid milk), issued by the Regional Administrator of Region III of the Office of Price Administration on June 15, 1943.

(m) This order shall not be construed as amending, modifying, revoking or re-

pealing any order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937 and in the event of any conflict between this order or any of the provisions thereof, and any such order, agreement or license or any of the provisions thereof, the provisions of such order, agreement or license shall prevail over those of this order.

(n) This order replaces and supersedes the provisions of Order No. G-3 under Maximum Price Regulation No. 329 (purchases of milk from producers for resale as fluid milk), insofar as it applies to milk distributors in the State of Ohio. Said Order No. G-3 under Maximum Price Regulation No. 329 is therefore revoked as to milk distributors located in the State of Ohio.

(o) Each milk distributor increasing his price to producers for "milk" pursuant to the provisions of this order shall, within five days of such action, notify the Regional Office of the Office of Price Administration, Union Commerce Building, Cleveland, Ohio, by letter or postcard, of his price established pursuant to the provisions of this order, together with a statement of his previous price.

(p) *Definitions.* (1) "Milk distributor" is defined to mean any individual, corporation, partnership, association, or any other organized group of persons or successors of the foregoing who purchases "milk" in a raw and unprocessed state for the purpose of resale as fluid milk in glass, paper or other containers.

(2) "Producer" means a farmer, or other person or representative who owns, superintends, manages, or otherwise controls the operations of a farm on which "milk" is produced. For the purposes of this order, farmers' cooperatives are producers when (1) they do not own or lease physical facilities for receiving, processing, or distributing milk, and (2) they do own or lease physical facilities for receiving, processing or distributing milk, but they act as selling agents for producers, whether members of such cooperative or not.

(3) "Milk" means liquid cow's milk in a raw, unprocessed state, which is purchased for resale for human consumption as fluid milk. "In a raw, unprocessed state" means unpasteurized and not sold and delivered in glass or paper containers.

(q) This order may be amended, modified or revoked by the Office of Price Administration.

This order should become effective February 2, 1945.

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

Issued: February 2, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

Approved: January 30, 1945.

FRANK E. BLOOD,  
In Charge, Midwest Field Office,  
Dairy & Poultry Branch,  
War Food Administration.

[F. R. Doc. 45-3841; Filed, Mar. 9, 1945; 4:38 p. m.]

[Region III Order G-54 Under RMPR 122]

#### SOLID FUELS IN MIDLAND, MICH., AREA

For the reasons stated in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, It is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels made within Midland Township in Midland County, including the municipality of Midland, in the State of Michigan. These are the highest prices that any dealer may charge when he delivers such fuel at or to any point in the said Midland, Michigan, area; they are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) *What this order prohibits.* Regardless of any obligation, no person shall

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-54; but less than maximum prices may at any time be charged, paid or offered;

(2) Obtain a higher than ceiling price by:

(i) Charging a price higher than the scheduled price for a service or making a charge for a service not authorized by this order.

(ii) Using any other device by which a higher than maximum price is obtained directly or indirectly.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(c) *Schedule for sales of coal—(1) Price schedule.* This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. Column I describes the coal for which prices are established, and Column II lists the maximum prices for sales by direct delivery to consumers at any point in the City of Midland, Michigan, area. All prices are for cash or credit sales on a net ton basis.

#### SCHEDULE I—COALS RECEIVED BY RAIL SHIPMENT

	Maximum price per net ton
I. High volatile bituminous coal from producing district No. 8 (eastern Kentucky, southern West Virginia, western Virginia, north-eastern Tennessee) excluding Mine Index No. 25, 285 and 459; <sup>1</sup>	
A. Lump, size group No. 2 (larger than 3" but not exceeding 5"):	
1. Mine price classifications A through D.....	\$10.40
2. Mine price classifications E through H.....	9.50
3. Mine price classifications J through N.....	9.25

See footnote at end of table.

SCHEDULE I—COALS RECEIVED BY RAIL SHIPMENT—Continued

	Maximum price per net ton
I. High volatile bituminous coal from producing district No. 8—Cont.	
B. Egg, size group No. 6 (top size larger than 5" but not exceeding 6" x bottom size 2" and smaller; top size 3" and larger but not exceeding 5" x bottom size larger than 2" but not exceeding 3"):	
1. Mine price classification A.....	\$9.55
2. Mine price classifications G through K.....	9.20
3. Mine price classifications M and N.....	8.80
C. Stoker, size group No. 10 (top size 1 1/4" and smaller x bottom size 1/2" and larger).....	9.20
D. To the prices stated in Sections A, B and C of Part I may be added \$0.15 per ton provided the coal is mined in Sub-district 6 of Producing District No. 8, and provided the coal is separately weighed and billed by the dealer. Sub-district 6 includes that portion of District 8 which is in northern Tennessee and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, Madison, McCreary, Owsley, Pulaski, Rock Castle, Wayne and Whitley.	
II. High volatile bituminous coals from producing district No. 4 (Ohio):	
A. Lump:	
1. Size group No. 1 (larger than 5") from the Ohio No. 8 freight origin district.....	8.00
2. Size group No. 2 (larger than 2" but not exceeding 5") from the Hocking Freight Origin District.....	9.45
III. High volatile bituminous coals from producing district No. 3 (northwestern West Virginia excluding Panhandle): <sup>1</sup>	
A. Lump and egg, size group No. 1 (bottom size larger than 2") from the Sewell seam.....	10.10
IV. Low volatile bituminous coals from producing district No. 7 (southeastern West Virginia and northwestern Virginia): <sup>1</sup>	
A. Stove, size group No. 3 (top size larger than 1 1/2" but not exceeding 3" x bottom size smaller than 3") Mine Price Classifications A through C.....	10.85
B. Stoker, size group No. 5 (pea or dedusted screenings; top size not exceeding 3/4" x bottom size smaller than 3/4") Mine Price Classification A.....	9.25
V. Pennsylvania anthracite, egg, stove and chestnut sizes.....	15.55
VI. Briquettes (low volatile).....	11.60

<sup>1</sup>\$0.10 per ton may be added to the prices of these coals if the coal has been subjected to an oil or calcium chloride treatment by the producer to allay dust or prevent freezing.

SCHEDULE II—COALS RECEIVED BY TRUCK SHIPMENT

I. High volatile bituminous coals from producing district No. 5 (Michigan):	
A. Lump, size group No. 3 (bottom size 2" and smaller) raw.....	9.50
B. Egg, size group No. 5 (top size larger than 3" but not exceeding 4" x bottom size larger than 1 1/4" but not exceeding 2").....	9.00

(2) *Descriptive terms.* All terms used herein to describe size, volatility and producing district are those that were established and defined by the Bituminous Coal Division and in effect as of midnight, August 23, 1943.

(d) *Sales not covered by Order No. G-54.* The maximum prices for all sales by dealers of solid fuel not provided for by this Order No. G-54 shall be the maximum prices established by Revised Maximum Price Regulation No. 122.

(e) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales of Solid Fuels. These charges may be made only if the buyer requests such service of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

Carry from Curb.....	\$0.75 per ton.
Carry up or down each flight of stairs.....	\$1.00 per ton.
Service charge for deliveries in quantities of 1/2 ton.....	\$0.25 per 1/2 ton.
Service charge for delivery at the yard of 1/4 ton or less.....	\$0.50 per 1/4 ton or less.

(f) *The transportation tax.* The transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order, provided the dealer states it separately from the price on his invoice or statement. However, such tax need not be so separately stated on sales to the United States or any agency thereof, the District of Columbia, any state government or any political subdivision thereof.

(g) *Addition of increase in suppliers' prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereon; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(h) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72, effective October 1, 1943.

(j) *Right of amendment or revocation.* The Regional Administrator or Price Administrator may amend, revoke, or rescind this order, or any provision thereof, at any time.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof showing: The date, the name and address of the buyer, if known, the per net ton price charged and the type and kind of solid fuel sold. The

solid fuel shall be identified in the manner in which it is described in the order. The record shall also separately state each service rendered and the charge made for it.

(1) *Posting of maximum prices, sales slips.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Regulation No. 122.

(2) Every dealer selling solid fuels subject to this order shall, either at the time of, or within thirty days after the date of, a sale or delivery of solid fuels governed by this order, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as this order is in effect or for so long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized service charges and taxes which must be deducted from or which may be added to the established maximum prices: *Provided*, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated: *And further provided*, That the provisions of this paragraph (2) shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

(m) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Saginaw District Office of the Office of Price Administration.

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

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy",

"purchase", and "purchaser", shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping, shoveling or chuting the fuel from the seller's truck directly into the buyer's bin or storage; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(5) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122, as amended, shall apply to terms used herein, and in full force and effect.

(c) *Applicability of this order.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

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

This order No. G-54 under Revised Maximum Price Regulation No. 122 shall become effective February 1, 1945.

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

Issued: January 19, 1945.

BIRKETT L. WILLIAMS,  
Regional Administrator.

[F. R. Doc. 45-3858; Filed, Mar. 9, 1945; 4:43 p. m.]

[Region IV Order G-2 Under 3 (e) (2)]

DORTCH STOVE WORKS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (e) (2) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) On and after the effective date of this order, the maximum prices for the sale of coal and wood heating stoves or ranges, Model Nos. 100 and 3342, manufactured by the Dortch Stove Works, Incorporated, Franklin, Tennessee, at wholesale and at retail in Region IV shall be the prices set forth in Appendix A, which is incorporated herein. Lower prices than those listed in Appendix A may be charged.

(b) *Definitions.* (1) "Sale at wholesale" means the sale by a person who buys the above described stoves or ranges and resells same to any person other than the ultimate consumer.

(2) "Sale at retail" means a sale by a person to an ultimate consumer other than an industrial or commercial user.

(3) "Region IV" means that territory lying within the geographical boundaries of the following states: Alabama, Flor-

ida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee and Virginia.

(c) Except as otherwise provided herein all transactions subject to this order remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments which have been heretofore or which may be hereafter issued.

(d) Each wholesaler shall notify the purchaser prior to delivery of the maximum price and conditions set forth in this order for each stove and in addition the wholesaler shall attach securely to each stove a tag or label which plainly states the maximum retail price established by this order for this region. The tag or label shall be attached to the front of the stove and shall not be removed prior to sale at retail.

(e) This order may be revoked, amended or corrected at any time.

(f) This order shall become effective immediately.

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

Issued: March 1, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

APPENDIX A  
AT WHOLESALE

Model No.	Maximum selling price with water jacket (any sale to a retailer)	Maximum selling price without water jacket (any sale to a retailer)
100.....	\$42.40	\$37.25
3342.....	43.41	38.51

These prices are delivered destination.

AT RETAIL

Model No.	Maximum selling price with water jacket at retail	Maximum selling price without water jacket at retail
100.....	\$67.44	\$59.60
3342.....	69.46	61.62

[F. R. Doc. 45-3851; Filed, Mar. 9, 1945; 4:41 p. m.]

[Region IV Rev. Order G-3 Under RMPR 122]

SOLID FUELS IN FULTON AND DEKALB COUNTIES, GA.

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 of Revised Maximum Price Regulation 122 *It is hereby ordered,* That paragraph (c) (1) (i) be amended by adding thereto under the heading "High Volatile Bituminous Coal from District No. 8", the following:

Egg, Size Group No. 5, Price Classification E, from Mine Index Nos. 116 and 117, per ton, \$9.80; per ½ ton, \$5.15; per ¼ ton, \$2.82.

This amendment shall become effective February 22, 1945, and the prices established hereby shall remain in effect

until 12:01 a. m., April 1, 1945, at which time prices set forth herein shall expire.

Issued: February 21, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-3846; Filed, Mar. 9, 1945; 4:40 p. m.]

[Region IV Order G-13 Under SR 15]

FLUID MILK IN VIRGINIA

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, Region IV, by § 1499.75 (a) (9) (i) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, it is hereby ordered:

(a) *Adjustment of maximum prices for approved fluid milk sold at wholesale in Essex, King and Queen, King William, Lancaster, Middlesex, Northumberland, Richmond, and Westmoreland Counties, Virginia—*(1) *Sales of approved fluid milk at wholesale.* On and after February 19, 1945, the Farmers Creamery Company of Fredericksburg, Virginia, may sell and deliver approved fluid milk at wholesale in glass or paper containers of one quart or less, at the following maximum prices: 15¢ per quart, 8¢ per pint, and 4½¢ per half pint.

(2) *Sales of approved fluid milk at retail, out-of-store or home delivered.* On and after February 19, 1945, any retail seller who purchases approved fluid milk in paper and glass containers of one quart or less from the Farmers Creamery Company, Fredericksburg, Virginia, may sell and deliver such approved fluid milk at retail not in excess of the following maximum prices: 17¢ per quart, 9¢ per pint, and 5½¢ per half pint.

(3) *Retail sales of approved fluid milk by hotels, restaurants, soda fountains, cafes, bars and other eating establishments for consumption on the premises or as part of a meal for consumption off the premises.* The seller's maximum price for sales at retail of approved fluid milk for consumption on the premises or as part of a meal for consumption off the premises shall be determined under Restaurant Maximum Price Regulation 2.

(b) *Applicability of the General Maximum Price Regulation and other supplementary regulations and orders of the Office of Price Administration.* Except as otherwise provided herein, all transactions subject to this order remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments, supplementary regulations and orders which have heretofore or may hereafter be issued. Specifically, but not by way of limitation, unless the context of this order otherwise requires, the provisions of § 1499.73a (a) (1) (viii) (b), (c), (d), (e), (f) and (g) and § 1499.73a (a) (1) (xi) (Supplementary Regulation No. 14A to the General Maximum Price Regulation as amended) shall be applicable and are made a part of this order. Unless the context otherwise requires, all terms used herein shall be construed in accordance

with the provisions of § 1499.20 of the General Maximum Price Regulation, as amended.

(c) This order may be revoked, amended or corrected at any time.

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

Issued: February 26, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-3852; Filed, Mar. 9, 1945; 4:42 p. m.]

[Region IV Order G-39 Under 18 (c),  
Amdt. 1]

**FIREWOOD IN FLORIDA**

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1499.18 (c) of the General Maximum Price Regulation, *It is hereby ordered*, That section (c), paragraph (1), insofar as it affects dealers in firewood at retail located in Hillsborough, Pinellas, Polk, Dade, Broward and Palm Beach Counties in the State of Florida, be amended to read as follows:

(1) For firewood delivered by the seller to the consumer's home, place of business, or other designated place, the maximum ceiling prices shall be as follows:

	Per strand 8 feet long and 4 feet high	Per cord of 128 cubic feet
In cord 4-foot lengths.....		\$16.00
In strands, 36-inch lengths.....	\$12.50	16.50
In strands, 30-inch lengths.....	11.00	17.50
In strands, 24-inch lengths.....	9.00	18.00
In strands, 18- to 22-inch lengths.....	8.00	19.20
In strands 12- to 16-inch lengths.....	7.50	25.70
In strands 10-inch lengths.....	6.00	28.00

This amendment shall become effective February 8, 1945, and shall expire at 12:01 a. m. April 1, 1945, at which time section (c), paragraph (1), as written prior to this amendment shall again become effective with respect to the entire area covered by Order No. G-39.

Issued: February 15, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

[F. R. Doc. 45-3853; Filed, Mar. 9, 1945; 4:42 p. m.]

[Region VI Order G-16 Under RMPR 122,  
Amdt. 5]

**SOLID FUELS IN CHICAGO REGION**

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. In paragraph (b) of Appendix No. 2 Order No. G-16 which covers the Sioux City, Iowa, area, the first paragraph prior to the price schedule is amended to read as follows:

(b) Immediately below and as a part of this paragraph (b) is a price schedule which sets forth maximum prices for domestic delivered sale of specified sizes, kinds, and quantities of solid fuels in lots of ½ ton and 1 ton or more. Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sale of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 50¢, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is \$13.40, the price of ½ ton would be \$6.70 plus 50¢ or a total of \$7.20; the price of ¾ ton would be \$10.05 plus 50¢ or a total of \$10.55. If the price of 1 ton is \$13.45, the price of ½ ton would be \$6.75 plus 50¢ or a total of \$7.25.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold the price shall be proportional to the price per ton; for example, if the price of 1 ton is \$13.40, the price of 1½ tons would be \$20.10; the price of 1¾ tons would be \$23.45. If the price of 1 ton is \$13.45, the price of 1½ tons would be \$20.20.

2. In the price schedule in paragraph (b) of Appendix No. 2 the calendar headings above the prices are amended to read as follows:

Domestic delivered to consumer	
One ton or more (per ton)	½ ton (per ½ ton)

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

	PRICE SCHEDULE	
	Domestic delivered to consumer	
	1 ton or more	½ ton
III. High volatile bituminous coal from district No. 14 (Arkansas-Oklahoma):		
A. Production group No. 3 (includes all mines in the "Paris field" of Logan County, Ark., and mines in Franklin County located in Paris Basin):		
1. Lump, grate, furnace, and egg, size group Nos. 4, 6, 7, and 8 (all lump coal screened over perforated plates with round holes 2½" and larger and all double screened coal with a top size larger than 4" and a bottom size 2½" and smaller).....	Per ton \$15.85	Per ½ ton \$8.45
B. Production group No. 5 (includes all mines in Sebastian County, Ark.):		
1. Lump, grate, furnace, and egg, size group Nos. 4, 6, 7, 8 (for description see III A 1 above).....	15.20	8.10
2. Nut-size group 11 (all double screened coals with a top size larger than 1½" but not larger than 2½" and a bottom size larger than ¾" but not larger than 1½").....	13.95	7.50
C. Production group No. 6 (includes all mines in the "Panama field" of LeFlore County, Okla.):		
1. Lump, grate, furnace, and egg—size group Nos. 4, 6, 7, 8 (for description see III A 1 above):		
a. Mine index No. 126 only.....	15.45	8.25
b. All other mines.....	14.70	7.85

This Amendment No. 5 to Order No. G-16 shall become effective February 26, 1945.

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

Issued this 21st day of February 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-3844; Filed, Mar. 9, 1945; 4:39 p. m.]

[Region VII 3d Rev. Order G-24, Under  
RMPR 122]

**SOLID FUELS IN DENVER REGION**

Adjustment of specific maximum prices in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 120.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Economic Stabilization Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, Second Revised Order No. G-24 under Revised Maximum Price Regulation No. 122 is hereby redesignated Third Revised Order No. G-24 under Revised Maximum Price Regulation No. 122 and is revised and amended to read as follows:

(a) *What this order does.* This Third Revised Order No. G-24 permits dealers in Region VII for whom specific maximum prices have heretofore been established by this Regional Office in any specified trade area by an adjustment order issued under § 1340.259 (a) or by a community pricing order under § 1340.260 of Revised Maximum Price Regulation No. 122, as set forth in paragraph (q) of Order No. G-26, to add to their specific maximum prices so established, the amounts set forth in Appendix A of paragraph (d) hereof, when they sell coal purchased by them from one of the high-cost mines named in said Appendix A.

(b) *When dealers may increase their specific maximum prices to cover an increase in the maximum prices of a high-cost producer.* If you are a dealer selling any kind, class, or grade of coal for which your maximum price has been established by an adjustment order issued under § 1340.259 (a) or a community pricing order under § 1340.260 of Revised Maximum Price Regulation No. 122 by this Region VII of the Office of Price Administration for the trade area in which your place of business is located and you buy coal from any one or more of the high-cost mines listed in Appendix A of paragraph (d) hereof, you may add to your specific maximum prices, as established by such area adjustment order, or such community pricing order, the amount of such increase allowed your supplier as is set forth in said Appendix A, from and after the effective date specified in said Appendix A.

(c) *Limitations.* This order permits you to add to your specific maximum prices the amount shown in Appendix A only as to coal actually purchased by





(b) This amendment shall become effective February 28, 1945.

Issued this 26th day of February 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-3855; Filed, Mar. 9, 1945; 4:42 p. m.]

[Region VIII Rev. Order G-2 Under RMPR 271]

POTATOES AND ONIONS IN SAN FRANCISCO REGION

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 section 11 (c) (3) of Revised Maximum Price Regulation No. 271: *It is hereby ordered*, That Order No. G-2 under that regulation be amended and revised in its entirety to read as follows:

(a) *Maximum prices at which intermediate sellers may sell potatoes and onions to various types of purchasers.* The maximum price at which any intermediate seller may sell potatoes or onions in less than carlot or less than trucklot quantities to a purchaser described in Appendix A, attached to this order, shall be the "base price," as determined under section 11 (a) of Revised Maximum Price Regulation No. 271, plus the appropriate markup set forth in such Appendix A.

(b) *Additions allowed intermediate sellers for deliveries outside certain "free delivery zones."* Any intermediate seller, located within a "free delivery zone" in a city named below, who makes delivered sales to retailers or to commercial, industrial, or institutional users, may add the cost of transportation from his customary shipping dock or platform in such "free delivery zone" to the customary receiving point of any such purchaser located outside such "free delivery zone." The cost of transportation shall be figured at the lowest available common carrier rate, or, in the absence thereof, at the actual cost of transportation for customary quantities by the most direct route to the purchaser's customary receiving point. The cities to which this paragraph shall apply are the following: Los Angeles, San Bernardino, Redlands, Riverside, Ventura, Santa Barbara, Santa Maria, San Luis Obispo, and Paso Robles, all located in the State of California.

(c) *Definitions.* (1) "First intermediate seller" means an intermediate seller selling, in less than carlot or less than trucklot quantities, potatoes or onions purchased in unbroken carlots or trucklots or purchased in any quantity from a grower, a country shipper, or a grower's or country shipper's sales agent. However, a hotel and restaurant supply house shall not use the markups provided by Appendix A for intermediate sellers as to sales made to hotels, restaurants, or to commercial, industrial, or institutional users, but shall use the markup specially provided in that appendix

for such sales by a hotel or restaurant supply house.

(2) "Wagon wholesaler" means an intermediate seller who does not maintain a warehouse but who stocks his entire inventory on trucks and who customarily makes deliveries to retailers or to industrial, institutional, or commercial users from such trucks at the time and point of sale. For the purpose of this order, a wagon wholesaler shall determine his maximum price as if the commodity being priced by him had been warehoused.

(3) "Free delivery zone" means the area within 35 miles of the City Hall of any of the cities named in paragraph (b) of this order, as measured by road distance by the most direct route.

(4) Other terms used in this order shall have the meanings set forth in Revised Maximum Price Regulation No. 271 and section 302 of the Emergency Price Control Act of 1942, as amended, unless the context clearly requires otherwise.

(d) This order shall apply to the counties of Los Angeles, Orange, Riverside, San Bernardino, Ventura, Santa Barbara, and San Luis Obispo.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective the 16th day of February 1945.

Issued this 16th day of February 1945.

GEORGE MONCHARSH,  
Acting Regional Administrator.

APPENDIX A—MAXIMUM MARKUPS FOR SALES OF POTATOES AND ONIONS BY INTERMEDIATE SELLERS  
POTATOES (MARKUPS IN CENTS PER HUNDREDWEIGHT)

Buyer	Not warehoused		Warehoused					
	Sales by any intermediate seller		Sales by "first intermediate seller"		Sales by other than "first intermediate seller"		Sales by hotel and restaurant supply houses (whether or not warehoused)	
	Not delivered	Delivered to purchaser's premises	Not delivered	Delivered to purchaser's premises	Not delivered	Delivered to purchaser's premises	Not delivered	Delivered to purchaser's premises
Intermediate sellers, including hotel and restaurant supply houses.....	15	20	30	30	50	50	-----	-----
Chain store warehouses.....	15	20	30	35	50	55	-----	-----
Retailers.....	15	25	30	60	50	60	-----	-----
Hotels, restaurants, and commercial, industrial, and institutional users.....	15	25	30	60	50	60	60	70

ONIONS (MARKUPS IN CENTS PER 50 POUNDS)

Intermediate sellers, including hotel and restaurant supply houses.....	10	13	20	20	33	33	-----	-----
Chain store warehouses.....	10	13	20	25	33	38	-----	-----
Retailers.....	10	17	20	40	33	40	-----	-----
Hotels, restaurants, and commercial, industrial, and institutional users.....	10	17	20	40	33	40	40	55

[F. R. Doc. 45-3843; Filed, Mar. 9, 1945; 4:39 p. m.]

[Region VIII Order G-14 Under 3 (e) (2), Amdt. 1]

GAS RANGES IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion, Order Number G-14, under § 1499.3 (e) (2) of the General Maximum Price Regulation, is amended as follows:

1. Paragraph (b) shall read as follows:

(b) This order shall apply to sales in the States of California and Nevada.

2. The maximum prices for sales to retailers and at retail of Norge Gas Range, Model N401, with oven heat control, shall be as follows:

(1) To retailers, \$85.00, including Excise Tax, f. o. b. San Francisco or Los Angeles, terms net 30 days.

(2) At retail, \$138.00, including Excise Tax, less discounts, allowances and price differentials no less favorable than those customarily granted by the seller, this price includes installation services and all other

services customarily furnished by the seller on sales of similar commodities during March, 1942.

3. This Amendment Number 1 shall become effective immediately.

Issued this 24th day of February 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-3856; Filed, Mar. 9, 1945; 4:43 p. m.]

[Region VIII Order G-18 Under 3 (e)]

LUMBER IN CALIFORNIA

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the Regional Administrator of Region VIII of the Office of Price Administration by § 1499.3 (e) of the General Maximum Price Regulation; *It is hereby ordered*:

(a) The maximum prices (per 1000 ft.

board measure) at which any seller located in the Counties of Alameda, Contra Costa, San Mateo, Marin, Santa Clara, Napa, or the City and County of San Francisco, California, whose maximum prices would otherwise be established under §§ 1499.3 (a) or 1499.3 (c) of the General Maximum Price Regulation, may sell or deliver the following described lumber shall be as follows:

PORT ORFORD CEDAR, GREEN, R/L 6 FEET AND LONGER: S4S

Grade	Size	Maximum price	
		Wholesale type sale	Retail type sale
#1 Common.....	1" x 4".....	\$56.00	\$66.25
#2 Common.....	1" x 4".....	45.00	53.25

ALASKA YELLOW CEDAR, R/L, 6'-20': S4S

#1 Common.....	1" x 6".....	\$58.25	\$69.00
#1 Common.....	1" x 8".....	67.75	80.00
#1 Common.....	1" x 10".....	73.25	86.50
#1 Common.....	1" x 12".....	73.25	86.50
#2 Common.....	1" x 6".....	50.50	59.75
#2 Common.....	1" x 8".....	52.75	62.50
#2 Common.....	1" x 10".....	55.00	65.00
#2 Common.....	1" x 12".....	56.00	66.25

(b) The provisions of Second Revised Maximum Price Regulation No. 215 in regard to delivery charges (section 12), invoices (section 15), definitions of terms and phrases (section 16), record keeping (section 17), and credit practices and cash discounts (section 18), are hereby incorporated into and made a part of this order.

(c) This order shall be subject to revocation or amendment at any time hereafter either by special order or by any price regulation issued hereafter, or by any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective February 20, 1945.

Issued this 20th day of February 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-3845; Filed, Mar. 9, 1945; 4:39 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register, March 7, 1945.

REGION II

Pittsburgh Order 2-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 3:38 p. m.

REGION IV

Miami Order 1-F, covering fresh fruits and vegetables in the Miami, Fla., Area, filed 3:54 p. m.

Raleigh Order 4-W, Amendment 1, covering dry groceries in the Raleigh, N. C., Area, filed 3:59 p. m.

Raleigh Order 17, Amendment 1, covering dry groceries in the Raleigh, N. C., Area, filed 3:59 p. m.

Raleigh Order 18, Amendment 1, covering dry groceries in the Raleigh, N. C., Area, filed 3:59 p. m.

REGION VI

Des Moines Order 2-F, Amendment 17, covering fresh fruits and vegetables in the Des Moines Area, filed 3:44 p. m.

Green Bay Order 4-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Wisconsin, filed 3:59 p. m.

Green Bay Order 5-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Wisconsin, filed 3:58 p. m.

Green Bay Order 6-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Wisconsin, filed 3:57 p. m.

Milwaukee Order 2-F, Amendment 56, covering fresh fruits and vegetables in Dane County, Wis., filed 3:41 p. m.

Milwaukee Order 5-F, Amendment 55, covering fresh fruits and vegetables in certain counties in Wisconsin, filed 3:41 p. m.

Milwaukee Order 7-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Wisconsin, filed 3:41 p. m.

Peoria Order 1-W, covering dry groceries in certain areas in the State of Illinois, filed 3:36 p. m.

Peoria Order 2-W, covering dry groceries in certain areas in the State of Illinois, filed 3:35 p. m.

Peoria Order 11, Amendment 7, covering dry groceries in the Peoria Area, filed 3:35 p. m.

Peoria Order 17, covering dry groceries in certain areas in the State of Illinois, filed 3:35 p. m.

Peoria Order 18, covering dry groceries in certain counties in the State of Illinois, filed 3:40 p. m.

REGION VII

Albuquerque Order 8-F, Amendment 2, covering fresh fruits and vegetables in Albuquerque and Gallup, filed 3:56 p. m.

REGION VIII

Fresno Order 3-F, Amendment 42, covering fresh fruits and vegetables in the Fresno Area, filed 3:56 p. m.

Fresno Order 4-F, Amendment 17, covering fresh fruits and vegetables in the Fresno Area, filed 3:56 p. m.

Fresno Order 6-F, Amendment 28, covering fresh fruits and vegetables in the Fresno Area, filed 3:56 p. m.

Fresno Order 7-F, Amendment 7, covering fresh fruits and vegetables in the Fresno Area, filed 3:55 p. m.

Phoenix Order 1 under 1-B, covering community food prices in the Kingman Area, filed 3:55 p. m.

Phoenix Order 3-F, Amendment 60, covering fresh fruits and vegetables in the Phoenix Area, filed 3:51 p. m.

Phoenix Order 9 under 1-B, Amendment 2, covering community food prices in the Tucson Area, filed 3:53 p. m.

Phoenix Order 9-W under 2-B, Amendment 6, covering community food prices in the Gila Valley Area, filed 3:50 p. m.

Phoenix Order 11-W under 2-B, Amendment 2, covering community food prices in the Tucson Area, filed 3:50 p. m.

Phoenix Order 16-W, under 2-B, covering community food prices in the Kingman-Mohave Area, filed 3:55 p. m.

San Francisco Order 0-1, Amendment 3, covering eggs in certain areas in California, filed 3:50 p. m.

San Francisco Order F-1, Amendment 55, covering fresh fruits and vegetables in certain areas in California, filed 3:52 p. m.

San Francisco Order F-2, Amendment 48, covering fresh fruits and vegetables in certain cities in California, filed 3:52 p. m.

San Francisco Order F-3, Amendment 47, covering fresh fruits and vegetables in certain cities in California, filed 3:52 p. m.

San Francisco Order F-4, Amendment 46, covering fresh fruits and vegetables in certain cities in California, filed 3:52 p. m.

San Francisco Order F-5, Amendment 45, covering fresh fruits and vegetables in certain cities in California, filed 3:52 p. m.

San Francisco Order F-6, Amendment 41, covering fresh fruits and vegetables in certain cities in California, filed 3:53 p. m.

Seattle Order 7-F, Amendment 15, covering fresh fruits and vegetables in the Tacoma, Wash., Area, filed 3:38 p. m.

Seattle Order 15-F, Amendment 15, covering fresh fruits and vegetables in the Yakima, Wash., Area, filed 3:50 p. m.

Spokane Order 8-F, Amendment 4, covering fresh fruits and vegetables in the Spokane County, Wash., Area, filed 3:54 p. m.

Spokane Order 9-F, Amendment 4, covering fresh fruits and vegetables in the Kootenai County, Idaho, Area, filed 3:38 p. m.

Spokane Order 19-F, Amendment 3, covering fresh fruits and vegetables in the Shoshone and Kootenai Counties, filed 3:51 p. m.

Spokane Order 12-F, Amendment 3, covering fresh fruits and vegetables in certain counties in Washington and Idaho, filed 3:39 p. m.

Spokane Order 13-F, Amendment 4, covering fresh fruits and vegetables in Walla Walla and Columbia Counties, Wash., filed 3:39 p. m.

Spokane Order 14-F, Amendment 4, covering fresh fruits and vegetables in Benton and Franklin Counties, Wash., filed 3:39 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-3952; Filed Mar. 12, 1945; 11:27 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register March 8, 1945.

REGION II

Buffalo order 1-F, Amendment 41, covering fresh fruits and vegetables in certain areas in New York, filed 10:22 a. m.

REGION III

Indianapolis Order 4-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Indiana, filed 10:33 a. m.

Indianapolis Order 15-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Indiana, filed 10:32 a. m.

Indianapolis Order 16-F, Amendment 5, covering fresh fruits and vegetables in St. Joseph County, Ind., filed 10:32 a. m.

Indianapolis Order 17-F, Amendment 5, covering fresh fruits and vegetables in Vanderburgh County, Ind., filed 10:31 a. m.

Saginaw Order 23, covering community food prices in the Saginaw Area, filed 10:24 a. m.

REGION IV

Atlanta Order 4-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Georgia, filed 10:29 a. m.

Atlanta Order 6-F, Amendment 26, covering fresh fruits and vegetables in the Atlanta-Decatur Area, filed 10:31 a. m.

Atlanta Order 7-F, covering fresh fruits and vegetables in certain counties in Georgia, filed 10:29 a. m.

Atlanta Order 8-F, covering fresh fruits and vegetables in certain counties in Georgia, filed 10:30 a. m.

Atlanta Order 9-F, covering fresh fruits and vegetables in certain counties in Georgia and Alabama, filed 10:31 a. m.

Jackson Order 4-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Mississippi, filed 10:24 a. m.

Montgomery Order 20-F, Amendment 14, covering fresh fruits and vegetables in Mobile County, Alabama, filed 10:25 a. m.

Montgomery Order 21-F, Amendment 17, covering fresh fruits and vegetables in Montgomery County, Ala., filed 10:25 a. m.

Montgomery Order 22-F, Amendment 18, covering fresh fruits and vegetables in Houston County, Ala., filed 10:25 a. m.

Montgomery Order 24-F, Amendment 16, covering fresh fruits and vegetables in Dallas County, Ala., filed 10:27 a. m.

Roanoke Order 12-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Virginia, filed 10:25 a. m.

#### REGION V

Fort Worth Order 1-F, Amendment 57, covering fresh fruits and vegetables in the Fort Worth Area, filed 10:27 a. m.

Fort Worth Order 2-F, Amendment 57, covering fresh fruits and vegetables in the Fort Worth Area, filed 10:27 a. m.

Fort Worth Order 3-F, Amendment 57, covering fresh fruits and vegetables in the Fort Worth Area, filed 10:28 a. m.

Fort Worth Order 4-F, Amendment 57, covering fresh fruits and vegetables in the Fort Worth Area, filed 10:28 a. m.

Fort Worth Order 5-F, Amendment 57, covering fresh fruits and vegetables in the Fort Worth Area, filed 10:28 a. m.

Lubbock Order G-18, Amendment 2, covering certain dry groceries in the Lubbock, Tex., Area, filed 10:27 a. m.

#### REGION VI

Milwaukee Order 2-F, Amendment 55, covering fresh fruits and vegetables in Dane County, Wis., filed 10:21 a. m.

Milwaukee Order 5-F, Amendment 54, covering fresh fruits and vegetables in certain counties in Wisconsin, filed 10:20 a. m.

Milwaukee Order 6-F, Amendment 5, covering fresh fruits and vegetables in Milwaukee County, Wis., filed 10:21 a. m.

Milwaukee Order 6-F, Amendment 6, covering fresh fruits and vegetables in Milwaukee County, Wis., filed 10:20 a. m.

Milwaukee Order 7-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Wis., filed 10:21 a. m.

Springfield Order 14-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Illinois, filed 10:28 a. m.

Springfield Order 15-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Illinois, filed 10:20 a. m.

#### REGION VII

Montana Order 50-F, covering fresh fruits and vegetables in certain areas in Montana, filed 10:23 a. m.

#### REGION VIII

Phoenix Order 6 under 1-B, Amendment 6, covering community food prices in the Gila Valley Area, filed 10:22 a. m.

Phoenix Order 7, Amendment 2, covering dry groceries in the Phoenix Area, filed 10:22 a. m.

Phoenix Order 10 under 1-B, Amendment 2, covering community food prices in the Phoenix-South Central Area, filed 10:23 a. m.

Phoenix Order 10-W under 2-B, Amendment 2, covering community food prices in the Phoenix-South Central Area, filed 10:22 a. m.

Phoenix Order 12-W under 2-B, Amendment 2, covering community food prices in the Cochise Area, filed 10:23 a. m.

San Francisco Order 1-F, Amendment 2, covering fresh fruits and vegetables in certain areas in California, filed 10:20 a. m.

San Francisco Order F-1, Amendment 54, covering fresh fruits and vegetables in certain areas in California, filed 10:20 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-3953; Filed, Mar. 12, 1945; 11:28 a. m.]

## OFFICE OF WAR MOBILIZATION AND RECONVERSION.

### INTER-AGENCY COMMITTEE TO COORDINATE EXPORT OF CIVILIAN SUPPLIES

1. *Creation of Committee.* (a) There is hereby established an inter-agency Committee to coordinate the export of supplies and equipment for relief, rehabilitation, industrial and other purposes, except direct United States or Lend-Lease military purpose (called herein "civilian supplies").

(b) The Committee shall be composed of the following officials: The Administrator of the Foreign Economic Administration, who shall act as Chairman; the Assistant Secretary in charge of economic affairs for the Department of State; the Chairman of the War Production Board; the War Food Administrator; the Commanding General, Army Service Forces, for the War Department; the Special Assistant to the Secretary of the Navy; and the Deputy Administrator of the War Shipping Administration.

(c) The members of the Committee should personally attend the meetings of the Committee when in Washington, and when absent should be represented by the deputies acting in their places.

2. *Functions.* (a) The Committee shall consider the programs of all Government agencies for the export of civilian supplies in order to develop a unified program for such exports by the United States in the light of the capacity and needs of the domestic economy, available shipping, existing commitments to foreign countries, and other relevant factors.

(b) In order to determine whether existing commitments to foreign countries for civilian supplies should be reexamined with the foreign countries involved, the Committee shall consider at once whether the domestic economy can fulfill such commitments without unduly impairing the capacity of the economy to meet domestic and other foreign needs.

3. *Relation to other agencies.* (a) Any agency of the Government proposing to make any formal or informal commitment for the export of civilian supplies to any foreign country shall first submit the proposal to the Committee for its approval before making the commitment.

(b) The Requirements Committee of the War Production Board and the Food Requirements Committee of the War Food Administration shall continue to allocate civilian supplies for export under their existing authority. Such allocations shall be submitted to the Committee for its approval before putting them into effect.

(c) The armed services shall be responsible for determining their needs for civilian supplies for military purposes in the wake of battle, but shall advise the Committee of such requirements for its use in considering other proposed exports. The armed services shall submit any other requirements for civilian supplies to the Committee for its approval.

4. *Records.* (a) The Chairman of the Committee shall establish a central information office to maintain a complete record of all commitments by the United

States, whether existing or under consideration, for export of civilian supplies.

(b) The Committee shall designate a Secretary to maintain the records of its proceedings.

JAMES F. BYRNES,  
Director.

[F. R. Doc. 45-3958; Filed, Mar. 12, 1945; 12:41 p. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-113, 70-1015, 59-78]

LOUISVILLE GAS AND ELECTRIC CO. (DEL.)  
AND STANDARD GAS AND ELECTRIC CO.

### ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 8th day of March 1945.

In the matter of Louisville Gas and Electric Company (Delaware), File No. 54-113; Standard Gas and Electric Company, File No. 70-1015; Louisville Gas and Electric Company (Delaware), respondent, File No. 59-78.

The Commission having issued on February 5, 1945, a notice of filing and order for hearing on a plan filed by Louisville Gas and Electric Company (Delaware) pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, a notice of filing and order for hearing on a declaration and application filed by Standard Gas and Electric Company pursuant to sections 10 and 12 (f) of the act, a notice of and order for hearing pursuant to section 11 (b) (2) of the act with respect to Louisville Gas and Electric Company (Delaware), and an order consolidating these three proceedings; and said consolidated notice and order having designated March 14, 1945, as the date for public hearing in the matters embraced by said consolidated notice and order; and notice of said hearing having been given to the Mayor of Louisville, Kentucky by registered mail; and

The Mayor of Louisville having indicated that the City of Louisville, Kentucky is vitally interested and wishes to participate in said proceedings; and the Mayor of Louisville having requested that these consolidated proceedings be postponed for sixty or ninety days for the reason that flood conditions in Louisville are very serious and demand the undivided attention of the city officials, and

The Commission having considered said request, and it appearing that under the circumstances the hearing in these matters should be postponed to April 11, 1945;

*It is ordered*, That the hearing in these matters previously scheduled for March 14, 1945, be and hereby is postponed to April 11, 1945, at the same time and place, and before the same trial examiner as heretofore designated, without prejudice to the right of the City of Louisville, Kentucky, to renew its request.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-3859; Filed, Mar. 9, 1945; 5:02 p. m.]

[File No. 70-1036]

OHIO EDISON 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 7th day of March, A. D. 1945.

Notice is hereby given that Ohio Edison Company, a registered holding company and subsidiary of The Commonwealth & Southern Corporation, also a registered holding company, has made a filing with this Commission pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said document which is on file in the office of the Commission for a statement of the transactions therein proposed which are summarized below:

Ohio Edison Company proposes to issue and sell, at competitive bidding pursuant to Rule U-50 promulgated under the act, \$26,089,000 principal amount of First Mortgage Bonds, with an interest rate not to exceed 3% per annum, to be dated April 1, 1945 and to become due April 1, 1975. The proceeds of such sale, together with treasury funds, are to be used to redeem at 107½% of principal amount, plus accrued interest, \$26,089,000 principal amount of 3¾% First Mortgage Bonds of Ohio Edison Company.

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 said matter and that said filing 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 matter under the applicable provisions of said act and rules of the Commission promulgated thereunder be held at 11:00 a. m., e. w. t., on the 22d day of March 1945, 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 March 21, 1945 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

*It is further ordered*, That Robert P. Reeder 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 mortgage bonds are reasonably adapted to the earning power and the security structure of Ohio Edison and are necessary and

appropriate to the economical and efficient operation of the business or businesses in which Ohio Edison is presently engaged.

2. Whether the terms and conditions of the issue and sale of the securities are detrimental to the public interest or the interests of investors or consumers;

3. Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

4. Whether it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers in connection with the proposed transactions.

5. Generally, whether, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.[F. R. Doc. 45-3860; Filed, Mar. 9, 1945;  
5:02 p. m.]

[File No. 54-44]

## UTILITIES STOCK &amp; BOND CORPORATION

## 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 9th day of March, A. D. 1945.

Utilities Stock & Bond Corporation, a registered holding company, has filed a declaration and an amendment thereto pursuant to sections 12 (c) and 12 (e) of the Public Utility Holding Company Act of 1935 and Rules U-46 and U-62 of the general rules and regulations promulgated thereunder with respect to its proposed liquidation and dissolution. In effectuation of this purpose, Utilities Stock & Bond Corporation proposes to distribute \$1.493 per share as a final liquidating dividend on its common stock and to solicit consents of its stockholders to its dissolution.

Said declaration having been filed on January 26, 1945 and notice of said filing having been duly given in the manner and form prescribed by Rule U-23 under said act, and an amendment having been filed on February 26, 1945, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in such notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of sections 12 (c) and 12 (e) and Rules U-46 and U-62 are satisfied and that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration, as amended, to become effective;

*It is hereby 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, 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. 45-3885; Filed, Mar. 10, 1945;  
11:32 a. m.]

[File No. 70-825]

## THE OHIO PUBLIC SERVICE CO. AND CITIES SERVICE POWER &amp; LIGHT CO.

## ORDER EXTENDING TIME TO COMPLY WITH CONDITION REQUIRING DISPOSITION OF NON-UTILITY ASSETS

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 9th day of March, A. D. 1945.

The Commission having on January 7, 1944 issued its opinion and order regarding the acquisition by The Ohio Public Service Company, and indirectly by Cities Service Power & Light Company, of all the outstanding common stock of The Marion-Reserve Power Company subject to the condition that Cities Service Power & Light Company dispose of its indirect interest in the water business of The Marion-Reserve Power Company within one year from the date of such order unless such time be extended by order of the Commission upon a showing of inability of Cities Service Power & Light Company in the exercise of due diligence to effect such disposition within the year; and

Cities Service Power & Light Company having requested an extension of time of one year within which to comply with said condition; and

A hearing having been held on such request after appropriate notice and it appearing that the water business to be disposed of is located in the Village of Mt. Gilead, Ohio and that for several months negotiations have been and now are proceeding with respect to a proposed sale of said water business to the Village of Mt. Gilead but that such negotiations cannot be completed until an appraisal now being made of the physical property of the water system can be completed; and

The Commission finding that Cities Service Power & Light Company has been unable in the exercise of due diligence to effect the required disposition within the year following the date of the order herein; and

It appearing from the record that such sale can be completed within six months from January 7, 1945; *It is ordered*, That the time within which Cities Service Power & Light Company is required to effect disposition of said water business be and is hereby extended for a period of six months from January 7, 1945.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.[F. R. Doc. 45-3888; Filed, Mar. 10, 1945;  
11:33 a. m.]

[File No. 70-1040]

ASSOCIATED ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 9th day of March 1945.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to section 12 (b) of the Public Utility Holding Company Act of 1935 and Rule U-45 promulgated thereunder, by Associated Electric Company, a registered holding company; and

Notice is further given that any interested person may, not later than March 17, 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective, as provided in Rule U-23 of the rules and regulations, promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locusts Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration which is on file in the offices of said Commission, for a statement of the transaction therein proposed, which is summarized below:

Associated Electric Company proposes to loan to its subsidiary, Manila Electric Company, on open account, without interest, such sums up to an aggregate of \$2,500,000 as Manila Electric Company may from time to time require for the purpose of rehabilitating its personnel and physical facilities, and for other corporate purposes. All of the properties of the latter company are located on the Island of Luzon, Philippine Islands.

By the Commission.

[SEAL]

ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 45-3887; Filed, Mar. 10, 1945;  
11:32 a. m.]

[File No. 70-1044]

ELECTRIC POWER &amp; LIGHT CO. AND DALLAS POWER &amp; LIGHT 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 9th day of March, A. D. 1945.

Notice is hereby given that a joint application and declaration has been filed with this Commission under the Public Utility Holding Company Act of 1935 and particularly under sections 6, 7, 9, and 12 and Rules U-42, U-43 and U-44 thereunder by Dallas Power & Light Company ("Dallas"), a Texas corporation, and its parent, Electric Power & Light Corporation ("Electric"), a regis-

tered holding company subsidiary of Electric Bond and Share Company, also a registered holding company.

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 are summarized as follows:

Dallas proposes to offer the holders of its 78,731 shares of outstanding \$6 and 7% preferred stock the right to exchange such stock share for share for a new issue of \$100 par value preferred stock with a dividend rate of not to exceed 4.60%. All shares of the presently outstanding preferred stock not so exchanged will be called at the redemption price of \$110 through the use of cash, in the required amount, to be derived from the sale of new common stock. The common stock to be sold will be offered pro rata to all of the present common stockholders at \$60 per share, the sale to be underwritten without charge by Electric, which presently holds 91% of the common stock. Dallas requests an exemption from the competitive bidding provisions of Rule U-50 in selecting Dealer-Managers to manage the exchanges and in fixing the amounts to be paid as compensation to such Dealer-Managers and to dealers effecting the exchanges. Any members of the National Association of Security Dealers, who so choose, will be included in the group of security dealers employed to effect the exchanges.

The filing states that consummation of the entire plan is contingent on not less than 75% of the presently outstanding preferred stock being offered for exchange with the right in Dallas, however, to declare the plan effective if less than such amount is so offered.

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 said joint declaration and application and that said joint declaration and application shall not become effective or be granted except pursuant to further order of the Commission:

*It is ordered*, That a hearing on said joint declaration and application under the applicable provisions of the act and the rules of the Commission thereunder be held on March 23, 1945 at 10:00 a. m., e. w. t., in the offices 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 Charles S. Lobingier or any other officer or officers of the Commission designated by it for that purpose shall preside at such 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 City Council of the City of Dallas and to the applicants and declarants therein; and that notice of said hearing be given to all other per-

sons 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 21, 1945 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 issue presented by said joint application and declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the preferred and additional common stock to be issued are reasonably adapted to the earning power and the security structure of Dallas and are necessary and appropriate to the economical and efficient operation of the business in which Dallas is presently engaged.

(2) Whether the terms and conditions of the issue of said securities are detrimental to the public interest or the interests of investors or consumers.

(3) Whether the terms of the proposed exchange offer are fair and reasonable and appropriate in the public interest and the interests of investors.

(4) Whether the exemption requested by Dallas from the competitive bidding provisions of Rule U-50 is appropriate in the public interest and the interest of investors and consumers.

(5) Whether the fees, commissions, or other remunerations to be paid are reasonable.

(6) Whether Electric may appropriately acquire common stock of Dallas in the manner proposed and whether such acquisition is in accord with the applicable statutory provisions.

(7) Generally, whether the proposed transactions comply with the applicable provisions of the Act and the rules, regulations, and orders promulgated thereunder.

(8) 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 assure compliance with the standards of the act.

By the Commission.

[SEAL]

ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 45-3888; Filed, Mar. 10, 1945;  
11:33 a. m.]

## WAR FOOD ADMINISTRATION.

Office of Marketing Services.

DAYTON-SPRINGFIELD, OHIO, MILK MARKETING AREA

EXTENSION OF TIME FOR FILING EXCEPTIONS TO DIRECTOR'S REPORT

Pursuant to § 909.12 (c) of the applicable rules of practice and procedure (7 CFR, Cum. Supp., 900.12 (c)), and in accordance with a request received from certain of the handlers of fluid milk in the Dayton-Springfield, Ohio, milk marketing area, notice is hereby given that the time for filing exceptions to the re-

port of the Director of Marketing Services, War Food Administration, with respect to a proposed marketing agreement and a proposed marketing order regulating the handling of milk in the Dayton-Springfield, Ohio, marketing area (10 F.R. 2555), to be made effective under the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), is extended to 12 m., March 26, 1945.

Done at Washington, D. C., this 10th day of March 1945.

C. W. KITCHEN,  
Director of Marketing Services.

[F. R. Doc. 45-3883; Filed, Mar. 10, 1945;  
11:08 a. m.]

#### WAR PRODUCTION BOARD.

[C-275]

SAM KOHN & SON

CONSENT ORDER

Sam Kohn and Abe Kohn, partners operating under the firm name of Sam Kohn & Son, 770 South Preston Street, Louisville 2, Kentucky, are engaged in a retail variety store business. Said partnership is charged by the War Production Board with violation of Priorities Regulation No. 3, having used ratings and certifications to which it was not entitled to purchase copper wire in the second, third, and fourth quarters of 1944. Said partnership and partners admit the violation as charged and agree that because of the violation it purchased more copper wire than it would have been entitled to had the violation not occurred.

Wherefore, upon the agreement and consent of Sam Kohn and Abe Kohn,

The Regional Compliance Manager, and the Regional Attorney and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Sam Kohn & Son during the effective period of this order shall not purchase or receive new copper wire of any size.

(b) The restrictions and prohibitions contained herein shall apply to Sam Kohn and Abe Kohn doing business as Sam Kohn & Son or under any other name, their successors or assigns, or persons acting on their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(c) Nothing contained in this order shall be deemed to relieve Sam Kohn and Abe Kohn, whether doing business as Sam Kohn & Son or otherwise, their successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on the date of issuance and shall expire on December 31, 1945.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-3915; Filed, Mar. 10, 1945;  
4:43 p. m.]

[C-276]

MICHELE DENTAMARO

CONSENT ORDER

Michele Dentamaro, 28 LeBlanc Street, River Rouge, Michigan, is charged by

the War Production Board with having done construction in August, 1944, of a combination store and living quarters at 18703 Dixie Highway, Melvindale, Michigan, in violation of War Production Board Conservation Order L-41. Michele Dentamaro admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Michele Dentamaro, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Michele Dentamaro shall do no construction on the premises at 18703 Dixie Highway, Melvindale, Michigan, including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

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

(c) The restrictions and prohibitions contained herein shall apply to Michele Dentamaro, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 10th day of March 1945.

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

[F. R. Doc. 45-3916; Filed, Mar. 10, 1945;  
4:43 p. m.]

