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Washington, Saturday, January 26, 1946

## The President

### EXECUTIVE ORDER 9685

**AUTHORIZING THE SECRETARY OF AGRICULTURE TO TAKE POSSESSION OF AND OPERATE CERTAIN PLANTS AND FACILITIES USED IN THE PRODUCTION, PROCESSING, TRANSPORTATION, SALE AND DISTRIBUTION OF LIVESTOCK, MEAT, MEAT PRODUCTS AND BY-PRODUCTS**

WHEREAS after investigation I find and proclaim that as a result of existing and threatened strikes and other labor disturbances there are interruptions in the operation of plants and facilities used in the production, processing, transportation, sale or distribution of livestock, meat, meat products and by-products (including but not limited to those plants and facilities designated in the attached list); that the war effort will be unduly impeded or delayed by such interruptions; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure, in the interest of the war effort, the operation of each of these plants and facilities:

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including Section 9 of the Selective Service Act of 1940 (54 Stat. 892) as amended by the War Labor Disputes Act (57 Stat. 163), as President of the United States and Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

1. The Secretary of Agriculture is authorized and directed to take possession of the plants and facilities described in the first paragraph of this order where there is any such interruption (including but not limited to those plants and facilities designated in the attached list), or such part or parts of each of such plants and facilities as he deems necessary, and to the extent he may deem necessary; to take possession of any real or personal property and other assets, wherever situated, used in connection with the operation of such plants and facilities; and to operate or to arrange

for the use and operation of such plants and facilities in any manner that he deems necessary in the interest of the war effort.

2. In furtherance of the purposes of this order, the Secretary of Agriculture is authorized to select and hire such employees and agents as he deems necessary and suitable to carry out the provisions of this order; to exercise any contractual or other rights of the owners of said plants, facilities, and property incident to the operation of said plants, facilities and property or the production, processing, transportation, sale, or distribution of the products and services thereof; to do any and all other things that he may deem necessary or desirable for, or incidental to, the use and operation of said plants, facilities, and property, or the production, processing, transportation, sale, or distribution of the products and services thereof; and to take any other steps that he deems necessary to carry out the provisions and purposes of this order.

3. The Secretary of Agriculture shall operate the plants, facilities, and property mentioned herein under the terms and conditions of employment lawfully in effect at the time possession of such plants, facilities, and property is taken under this order, until and unless the duly authorized federal agencies shall, with the approval of the President, otherwise direct.

4. The Secretary of Agriculture may permit, upon such terms and conditions as he deems advisable, the management of the plants, facilities, and property taken under this order to continue its managerial functions to the extent consistent with the purposes of this order.

5. The Secretary of Agriculture may request the Secretary of War to furnish protection for, and prevent interference with, the plants, facilities, and property taken under this order and all persons employed or seeking employment therein, their families and their homes, and to furnish equipment, manpower, and other facilities or services deemed necessary by the Secretary of Agriculture to carry out the provisions and accomplish the purposes of this order; and the Secretary of War is authorized and directed

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Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

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

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upon such request to take such action as may be necessary to furnish such protection, equipment, manpower, or other facilities or services.

6. In carrying out this order the Secretary of Agriculture may act through or with the aid of such public or private instrumentalities, persons, or corporations as he may designate. All Federal agencies, including but not limited to the Treasury Department, Navy Department, Department of Justice, Department of Labor, and the Office of Price Administration, shall cooperate with the Secretary of Agriculture to the fullest extent of their authority in carrying out the purposes of this order.

7. Possession, control and operation of any plant, facility, or property, or portion thereof, of which possession is taken under this order shall be terminated by the Secretary of Agriculture as soon as

practicable, but in no event more than sixty days after he determines that the productive efficiency of the plant, facility, or property, or portion thereof, prevailing prior to the existing interruptions referred to in the recitals of this order has been restored.

8. This order shall become effective immediately except that possession of any plant or facility shall not be made effective before 12:01 A. M., January 26, 1946.

HARRY S. TRUMAN

THE WHITE HOUSE,  
January 24, 1946.

LIST OF PLANTS AND FACILITIES USED BY THE COMPANIES NAMED BELOW IN THE PRODUCTION, PROCESSING, TRANSPORTATION, SALE OR DISTRIBUTION OF LIVESTOCK, MEAT, MEAT PRODUCTS, AND BY-PRODUCTS

Armour and Company, located in and around Birmingham, Alabama.  
 Armour and Company, located in and around Los Angeles, California.  
 Armour and Company, located in and around San Francisco, California.  
 Armour and Company, located in and around Denver, Colorado.  
 Armour and Company, located in and around Atlanta, Georgia.  
 Armour and Company, located in and around Tifton, Georgia.  
 Armour and Company, located in and around Chicago, Illinois.  
 Armour and Company, located in and around East St. Louis, Illinois.  
 Armour and Company, located in and around Peoria, Illinois.  
 Armour and Company, located in and around Mason City, Iowa.  
 Armour and Company, located in and around Sioux City, Iowa.  
 Armour and Company, located in and around Kansas City, Kansas.  
 Armour and Company, located in and around Lexington, Kentucky.  
 Armour and Company, located in and around Louisville, Kentucky.  
 Armour and Company, located in and around Baltimore, Maryland.  
 Armour and Company, located in and around Boston, Massachusetts.  
 Armour and Company, located in and around Detroit, Michigan.  
 Armour and Company, located in and around St. Paul, Minnesota.  
 Armour and Company, located in and around St. Joseph, Missouri.  
 Armour and Company, located in and around St. Louis, Missouri.  
 Armour and Company, located in and around Omaha, Nebraska.  
 Armour and Company, located in and around East Orange, New Jersey.  
 Armour and Company, located in and around Jersey City, New Jersey.  
 Armour and Company, located in and around Newark, New Jersey.  
 Armour and Company, located in and around Passaic, New Jersey.  
 Armour and Company, located in and around Paterson, New Jersey.  
 Armour and Company, located in and around Jamaica, New York.  
 Armour and Company, located in and around New York, N. Y.  
 Armour and Company, located in and around Fargo, North Dakota.  
 Armour and Company, located in and around Grand Forks, North Dakota.  
 Armour and Company, located in and around Akron, Ohio.  
 Armour and Company, located in and around Cleveland, Ohio.  
 Armour and Company, located in and around Columbus, Ohio.

Armour and Company, located in and around Toledo, Ohio.  
 Armour and Company, located in and around Youngstown, Ohio.  
 Armour and Company, located in and around Oklahoma City, Oklahoma.  
 Armour and Company, located in and around Kenton, Oregon.  
 Armour and Company, located in and around Braddock, Pennsylvania.  
 Armour and Company, located in and around Johnstown, Pennsylvania.  
 Armour and Company, located in and around Pittsburgh, Pennsylvania.  
 Armour and Company, located in and around Reading, Pennsylvania.  
 Armour and Company, located in and around Wilkes-Barre, Pennsylvania.  
 Armour and Company, located in and around Huron, South Dakota.  
 Armour and Company, located in and around Memphis, Tennessee.  
 Armour and Company, located in and around Fort Worth, Texas.  
 Armour and Company, located in and around Spokane, Washington.  
 Armour and Company, located in and around Green Bay, Wisconsin.  
 Armour and Company, located in and around Milwaukee, Wisconsin.  
 Bartusch Packing Company, located in and around South St. Paul, Minnesota.  
 Cudahy Bros. Company, located in and around Cudahy, Wisconsin.  
 Cudahy Packing Company, located in and around Los Angeles, California.  
 Cudahy Packing Company, located in and around Denver, Colorado.  
 Cudahy Packing Company, located in and around Albany, Georgia.  
 Cudahy Packing Company, located in and around E. Chicago, Indiana.  
 Cudahy Packing Company, located in and around Sioux City, Iowa.  
 Cudahy Packing Company, located in and around Kansas City, Kansas.  
 Cudahy Packing Company, located in and around Wichita, Kansas.  
 Cudahy Packing Company, located in and around Newport, Minnesota.  
 Cudahy Packing Company, located in and around Omaha, Nebraska.  
 Cudahy Packing Company, located in and around Jersey City, New Jersey.  
 Cudahy Packing Company, located in and around New York City, N. Y.  
 Cudahy Packing Company, located in and around Salt Lake City, Utah.  
 Estherville Packing Company, located in and around Estherville, Iowa.  
 Fairfield Food Fair Stores, located in and around St. Paul, Minnesota.  
 Fort Green Markets, located in and around New York, N. Y.  
 Hunter Packing Company, located in and around East St. Louis, Illinois.  
 Kingan and Company, located in and around Dothan, Alabama.  
 Kingan and Company, located in and around Indianapolis, Indiana.  
 Kingan and Company located in and around Storm Lake, Iowa.  
 Kingan and Company located in and around Omaha, Nebraska.  
 Kingan and Company located in and around Orangeburg, South Carolina.  
 Kingan and Company located in and around Richmond, Virginia.  
 Kohrs Packing Company, located in and around Davenport, Iowa.  
 John Morrell and Company, located in and around Ottumwa, Iowa.  
 John Morrell and Company, located in and around Topeka, Kansas.  
 John Morrell and Company, located in and around Sioux Falls, South Dakota.  
 Rath Packing Company, located in and around Waterloo, Iowa.  
 Superior Packing Company, located in and around South St. Paul, Minnesota.  
 Swift and Company, located in and around Montgomery, Alabama.

Swift and Company, located in and around Los Angeles, California.  
 Swift and Company, located in and around San Francisco, California.  
 Swift and Company, located in and around South San Francisco, California.  
 Swift and Company, located in and around Denver, Colorado.  
 Swift and Company, located in and around New Haven, Connecticut.  
 Swift and Company, located in and around Moultrie, Georgia.  
 Swift and Company, located in and around Chicago, Illinois.  
 Swift and Company, located in and around National City, Illinois.  
 Swift and Company, located in and around Evansville, Indiana.  
 Swift and Company, located in and around Des Moines, Iowa.  
 Swift and Company, located in and around Marshalltown, Iowa.  
 Swift and Company, located in and around Perry, Iowa.  
 Swift and Company, located in and around Sioux City, Iowa.  
 Swift and Company, located in and around Kansas City, Kansas.  
 Swift and Company, located in and around Lake Charles, Louisiana.  
 Swift and Company, located in and around Baltimore, Maryland.  
 Swift and Company, located in and around Somerville, Massachusetts.  
 Swift and Company, located in and around Cambridge, Massachusetts.  
 Swift and Company, located in and around Springfield, Massachusetts.  
 Swift and Company, located in and around St. Paul, Minnesota.  
 Swift and Company, located in and around So. St. Joseph, Missouri.  
 Swift and Company, located in and around St. Louis, Missouri.  
 Swift and Company (Independent), located in and around St. Louis, Missouri.  
 Swift and Company, located in and around Omaha, Nebraska.  
 Swift and Company, located in and around Harrison, New Jersey.  
 Swift and Company, located in and around Jersey City, New Jersey.  
 Swift and Company, located in and around Newark, New Jersey.  
 Swift and Company, located in and around New York, N. Y.  
 Swift and Company, located in and around Cleveland, Ohio.  
 Swift and Company, located in and around Columbus, Ohio.  
 Swift and Company, located in and around Clington, Oklahoma.  
 Swift and Company, located in and around North Portland, Oregon.  
 Swift and Company, located in and around Harrisburg, Pennsylvania.  
 Swift and Company, located in and around Watertown, South Dakota.  
 Swift and Company, located in and around Nashville, Tennessee.  
 Swift and Company, located in and around Dallas, Texas.  
 Swift and Company, located in and around Fort Worth, Texas.  
 Swift and Company, located in and around San Antonio, Texas.  
 Swift and Company, located in and around Milwaukee, Wisconsin.  
 Swift and Company, located in and around St. Louis, Missouri.  
 Tobin Packing Company, located in and around Fort Dodge, Iowa.  
 Union Stock Yards, located in and around St. Paul, Minnesota.  
 Union Stock Yards, located in and around West Fargo, North Dakota.  
 Westchester Markets, located in and around New York, N. Y.  
 Wilson and Company, located in and around Los Angeles, California.  
 Wilson and Company, located in and around Chicago, Illinois.

Wilson and Company, located in and around Cedar Rapids, Iowa.  
 Wilson and Company, located in and around Kansas City, Kansas.  
 Wilson and Company, located in and around Albert Lea, Minnesota.  
 Wilson and Company, located in and around Faribault, Minnesota.  
 Wilson and Company, located in and around Omaha, Nebraska.  
 Wilson and Company, located in and around New York, N. Y.  
 Wilson and Company, located in and around Columbus, Georgia.  
 Wilson and Company, located in and around San Diego, California.

[F. R. Doc. 46-1371; Filed, Jan. 24, 1946; 5:03 p. m.]

### Regulations

#### TITLE 6—AGRICULTURAL CREDIT

##### Chapter I—Farm Credit Administration

##### PART 5—SURPLUS PROPERTY DISPOSAL

##### DESIGNATION OF EXAMINATION DIVISION AS COMPLIANCE ORGANIZATION

Section 5.202-01 (d) (5) of Chapter I, Title 6, Code of Federal Regulations is hereby amended to read as follows:

(5) *Examination.* The operations of the Farm Credit Administration, Federal Farm Mortgage Corporation, Federal land banks, and national farm loan associations relating to surplus property disposal shall be included within the scope of the examinations of these agencies conducted by the Examination Division of the Farm Credit Administration. The Examination Division is designated the compliance organization to perform the functions and duties required by Surplus Property Administration Regulation 15, dated November 16, 1945, and any other related requirements of the Surplus Property Administrator, the Department of Agriculture, or the Farm Credit Administration.

The foregoing regulations have been approved by the Secretary of Agriculture.

(SPA Reg. 5, as amended; Surplus Property Act of 1944, 58 Stat. 765, 50 U.S.C. App. Supp. 1611; Pub. Law 181, 79th Cong.)

[SEAL]

J. W. DUGGAN,  
Governor.

JANUARY 8, 1946.

[F. R. Doc. 46-1395; Filed, Jan. 25, 1946; 11:09 a. m.]

#### TITLE 7—AGRICULTURE

##### Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

##### PART 726—FIRE-CURED AND DARK AIR-CURED TOBACCO, 1946-47 MARKETING YEAR

##### SUBPART—1946-47 MARKETING YEAR

JANUARY 25, 1946.

##### GENERAL

Sec.  
726.611 Definitions.  
726.612 Extent of calculations and rule of fractions.

Sec.  
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##### ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR OLD FARMS

726.616 Preliminary allotments for old farms.  
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##### ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR NEW FARMS

726.623 Determination of acreage allotments for new farms.  
726.624 Time for filing application.  
726.625 Determination of normal yields for new farms.

AUTHORITY: §§ 726.611 to 726.625, inclusive, issued under 52 Stat. 38, 47; 54 Stat. 392; 53 Stat. 1261; 56 Stat. 52; 7 U.S.C. 1301 (b), 1313; 52 Stat. 66; 7 U.S.C. 1375; Pub. Law 163, 79th Cong., approved July 28, 1945.

##### GENERAL

§ 726.611 *Definitions.* As used in §§ 726.611 to 726.625, inclusive, and in all instructions, forms and documents in connection therewith, the words and phrases defined in this section shall have the meanings herein assigned to them unless the context or subject matter otherwise requires.

(a) "County committee" means the group of persons elected within any county to assist in the administration of the Agricultural Conservation Program in such county.

(b) "Farm" means all adjacent or nearby farm or range land under the same ownership which is operated by one person, including also:

(1) Any other adjacent or nearby farm or range land which the county committee, in accordance with instructions issued by the Field Service Branch, Production and Marketing Administration, determines is operated by the same person as part of the same unit in producing range livestock or with respect to the rotation of crops and with workstock, farm machinery and labor substantially separate from that for any other lands; and

(2) Any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm, constitutes a unit with respect to the rotation of crops.

A farm shall be regarded as located in the county in which the principal dwelling is situated, or if there is no dwelling thereon it shall be regarded as located in the county in which the major portion of the farm is located.

(c) "New farm" means (1) in the case of fire-cured tobacco, a farm on which fire-cured tobacco was not produced in any of the five years 1941 through 1945 (even though such farm may have had a fire-cured allotment for 1943) but on which fire-cured tobacco will be produced in 1946; and (2), in the case of dark air-cured tobacco, a farm on which

dark air-cured tobacco was not produced in any of the five years 1941 through 1945 (even though such farm may have had a dark air-cured allotment for 1943) but on which dark air-cured tobacco will be produced in 1946.

(d) "Old farm," means (1) in the case of fire-cured tobacco, a farm on which fire-cured tobacco was produced in one or more of the five years 1941 through 1945; and (2) in the case of dark air-cured tobacco, a farm on which dark air-cured tobacco was produced in one or more of the five years 1941 through 1945.

(e) "Operator" means the person who is in charge of the supervision and conduct of the farming operations on the entire farm.

(f) "Person" means an individual, partnership, association, corporation, estate or trust or other business enterprise or other legal entity, and wherever applicable, a State, a political subdivision of a State, or any agency thereof.

(g) "State committee" means the group of persons designated within any State to assist in the administration of the Agricultural Conservation Program in such State.

(h) "Tobacco" means (1) fire-cured tobacco, classified in Service and Regulatory Announcement No. 118 of the Bureau of Agricultural Economics of the United States Department of Agriculture as types 21, 22, 23 and 24, and collectively known as fire-cured tobacco or (2) dark air-cured tobacco classified in Service and Regulatory Announcement No. 118 of the Bureau of Agricultural Economics of the United States Department of Agriculture as types 35 and 36 and collectively known as dark air-cured tobacco, or both as indicated by the context.

§ 726.612 *Extent of calculations and rule of fractions.* All acreages shall be calculated to the nearest one-tenth acre. All excess acreage percentages shall be expressed in whole percents and any fractions shall be dropped.

§ 726.613 *Approval of the State Committee.* All farm acreage allotments and normal yields established pursuant to these regulations shall be subject to the approval of the State Committee. The State Committee shall correct or require correction of any individual farm acreage allotment which the State Committee finds was improperly calculated or determined by the county committee.

§ 726.614 *Instructions and forms.* The Director, Tobacco Branch, Production and Marketing Administration, shall cause to be prepared and issued such instructions and forms as may be deemed necessary or expedient for carrying out §§ 726.611 to 726.625, inclusive.

§ 726.615 *Applicability of §§ 726.611 to 726.625.* Sections 726.611 to 726.625, inclusive, shall govern the establishment of farm acreage allotments and normal yields for tobacco in connection with farm marketing quotas for the marketing year beginning October 1, 1946.

##### ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR OLD FARMS

§ 726.616 *Preliminary allotments for old farms.* The County committee shall calculate a preliminary 1946 acreage

allotment for each old farm which shall be the largest of the following:

(a) In the case of fire-cured tobacco:

(1) The 1943 acreage allotment for the farm;

(2) 85 percent of the average acreage of tobacco harvested on the farm in the three years 1943 through 1945;

(3) 70 percent of the average acreage of tobacco harvested on the farm in the two years 1944 and 1945;

(4) 60 percent of the acreage of tobacco harvested on the farm in 1945;

and

(b) In the case of dark air-cured tobacco:

(1) The 1943 acreage allotment for the farm;

(2) 75 percent of the average acreage of tobacco harvested on the farm in the three years 1943 through 1945;

(3) 60 percent of the average acreage of tobacco harvested on the farm in the two years 1944 and 1945;

(4) 50 percent of the acreage of tobacco harvested on the farm in 1945.

The 1943 acreage allotment means the allotment established for the farm under the Marketing Quota Regulations—1943-44 marketing year (including the increase of 5 percent or one-tenth acre) plus the amount of any acreage subtracted from the 1943 allotment because of violation of marketing quota regulations prior to the 1943-44 marketing year. The 1943 allotment for a farm shall include the acreage allotted for 1943 by transfer from another farm because the owner was dispossessed of such other farm through acquisition by a State or Federal agency for national defense or any other purpose. If no tobacco was produced on a farm in any of the five years 1941 to 1945, inclusive, the farm shall be eligible for an allotment in 1946 only as a "new" farm.

§ 726.617 *Adjustments of preliminary allotments for old farms.* The acreage allotment calculated for an old farm pursuant to § 726.616 shall be adjusted by the county committee if the committee finds that the adjustment is required to bring the allotment more nearly into line with the allotments for other farms in the county which are similar with respect to the past acreage of tobacco (harvested and diverted); land, labor and equipment available for the production of tobacco; and crop rotation practices on the farm. The allotment as adjusted for any farm shall not be less than the 1943 allotment for the farm and shall not be more than the largest acreage of tobacco grown on the farm in any of the three years 1943, 1944 or 1945. The total of the upward adjustments by the county committee under this section shall result in a net upward adjustment of all farm allotments equal to ten percent of the number of acres by which the total of the allotments calculated under § 726.616 for all farms in the county exceeds the total of the 1943 allotment for all farms for which allotments are calculated under § 726.616.

§ 726.618 *State Committee adjustment of preliminary allotments for old farms.* The total of the allotments established for all old farms in each State by county committees (as corrected by or pursuant

to direction of the State committee), shall be adjusted by the State committee so that the total of such allotments for all farms in the State equals 105 percent of the total acreage allotted to all farms in the State in 1943. In making such adjustment, the State committee shall apply a uniform adjustment factor to that part of the county established acreage allotment for each farm which is in excess of the 1943 acreage allotment for the farm.

§ 726.619 *Reallocation of allotments released from farms removed from agricultural production.* (a) Except as provided in paragraph (b) of this section, the tobacco allotment determined or which would have been determined for 1946 for any land which is not in agricultural production in 1946 because of acquisition by a State or Federal agency for any purpose shall be available to the State committee for use in providing equitable allotments for farms on which tobacco was grown in one or more of the past five years, and which are owned in 1946 by persons who owned land so removed from agricultural production. Insofar as possible the allotments for farms owned by such persons shall be comparable to the allotments for other old farms in the same community which are similar with respect to land, labor and equipment available for the production of tobacco, crop rotation practices, soil, and other physical factors affecting the production of tobacco, taking into consideration the allotment for the land removed from agricultural production. The allotment so determined shall not exceed the 1946 allotment which was or would have been determined for the land removed from agricultural production, nor shall it exceed 20 percent of the acreage of cropland in the farm.

(b) The allotment determined or which would have been determined for any land acquired on or since January 1, 1940, by any Federal agency for national defense purposes shall be placed in a State pool and shall be used in determining equitable allotments for farms owned or purchased by owners displaced because of acquisition of their farm by a Federal agency for national defense purposes. Upon application to the county committee within five years from the date of the acquisition of the farm by the Federal agency for national defense purposes, any owner so displaced shall be entitled to have an allotment for any one of the other farms owned or purchased by him equal to an allotment which would have been determined for the farm acquired by the Federal agency: *Provided*, That such allotment shall not exceed 20 percent of the acreage of cropland in the farm. The provisions of this paragraph shall not be applicable if (1) there is any marketing quota penalty due with respect to the marketing of tobacco from the farm or by the owner of the farm at the time of its acquisition by the Federal agency; (2) any tobacco produced on such farm has not been accounted for as required by the Secretary; or (3) the allotment next to be established for the farm acquired by the Federal agency would have been reduced because of false or improper identifica-

tion of tobacco produced on or marketed from such farm.

§ 726.620 *Farms subdivided or combined.* (a) If land operated as a single farm in 1943 has been subdivided and will be operated in 1946 as two or more farms the 1946 tobacco acreage allotment determined or which otherwise would have been determined for the entire farm shall be apportioned among the tracts in the same proportion as the acreage of cropland suitable for the production of tobacco on each such tract in such year bore to the total number of acres of cropland suitable for the production of tobacco on the entire farm in such year, unless otherwise recommended by the county committee and approved by the State committee: *Provided, however*, That when a farm is to be subdivided in 1946 into two or more farms which were separate and distinct prior to a combination in 1941 or any subsequent year, the allotment shall be divided among such farms in the same proportion that each contributed to the farm acreage allotment, unless otherwise recommended by the county committee and approved by the State committee.

(b) If two or more farms operated separately in 1943 have been combined and will be operated in 1946 as a single farm, the 1946 allotment shall be the sum of the 1943 allotments determined or which otherwise would have been determined for each of the farms composing the combination.

§ 726.621 *Determination of normal yields.* The normal yield for any old farm shall be that yield which the county committee determines is normal for the farm taking into consideration (a) the yields obtained on the farm during the years 1940-44; (b) the soil and other physical factors affecting the production of tobacco on the farm; and (c) the yields obtained on other farms in the locality which are similar with respect to such factors. The weighted average of the normal yields for all farms in each county shall not exceed the normal yield established for the county in 1943.

§ 726.622 *Reduction of acreage allotment for violation of the marketing quota regulations for a prior marketing year.* If tobacco was marketed or was permitted to be marketed during the 1941-42 or 1942-43 marketing years as having been produced on any farm which in fact was produced on a different farm, the acreage allotment established for both such farms for 1946 shall be reduced by the amount of tobacco so marketed: *Provided*, That such reduction for any such farm shall not be made if the Secretary, through the county committee, determines that no person connected with such farm caused, aided, or acquiesced in such marketing. If proof of the disposition of any amount of tobacco produced on a farm is not furnished as required by the Secretary, the acreage allotment shall be reduced by such amount of tobacco. This section shall not apply if the allotment for any prior year was reduced on account of the same violation.

The amount of tobacco involved will be converted to an acreage basis by di-

viding such amount of tobacco by the actual yield for the farm during the year in which such tobacco was produced, or if the actual yield cannot be determined, by the estimated yield for the farm for such year.

ACREAGE ALLOTMENTS AND NORMAL YIELDS  
FOR NEW FARMS

§ 726.623 *Determination of acreage allotments for new farms.* (a) The acreage allotment for a new farm, except for a farm having a 1943 allotment, shall be that acreage which the county committee determines is fair and reasonable for the farm taking into consideration the land, labor and equipment available for the production of tobacco, crop rotation practices, the soil and other physical factors affecting the production of tobacco: *Provided*, That the allotment so determined shall not exceed 75 percent of the allotments established pursuant to § 726.618 for old farms which are similar with respect to land, labor and equipment available for the production of tobacco, crop rotation practices, and the soil and other physical factors affecting the production of tobacco.

Notwithstanding any other provisions of this section a tobacco acreage allotment shall not be established for any new farm unless each of the following conditions has been met:

(1) The farm operator shall have had previous experience in growing any kind of tobacco; and

(2) The farm operator shall be largely dependent on the farm covered by the application for his livelihood.

The acreage allotments established as provided in this subsection shall be subject to such downward adjustment as is necessary to make such allotments equal two percent of the national acreage allotment for 1943.

(b) For any new farm having a 1943 allotment and on which tobacco was not grown in any of the years 1941 to 1945, inclusive, the allotment shall be the 1943 allotment.

§ 726.624 *Time for filing application.* An application for an allotment for a farm on which no tobacco was grown during the years 1941-45, inclusive, shall be filed with the county committee prior to March 1, 1946, unless the farm operator has been in the armed services, in which case such application shall be filed prior to March 1, 1946, or not later than sixty days following the date of his discharge, whichever is later.

§ 726.625 *Determination of normal yields for new farms.* The normal yield for a new farm shall be that yield per acre which the county committee determines is reasonable for the farm as compared with yields for other farms in the locality on which the soil and other physical factors affecting the production of tobacco are similar.

Done at Washington, D. C. this 25th day of January 1946. Witness my hand and the seal of the Department of Agriculture.

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

[F. R. Doc. 46-1394; Filed, Jan. 25, 1946;  
11:08 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing  
Administration

Subchapter C—Mutual Mortgage Insurance

PART 521—ADMINISTRATIVE RULES FOR  
MUTUAL MORTGAGE INSURANCE UNDER  
SECTION 203 OF THE NATIONAL HOUSING  
ACT

FEE TO ACCOMPANY APPLICATION

Section 521.11, as amended, is hereby amended to read as follows:

§ 521.11 *Fee to accompany application.* If the application is for a firm commitment, it must be accompanied by the mortgagee's check for a sum computed at a rate of three dollars (\$3) per thousand dollars (\$1,000) of the original principal amount of the mortgage loan applied for, to cover the costs of appraisal by the Administrator, but in no case shall such sum be less than ten dollars (\$10). If an application is refused without an appraisal being made by the Administrator, the fee will be returned to the applicant but no portion of the fee will be returned after appraisal or on account of any difference between the amount applied for and the amount approved for insurance.

If the application is for a conditional commitment, it must be accompanied by the mortgagee's check for ten dollars (\$10) regardless of the amount of the mortgage. The balance, if any, of the fee as stipulated herein shall be payable upon and shall accompany the application for the firm commitment, if any, subsequently submitted pursuant thereto.

If the application is made on behalf of a veteran of World War II, for the insurance of a mortgage to refinance an existing insured mortgage which is in default, by reason of his military service, the fee herein provided may be waived by the Commissioner if he finds that the collection of such fee would be inequitable under the particular circumstances of the transaction.

Issued at Washington, D. C., this 24th day of January 1946, and effective February 1, 1946.

RAYMOND M. FOLEY,  
Federal Housing Commissioner.

[F. R. Doc. 46-1359; Filed, Jan. 24, 1946;  
4:02 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Service Order, National Headquarters O-B]

MEDAL AND CERTIFICATE AWARDS

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby:

Amend Service Order—National Headquarters No. 0<sup>1</sup> by adding at the end thereof the following:

MEDAL AND CERTIFICATE AWARDS

All orders awarding the Selective Service Medal and Certificate, pursuant to Public

<sup>1</sup> Not filed with the Division of the Federal Register.

Law No. 112, 79th Congress, to those persons selected by the Director of Selective Service, who have faithfully performed uncompensated service in the administration of the Selective Training and Service Act will be entitled "Medal and Certificate Awards."

LEWIS B. HERSHEY,  
Director.

JANUARY 24, 1946.

[F. R. Doc. 46-1360; Filed, Jan. 24, 1946;  
4:15 p. m.]

Chapter XI—Office of Price Administration

PART 1306—IRON AND STEEL

[MPR 4,<sup>1</sup> Amdt. 4]

SCRAP IRON AND STEEL

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

Maximum Price Regulation 4 is amended in the following respects: 1. Section 6 (g) is amended to read as follows:

(g) Where scrap is allocated, directed or granted priority ratings by the Civilian Production Administration for rail shipment, and such scrap has been stored at a dock for water movement, the consumer may pay the dock charges set forth in paragraph (b) above.

2. Sections 11, 15, 16 and 19 are amended to substitute for the phrase "allocated by the War Production Board" the following phrase "allocated, directed or granted priority ratings by the Civilian Production Administration."

3. Section 12 (c) is amended to read as follows:

(c) Where cast iron scrap is allocated, directed or granted priority ratings by the Civilian Production Administration for rail shipment, and such cast iron scrap has been stored at the dock for water movement, the consumer may pay the dock charges set forth in paragraph (a) above.

4. Section 16 (b) is amended to read as follows:

(b) Where remote scrap as defined in section 6 (e) is purchased for intranet preparation, the maximum preparation fee for preparing any grade of scrap shall not exceed the applicable fee established in this section 16.

5. Section 16 (e) is amended to read as follows:

(e) Whenever scrap has arrived at its point of delivery, or whenever a consumer makes a direct purchase of unprepared scrap, and the consumer engages a dealer to prepare such scrap, the maximum fee which may be charged the consumer for preparation of such scrap shall be either the fee set forth in this section 16 for the applicable grade or any other service charge which, when added to the purchase price for the unprepared scrap paid by the consumer, and to the incoming and outgoing freight, will not result in a higher price to the consumer

<sup>1</sup> 9 F.R. 7330, 13853.

than that established by this regulation as the maximum price for the applicable grade of prepared material, at the shipping point of the unprepared material, plus the lowest available transportation charges for transporting such prepared material to the consumer, without commission.

6. Section 29 (c) is amended to read as follows:

(c) On each shipment of scrap to the consumer, including rail, water or truck movement, the shipper must execute and mail (or deliver) to the consumer or his broker a shipping notice simultaneously with the shipment of the scrap. Such shipping notice must contain the date of shipment, number and initial of the car, the name of the vessel or the name of the trucker (or trucking firm), the consumer's and/or broker's purchase number (except in the case of a truck delivery), the specific grade or grades of scrap as they are designated in the applicable sections of this regulation, the shipping point, and the signature of the shipper or his duly authorized representative. Such shipping notice need not be executed or delivered on deliveries of cast iron scrap made solely by truck when the transportation charges for such deliveries are not in excess of \$1.50 per gross ton.

This amendment shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1399; Filed, Jan. 25, 1946;  
11:18 a. m.]

#### PART 1306—IRON AND STEEL

[RPS 49, Amdt. 37]

##### RESALE OF IRON AND STEEL 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.

That portion of § 1306.164 (d) (2) (i) immediately preceding Table B-1 is amended to read as follows:

(i) *Prices at basing point (rate per 100 pounds).* The price at basing points for the various grades of products shall be computed as set forth below. The result should be rounded to the second decimal place: round upward if the third decimal is 5 or greater, round downward if the third decimal place is less than 5. The mill carload bases prices referred to in the following tables are such prices as established by Revised Price Schedule No. 6 prior to January 11, 1945, the effective date of Amendment No. 11 to Revised Price Schedule No. 6. Such mill carload base prices do not include any increases granted by that or subsequent amendments to that Schedule except the following: in the case of flat galvanized and zinc coated specialty sheets, the mill carload base prices shall be the applicable mill base prices established by Re-

vised Price Schedule No. 6 prior to January 11, 1945, plus 10 cents per 100 pounds.

This amendment shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1397; Filed, Jan. 25, 1946;  
11:18 a. m.]

#### PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 603, Amdt. 1]

##### SURPLUS LUMBER

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

Maximum Price Regulation 603 is amended in the following respects:

1. In paragraph (b) of section 2, a new undesignated paragraph is inserted, after the first paragraph, reading as follows:

This regulation does not cover sales by plywood distribution plants, warehouses, or yards, of Douglas fir and other softwood plywood purchased by them as surplus and made an integral part of their plant, warehouse or yard stock. Such sales remain subject to sections 4 and 5 of Third Revised Maximum Price Regulation 13.

2. The last paragraph in section 3 is amended to read as follows:

*Provided, however,* That although this regulation may apply to purchases, it does not cover sales or deliveries by a sawmill, planing mill or concentration yard of any species of lumber produced in the region in which the mill or concentration yard is located; or sales or deliveries of lumber or softwood plywood by distribution yards, distribution plants or other warehouses or yards, out of their regular yard stock, as defined in Second Revised Maximum Price Regulation 215, Revised Maximum Price Regulation 467, and Third Revised Maximum Price Regulation 13; or sales or deliveries by office wholesalers of lumber or softwood plywood from any of the foregoing.

3. Subdivision (v) in subparagraph (5), paragraph (a) of section 9 is deleted.

This amendment shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1405; Filed, Jan. 25, 1946;  
11:19 a. m.]

#### PART 1340—FUEL

[MPR 88, Amdt. 40]

##### FUEL OIL, GASOLINE AND LIQUEFIED PETROLEUM GAS

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

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

Maximum Price Regulation No. 88 is amended in the following respects:

1. Section 9.1 is amended to read as follows:

SEC. 9.1 *Kerosene, range oil, stove oil, and Nos. 1, 2, 3, and 4 distillate fuel oil (including diesel fuels and gas oils)*—  
(a) *PAW Districts I, II, and III.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or delivered price basis in PAW Districts I,<sup>1</sup> II,<sup>2</sup> and III<sup>3</sup> at all levels of sale for kerosene, range oil, stove oil, and Nos. 1, 2, 3, and 4 distillate fuel oil (including diesel fuels and gas oils) shall be the price as determined or established under other sections of this regulation plus .5¢ per gallon from January 24, 1946. This section 9.1 shall expire on April 30, 1946.

2. Section 9.2 is revoked.

This amendment shall become effective January 24, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1363; Filed, Jan. 24, 1946;  
4:37 p. m.]

#### PART 1340—FUEL

[RMPR 137, Amdt. 19]

##### PETROLEUM PRODUCTS SOLD AT RETAIL ESTABLISHMENTS AND CERTAIN OTHER RETAIL SALES OF LIQUEFIED PETROLEUM GAS

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 No. 137 is amended in the following respects:

Section 13 (a) is amended to read as follows:

(a) *Kerosene, range oil, stove oil, diesel fuel, Nos. 1 and 2 distillate fuel oil.* Notwithstanding other provisions of this regulation a seller's maximum price for kerosene, range oil, stove oil, diesel fuel and Nos. 1 and 2 distillate fuel oil in

<sup>1</sup> PAW District I comprises the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maryland, District of Columbia, Virginia, North Carolina, South Carolina, Georgia, Florida east of the Appalachian River, New York, Pennsylvania, and West Virginia.

<sup>2</sup> PAW District II comprises the States of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Indiana, Ohio, Kentucky, Tennessee, Michigan.

<sup>3</sup> PAW District III comprises the States of New Mexico, Texas, Arkansas, Louisiana, Mississippi, Alabama and that part of Florida west of the Appalachian River.

PAW Districts I,<sup>1</sup> II,<sup>2</sup> and III<sup>3</sup> shall be the maximum price as determined or established under other provisions of this regulation plus .5¢ per gallon from January 24, 1946. This section 13 (a) shall expire on April 30, 1946.

This amendment shall become effective January 24, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1362; Filed, Jan. 24, 1946; 4:37 p. m.]

**PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING**

[MPR 47,<sup>4</sup> Amdt. 2]

**WASTE RAGS, WASTE ROPES AND WASTE STRINGS**

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

Maximum Price Regulation 47 is amended in the following respects:

1. Section 1347.104 is amended to read as follows:

§ 1347.104 *Imports*. This regulation does not apply to transactions in waste rags, waste ropes and waste strings as defined in § 1347.111 (a) (2), (3) and (4), respectively, imported or to be imported into the continental United States. Such transactions shall be subject to the provisions of the Maximum Import Price Regulation.

2. The first paragraph of § 1347.114 Appendix A (d) is amended to read as follows:

(d) *Transportation allowances*. The maximum prices which this Regulation establishes for waste rags, waste ropes and waste strings are to be applied f. o. b. point of shipment, which means that they are established at the point where the goods are first loaded on freight cars, trucks or barges for transportation to the buyer.

This amendment shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1401; Filed, Jan. 25, 1946; 11:18 a. m.]

<sup>1</sup> PAW District I comprises the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maryland, District of Columbia, Virginia, North Carolina, South Carolina, Georgia, Florida east of the Appalachian River, New York, Pennsylvania and West Virginia.

<sup>2</sup> PAW District II comprises the States of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Indiana, Ohio, Kentucky, Tennessee, Michigan.

<sup>3</sup> PAW District III comprises the States of New Mexico, Texas, Arkansas, Louisiana, Mississippi, Alabama and that part of Florida west of the Appalachian River.

<sup>4</sup> 8 F.R. 270, 17296.

**PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING**

[MPR 567,<sup>1</sup> Amdt. 2]

**MANUFACTURERS' PRICES FOR GLASSINE PAPERS AND GREASEPROOF PAPERS**

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

Maximum Price Regulation 567 is amended in the following respects.

1. In section 13 (a), subparagraph (7) is amended to read as follows:

(7) "Highest price charged" means (i) The highest price which a manufacturer charged any customer for the commodity sold by him during March, 1942 or (ii) if the manufacturer made no such sale during such applicable specified base period, such manufacturer's highest list price or in the event he had no list prices his highest offering price to any customer for delivery during that period. "Offering price" shall not be deemed to include a price intended to withhold a commodity from the market, or any price offered as a bargaining price by a manufacturer who usually sells at a price lower than his asking price.

2. Section 14 is amended to read as follows:

SEC. 14. *Introductory pricing provisions*. This section contains certain general pricing provisions which the manufacturer must consider along with the appropriate specific pricing provisions of Appendices A and B in order to determine the maximum prices that he may charge for the various grades of papers covered by this regulation. Appendix A contains specific pricing provisions for bleached glassine paper and bleached greaseproof paper and their related grades. Appendix B provides the method for determining maximum prices for new grades which cannot be priced under Appendix A.

The first step in determining the maximum price applicable to the sale of any such paper is to arrive at the maximum base price. To this maximum base price there may be added or shall be subtracted, as the case may be, all applicable differentials, charges, discounts and allowances that customarily enter into a manufacturer's calculations of his selling price. The price arrived at after the addition or subtraction of these pricing elements is the permissible maximum price.

In Appendix A specific dollar and cent maximum base prices are stated for No. 1 Bleached Glassine paper and No. 1 Bleached Greaseproof paper. Also listed in the Appendix are certain "related grades," maximum base prices for which shall be computed in accordance with the method set forth in paragraph (a) of this section 14. Differentials, charges, discounts and allowances shall be determined by referring to this section 14 and to the pricing provisions contained in Appendix A. The provisions of this section 14 shall apply except where incon-

<sup>1</sup> 10 F.R. 701.

sistent with the pricing provisions in Appendix A in which case the latter provisions shall apply.

(a) *Related grades*. (1) Following each listing of grades for which specific dollar and cent maximum base prices have been established are cited certain papers designated as "related grades." "Related grades" include not only those cited as such, but also all other grades which have been considered by the industry to be related to the listed grades. The maximum base price for any such related grade shall be determined as follows:

The manufacturer shall determine the highest base price charged by him during the month of March 1942 for 25 pound No. 1 Bleached Glassine paper or 25 pound No. 1 Bleached Greaseproof paper, whichever shall be applicable, and shall ascertain the difference between that price and the highest base price charged by him during the same period for the related grade that is to be priced. The difference between the two shall be added to or subtracted from, as the case may be, the maximum base price stated in this regulation for either No. 1 Bleached Glassine paper or No. 1 Bleached Greaseproof paper, whichever shall be applicable. The resulting computation shall constitute the maximum base price for the related grade being priced. To that maximum base price there shall be applied the same differentials, charges, discounts and allowances as are applicable to the listed grade.

(2) In those cases where a manufacturer is unable to price a related grade under subparagraph (1) of this paragraph (a), he shall price it under Appendix B.

(b) *Pricing point*. All maximum prices established under this regulation are f. o. b. mill.

(c) *Other differentials, charges, discounts and allowances*. Wherever not specifically provided for in this section 14 or in the Appendices, differentials, charges, discounts and allowances shall be applied in accordance with manufacturer's customary practices during the month of March 1942.

This amendment shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1408; Filed, Jan. 25, 1946; 11:20 a. m.]

**PART 1351—FOOD AND FOOD PRODUCTS**

[MPR 422,<sup>1</sup> Amdt. 67]

**CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES**

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

Maximum Price Regulation 422 is amended in the following respects:

In section 39 (b) (2) the definition of "Grapes, table" is amended by deleting

<sup>1</sup> 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447.



the first two sentences and substituting therefor the following:

"Grapes, table" means all varieties of California, Arizona and imported fresh table grapes including, but not limited to, Almeria, Emperor, Red Malaga, White Malaga, Ribier, Thompson Seedless and Tokay. Each variety of domestic table grapes and each variety of imported table grapes shall be considered a separate item and priced separately.

This amendment shall become effective January 31, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1406; Filed, Jan. 25, 1946; 11:19 a. m.]

**PART 1351—FOOD AND FOOD PRODUCTS**  
[MPR 423, Amdt. 65]

**CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN \$250,000 (GROUP 1 AND GROUP 2 STORES)**

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

Maximum Price Regulation 423 is amended in the following respects:

In section 28 (b) (2), the definition of "Grapes, table" is amended by deleting the first two sentences and substituting therefor the following:

"Grapes, table" means all varieties of California, Arizona and imported fresh table grapes including, but not limited to, Almeria, Emperor, Red Malaga, White Malaga, Ribier, Thompson Seedless and Tokay. Each variety of domestic table grapes and each variety of imported table grapes shall be considered a separate item and priced separately.

This amendment shall be come effective January 31, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1407; Filed, Jan. 25, 1946; 11:20 a. m.]

**PART 1351—FOOD AND FOOD PRODUCTS**  
[RPS 51, Amdt. 8]

**COCOA BEANS AND COCOA 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.

Revised Price Schedule 51 is amended in the following respects:

1. The third paragraph of § 1351.51 (c) is amended to read as follows:

Any importer who has made a foreign purchase or a commitment for a

<sup>1</sup> 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303, 12265, 12810, 12992, 13074, 13594, 14147, 14447.

<sup>2</sup> 8 F.R. 2335, 5633, 14216; 9 F.R. 7938; 10 F.R. 11149.

foreign purchase of the cocoa products specified in Appendix C prior to August 29, 1945, and who had received a price authorization, or who had applied for a price authorization under Order 38 under the Maximum Import Price Regulation, may continue to use the maximum price authorized under Order 38 for the disposition of such unsold stocks or foreign purchase commitments, *Provided*, That, before any sales of such cocoa products are made the importer shall file with the Imported Foods Section, Office of Price Administration, Washington, D. C., a report containing (1) complete description of each item, stating quantity on hand and unsold in the United States as of November 12, 1945, and the quantity to be imported, shipment of which has been made prior to September 28, 1945; and (2) copy of contract or other suitable documentary evidence of foreign purchase or commitment prior to August 29, 1945, showing name and address of foreign supplier, date of purchase, description of commodity, price paid or to be paid, and date of shipment from foreign port.

When the importer completes final sale he shall within two weeks thereof certify to the Imported Foods Section, Office of Price Administration, Washington, D. C., that the total amount sold did not exceed the quantity reported pursuant to the above paragraph.

This amendment shall become effective January 30, 1946.

NOTE: The reporting and recording provisions of this amendment are approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of January 1946.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 46-1398; Filed, Jan. 25, 1946; 11:18 a. m.]

**PART 1389—APPAREL**  
[RMPR 330, Amdt. 3]

**RETAILERS' AND WHOLESALERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLERS' OUTERWEAR GARMENTS**

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 330 is amended in the following respects:

1. Section 5 is amended to read as follows:

SEC. 5. *Maximum prices for sellers who made no deliveries of garments prior to May 18, 1944, or who cannot otherwise price.* This section is used when you find that none of the preceding four pricing methods applies to your situation.

To prevent increases in the cost to consumers of garments covered by this regulation, ceiling prices will be authorized, in general, at or below the level of prices established under this regulation. Where the applicant has had prior ex-

<sup>1</sup> 9 F.R. 11350; 10 F.R. 331.

perience (see paragraph (a) (2)), that experience will be considered as well as the ceiling prices of the applicants' closest competitors in establishing ceiling prices for the applicant. This section applies to all separate sellers as defined in section 1 (b) (3).

(a) *How retailers price under this section.* Except in cases of transfer of business under section 6, if you are a retailer and you did not deliver any garments under RMPR 330 prior to May 18, 1944 or if you do not have base period records sufficient to prepare pricing charts, you may, subject to the provisions of subparagraph (1), (2), and (3) use the following chart:

TABLE A—AVERAGE PERCENTAGE MARKUP 38.9

[Markups on this chart are based on the gross cost as stated, subject to terms 8/10 e. o. m.]

Cost	Per dozen	Retail	Percent markup
\$0.5625	\$6.75	\$0.89	36.8
.7291	8.75	1.19	38.7
.8125	9.75	1.29	37.0
.8958	10.75	1.39	35.6
1.0625	12.75	1.59	33.2
1.3125	15.75	1.95	32.7
1.375	16.50	2.25	38.9
1.500	18.00	2.50	40.0
1.875	22.50	2.95	36.4
2.00	24.00	3.25	38.5
2.25	27.00	3.50	35.7
2.50	30.00	3.95	36.7
2.75	-----	4.50	38.9
2.875	-----	4.95	41.9
3.00	-----	5.00	40.0
3.75	-----	5.95	37.0
4.75	-----	7.95	40.3
5.00	-----	7.95	37.1
5.75	-----	8.95	35.8
6.75	-----	10.95	38.4
7.75	-----	12.95	40.2
8.75	-----	14.95	41.5
9.75	-----	15.95	38.9
10.75	-----	16.95	36.6
11.75	-----	19.95	41.1
12.75	-----	22.50	43.3
13.75	-----	22.95	40.1
14.75	-----	25.00	41.0
15.75	-----	25.00	37.0
16.75	-----	29.95	44.1
17.75	-----	29.95	40.7
18.75	-----	29.95	37.4
19.75	-----	35.00	43.6
22.75	-----	39.95	43.1
23.75	-----	39.95	40.6
24.75	-----	39.95	38.0
25.00	-----	39.95	37.4
26.75	-----	45.00	40.6
29.75	-----	49.95	40.4
32.75	-----	55.00	40.5
35.00	-----	55.00	36.4
39.75	-----	65.00	38.8
42.75	-----	69.95	38.9
45.00	-----	75.00	40.0
49.75	-----	79.95	37.8
52.75	-----	85.00	37.9
55.00	-----	85.00	35.3
59.75	-----	98.00	39.0
62.75	-----	98.00	36.0
65.00	-----	110.00	40.9
69.75	-----	115.00	39.3
75.00	-----	125.00	40.0
79.75	-----	129.00	38.2
82.75	-----	135.00	38.7
85.00	-----	135.00	37.0
89.75	-----	149.00	39.8
98.75	-----	159.00	37.9
99.75	-----	159.00	37.3
100.00	-----	159.00	37.1
105.00	-----	169.00	37.9
110.00	-----	179.00	38.5
115.00	-----	189.00	39.2
119.00	-----	199.00	40.2
125.00	-----	210.00	40.5
129.75	-----	215.00	39.7

(1) If you have not been granted an order under this section prior to January 25, 1946, unless you have already filed an application under this section, you may not sell or deliver any garments subject to this regulation until you file with the Office of Price Administration at the District Office having jurisdiction over the area in which you are located three

(3) copies of a statement signed by you or a duly authorized agent and have received an acknowledgment of the receipt thereof from your District Office. The statement must set forth the following:

- (i) Your name and address and the name and address of the proposed seller;
- (ii) Names of owners, officers or principals of the business. (Owners holding less than 10% of the total number of shares of corporate sellers need not be listed.);
- (iii) Previous business connections with respect to RMPR 330 garments or related commodities of all owners, officers, or principals;
- (iv) Total number of sellers under this regulation owned or operated by you or by any of the owners, officers, or principals of the business;
- (v) Category numbers of garments desired to be sold;
- (vi) Gross cost prices at which you expect to purchase each category number listed;
- (vii) Discounts at which you intend to purchase and discounts which you intend to allow to each class of purchaser;
- (viii) Special services you intend to offer: installment selling, charge accounts, other credit terms, or free delivery service;
- (ix) A list of the names and addresses of three sellers whose method of doing business is most nearly like that by which you intend to operate. These sellers must be located in your trading area;
- (x) If your business is a leased department, the name and address of the prior lessee. If the department was previously operated by the lessor, you should so state.

(2) *Retailers' application for charts differing from Table A*—(i) *Qualifications*. If you are a retailer you may apply to the OPA District Office having jurisdiction over the area in which you are located for authorization to use markups in excess of those set forth in Table A, and the OPA may, by order, authorize markups higher than that table if it appears that:

- (a) You already own one or more established stores handling RMPR 330 merchandise with markups higher than those in Table A; or
- (b) You already own one or more establishments selling goods not covered by RMPR 330 at markups which for such goods represent markups higher than average; or
- (c) You previously owned a business selling RMPR 330 goods at higher markups than Table A and have not operated at Table A markups or lower since the base period; or
- (d) You have previous experience in selling women's outerwear or related commodities and were either an owner, officer, principal or employee in an executive or managerial capacity in a business which handled RMPR 330 merchandise at markups higher than those listed in Table A and that you have not operated at or below Table A markups since the base period; or
- (e) You entered business between May 18, 1944 and September 13, 1944, and proper in-lining of your prices with those of your closest competitors re-

sulted in markups in excess of those in Table A.

(ii) *Filing and contents of application*. Applications must be made by filing with the District Office three copies of a separate letter, signed by you or a duly authorized agent. Such letter must set forth the selling prices designed for each cost price line you intend to sell and any additional information which together with the information given on the report required by paragraph (a) (1) of this section establishes that you meet at least one of the qualifications set forth in paragraph (a) (2) (i) of this section.

(3) *Certain chain sellers excepted*. A separate seller in a chain under common ownership with one or more other separate sellers shall, when it must determine its ceiling prices under this section, apply under paragraph (b) for authorization to establish maximum prices and shall not use Table A.

(4) *When Table A may be substituted for charts already granted*. If you already have been granted a chart under this section prior to January 25, 1946 you may use Table A in lieu of such chart only after you have notified your District Office of your election to use Table A and have received from the District Office a written acknowledgment of your notification.

(b) *How wholesalers and certain chain sellers price under this section*—(1) *Who must file an application*. Except in cases of transfers of business under section 6, if you are a wholesaler or a chain seller described in paragraph (a) (3) and you did not deliver any garments under RMPR 330 prior to May 18, 1944, or if you do not have base period records sufficient to prepare a pricing chart you may not sell or deliver any garment covered by this regulation until you have received authorization from the OPA to establish maximum prices.

However, if you made your first delivery of garments subject to RMPR 330 between May 18, 1944 and September 18, 1944 you may continue to sell and deliver garments at ceiling prices formerly established under RMPR 330 without regard to this RMPR 330 until an order has been issued to you under this section: *Provided*, That you filed your application under this section on or before October 15, 1944. Moreover, if you did not file your application on or before October 15, 1944 you may not sell or deliver any garments subject to this regulation until an order has been issued to you under this section.

(2) *Filing and contents of application*. Application for authorization to establish maximum prices shall be made to the OPA District Office having jurisdiction over the area in which you are located and the OPA, may, by order, authorize methods and markups for establishing maximum prices of the garments to be sold. The application must set forth all the information required by paragraph (a) (1).

(c) The authorization granted in paragraph (a) or any authorization issued pursuant to paragraphs (a) or (b) may be revised or revoked at any time by the Office of Price Administration.

(d) *Reports of changes in ownership*. Any seller who has received an order au-

thorizing him to establish prices under this section prior to January 25, 1946 or who has filed the report required by paragraph (a) (1) must report any subsequent change in ownership to the District or Regional Office of the Office of Price Administration which granted the order or to the District Office with which he filed his report. However, if the seller is a corporation, only transfers of more than 10% of the corporate stock to any individual need be reported. The report should include the names of any new owners or principals and their previous business connections with respect to RMPR 330 garments or related commodities.

2. Section 14 is amended to read as follows:

SEC. 14. *Delegation of authority*. Any Regional office of the OPA or such other offices as may be authorized by order issued by the appropriate Regional office may act on all (a) pricing charts and amendments thereto filed pursuant to section 3; (b) reports and applications for authorization to establish maximum prices filed pursuant to section 5; and (c) reports on changes in ownership filed pursuant to section 5 (d).

3. Appendix C is hereby revoked.

This amendment shall become effective January 25, 1946.

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

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1402; Filed, Jan. 25, 1946;  
11:19 a. m.]

PART 1400—TEXTILE FABRICS: COTTON,  
WOOL, SILK, SYNTHETIC AND ADMIXTURES  
[MPR 478, Amdt. 11]

COATED AND COMBINED FABRICS

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

Maximum Price Regulation 478 is amended in the following respects:

1. Paragraph (a) (1) of section 1 is amended to read as follows:

(1) "Coated fabric" means any knitted or woven fabric coated with a continuous finish (for example, rubber, synthetic rubber, pyroxylin, cellulose ester, cellulose ether, synthetic resin or oxidizable oil). For the purpose of this regulation the term "coated fabric" also includes artificial leather made from saturated non-woven fibrous products and oilcloth, bookcloth, window shade cloth, and tire cords.

2. Paragraph (b) (1) of section 7a is amended to read as follows:

(1) The manufacturer shall first determine the maximum price of the coated or combined fabric which he sold during the base period and on which he performed

the same coating or combining service as that being priced. This maximum price shall be determined in accordance with section 7, except, however, that such maximum price shall not be the adjusted maximum price permitted under section 7 pursuant to paragraph (c) (3) of that section.

3. Paragraph (d) (2) (iii) of section 8 is amended to read as follows:

(iii) *Materials purchased from a war procurement agency and government surplus finished piece goods.* The price for any material purchased from a war procurement agency shall be the actual cost of the material to the manufacturer. The term "war procurement agency" is defined in paragraph (e) of section 7. If government surplus finished piece goods is used, the manufacturer shall use in his calculations the invoiced cost from the governmental disposal agency not to exceed the then current government maximum price

4. Paragraph (a) of section 9 is amended to read as follows:

(a) *How the wholesaler determines the maximum price.* The maximum price per yard for a sale at wholesale of any fabric covered by this regulation which the wholesaler buys from a manufacturer, except for sales by a supply jobber, shall be determined by dividing the purchase price per yard determined in accordance with paragraph (b) by the applicable division factor listed in paragraph (c) of this section. (Maximum prices for supply jobbers are covered by paragraph (d) of this section). *Provided, however,* That the maximum price per yard for a sale at wholesale of fabrics in non-standard colors or finishes shall be determined in accordance with paragraph 9 (g). The maximum prices determined under this section shall be the net prices after trade discounts. If a cash discount is given the list price may be raised by the amount of the cash discount.

5. Paragraph (b) (1) of section 9 is amended to read as follows:

(1) The wholesaler shall first determine the net invoiced cost before cash discounts of the fabric, if available, not to exceed the applicable maximum price at the time of delivery; or

6. Footnote 4 to Table I of section 9 (c) is amended to read as follows:

"Cutter" means a person who purchases coated or combined fabrics for use in the manufacture of a finished article. For the purpose of this regulation, the term "cutter" also includes exporters and the United States Government and all agencies thereof.

7. Table I of section 9 (c) is amended by adding footnote 6 after the heading "Retailers", and footnote 6 to read as follows:

\*For the purpose of this regulation, "Retailer" includes institutions, hotels, industrial users, reupholsterers, decorators, and automobile repair shops, where the fabric is not sold generally.

8. Paragraph (d) of section 9 is amended to read as follows:

(d) *How the supply jobber determines his maximum prices—(1) Upholstery*

*and decorative supply jobbers who have filed with OPA under Maximum Price Regulation 39 during 1942.* The maximum prices for any coated fabric which is the same as, or comparable to, a fabric delivered or supplied or offered for delivery or supply by an upholstery and decorative supply jobber during the base period, September 11, 1941, to November 10, 1941, shall be the invoiced cost of the fabric being priced plus the same percentage margin received during that base period on that particular fabric or on the most comparable commodity, as the case may be, provided, however, the supply jobber buys from the same class of supplier and sells to the same class of purchaser as he did during the base period. A comparable fabric is one which is of the same type and has the closest invoice costs to that being priced. Such supply jobbers shall file a report with the Office of Price Administration, Washington, D. C., before February 20, 1946, setting forth a list of the coated fabrics sold between September 11, 1941 and November 10, 1941. This report shall contain the following information: (i) name of the supplier; (ii), a complete description of the coated fabric being priced (including the manufacturer's code number, if any); (iii), the highest invoiced cost and date of the invoice; and (iv), selling price to each class of purchaser.

(2) *Upholstery and decorative supply jobbers who have not filed with OPA under Maximum Price Regulation 39 during 1942.* The maximum price for any upholstery and decorative supply jobber who did not file with the OPA under Maximum Price Regulation 39 during 1942 must be established under section 10 of this regulation.

(3) *Automotive repair supply jobbers who buy directly from manufacturers.* (i) The automotive repair supply jobber who is also an upholstery supply jobber shall determine his maximum price in accordance with subparagraph (1) and (2) of this paragraph (d).

(ii) The automotive repair supply jobber who is not also an upholstery supply jobber shall determine his maximum price by multiplying the commodity's invoice cost (including freight) before cash discounts by the following percentages:

	Percentage
For sales of coated and combined fabrics in the original length purchased.....	150
For sales of coated and combined fabrics bought in full rolls and resold at cut lengths.....	165

The usual quantity discounts for sales for more than roll lots shall be given.

(4) *Supply jobbers who were supply jobbers during 1942 and who buy from converters or wholesalers and whose sales cannot be priced under (1), (2), and (3) above.* The maximum price per yard for sales of full roll yardages of coated or combined fabrics by supply jobbers who were supply jobbers during 1942 and which are bought from converters or wholesalers and cannot be priced under subparagraphs (1), (2), or (3) above, shall be determined by multiplying the commodity's invoiced cost (including freight) before cash discount, by the following percentages:

	Percentage
For sales of coated and combined fabrics to manufacturers.....	125
For sales of coated and combined fabrics to retailers.....	133 1/4

The maximum price for sales of cut yardages shall be 110 percent of the prices established by the percentages above for full roll yardages. "Retailers" shall have the meaning as defined in Table I.

(5) *Supply jobbers who cannot price under (1), (2), (3) or (4) above.* The maximum prices for any supply jobber who cannot price under (1), (2), (3), or (4) above, shall be established under section 10 of this regulation.

9. Paragraph (e) (1) of section 9 is amended to read as follows:

(1) With or prior to the first delivery by a wholesaler or supply jobber of a coated or combined fabric to a purchaser other than a cutter or a retailer, the wholesaler or supply jobber shall notify such purchaser in writing of the specific maximum price applicable for his resales of the coated or combined fabric. The maximum price for such resales shall be the maximum price applicable for sales by the wholesaler or supply jobber to each class of purchaser as determined by paragraphs (a), (b), (c), or (d) of this section.

10. The introductory paragraph of section 9 (f) (1) is amended to read as follows:

(1) *Reports.* The wholesaler and supply jobber shall file a report with the Office of Price Administration, Washington, D. C., within ten days after he has sold or delivered for the first time after August 27, 1945, any fabric covered by this section. This report shall contain the following information:

11. Paragraph (g) of section 9 is amended to read as follows:

(g) *Non-standard colors or finishes.* The maximum price per yard for a sale by a wholesaler or supply jobber of fabrics in non-standard colors or finishes shall be determined by adding to the price approved for the standard color or finish under section 9, a differential approved by the Office of Price Administration. A non-standard color finish is one for which the wholesaler or supply jobber normally applied a differential or an "arbitrary" during the base period March 1942 (or September 11, 1941–November 10, 1941, in the case of supply jobbers subject to (d) (1) and (3) above).

The wholesaler or supply jobber shall file a report with the Office of Price Administration, Washington, D. C., proposing specific differentials or "arbitraries" for non-standard colors or finishes for each class of goods which he offers for sale. He shall submit the amount of the differentials or "arbitraries" charged him currently by his supplier for each class of goods. If he was in business during March 1942, he shall also report the differentials and "arbitraries" which he had in effect during that period. The Office of Price Administration may approve or disapprove the proposed differentials or may approve other differentials which are consistent with the

differentials in effect for wholesalers or supply jobbers during the base period. The proposed differentials, however, shall be deemed to be approved unless within fifteen days after the mailing of the report (or within fifteen days after the mailing of all additional information which may be requested) the Office of Price Administration notifies the seller that his proposed differentials have not been approved or that action thereon has been deferred pending receipt of further information. The OPA may at any time adjust an approved differential not to apply retroactively so as to make it consistent with the differentials in effect during the base period.

12. Paragraph (a) of section 9a is amended to read as follows:

(a) *How a converter determines his maximum price.* The maximum price per yard for a sale by a converter of any coated or combined fabric covered by this regulation shall be determined by dividing the direct cost per yard determined in accordance with paragraph (b), by the applicable division factor listed in paragraph (c) of this section. *Provided, however,* That the maximum price per yard for a sale by a converter of a fabric in a non-standard color or finish shall be determined in accordance with paragraph 9a (f). The maximum prices determined under this section shall be the net prices after trade discounts. If a cash discount is given, the list price may be raised by the amount of the cash discounts.

13. Paragraph (b) (1) of section 9a is amended to read as follows:

(1) *Base material and finishing cost.* The cost for cloth or base material and of any necessary finish which the converter shall use in his calculations shall be determined as follows: If the cloth or base material is used in the unfinished state, the converter shall use in his calculations the highest maximum mill price in effect to him or to purchaser of the same class on May 4, 1942, under applicable OPA regulations or the current maximum mill price, whichever is lower. If the cloth or base material is used in the finished state, the converter shall use in his calculations the May 4, 1942, mill price to a purchaser of his class for the unfinished cloth, plus the finishing charges as established by Maximum Price Regulation 128—Processing Piece Goods. No allowance shall be made for finishes which are unnecessary for the end use for which the coated or combined fabric is sold. If finishes, such as leather finishes, are applied to a base coated fabric, the converter shall use in his calculations the price charged him by the finisher, not to exceed the applicable maximum prices in effect at the time of delivery to the converter. If government surplus finished piece goods are used, the converter shall use in his calculations the invoiced cost from the government disposal agency not to exceed the then current government maximum price.

14. Paragraph (b) (2) of section 9a is amended to read as follows:

(2) *Coating or combining costs.* The cost for the coating or combining service

which the converter shall use in his calculations shall be the price charged the converter by the job coater or combiner not to exceed the applicable maximum price in effect at the time of delivery.

15. Table II of section 9a (c) is amended by adding a footnote reference 1 after the heading "Retailers" in that table.

16. Paragraph (f) of section 9a is amended to read as follows:

(f) *Non-standard colors or finishes.* The maximum price per yard for a sale by a converter of fabrics in non-standard colors or finishes shall be determined by adding to the price approved for the standard color or finish under this section, a differential approved by the Office of Price Administration. A non-standard color or finish is one for which the converter normally applied a differential or an "arbitrary" during March 1942.

The converter shall file a report with the Office of Price Administration, Washington, D. C., proposing specific differentials or "arbitraries" for non-standard colors or finishes for each class of goods which he offers for sale. He shall submit the amount of the differentials or "arbitraries" currently charged him by his supplier for each class of goods. If the converter was in business during March 1942, he shall also report the differentials and "arbitraries" which he had in effect during that period. The Office of Price Administration may approve or disapprove the proposed differentials or may approve other differentials which are consistent with the differentials in effect for converters during March 1942. The proposed differentials, however, shall be deemed to be approved unless within fifteen days after the mailing of the report (or within fifteen days after the mailing of all additional information which may be requested) the Office of Price Administration notifies the converter that his proposed differentials have not been approved or that action thereon has been deferred pending receipt of further information. The Office of Price Administration may at any time adjust an approved differential not to apply retroactively so as to make it consistent with the differentials in effect during March 1942.

This amendment shall become effective January 30, 1946.

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

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1404; Filed, Jan. 25, 1946;  
11:19 a. m.]

#### PART 1412—SOLVENTS

[MPR 37, Amdt. 15]

##### BUTYL ALCOHOL AND ESTERS THEREOF

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

Maximum Price Regulation 37 is amended by adding the following to the schedule of base maximum prices for butyl alcohol in § 1412.116 Appendix A (a) (1) (i) (a):

Produced by Western Condensing Co. by fermentation of cheese whey----- \$0.185 .. ..

This amendment shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1400; Filed, Jan. 25, 1946;  
11:18 a. m.]

#### PART 1425—LUMBER DISTRIBUTION

[RMPR 467, Amdt. 4]

##### DISTRIBUTION YARD SALES OF HARDWOOD LUMBER

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 467 is amended in the following respects:

1. In section 4 (c) the first paragraph is amended to read as follows:

(c) *How to figure the basic yard price.* The basic yard price is the sum of the maximum f. o. b. mill price as established at the mill level

(1) On December 1, 1945, by Maximum Price Regulation 223 for Northern Hardwood, or

(2) At the time of delivery by the other applicable mill regulations for other hardwood lumber,

for straight carloads of rough air dried lumber, random widths and lengths, in the standard or near standard grades and species being sold, as established in the applicable base mill hardwood lumber regulation, plus an inbound freight allowance computed from the applicable basing point: The applicable base mill hardwood lumber regulation and the applicable basing point shall be determined from Table 1 below. This table sets up for yards in each state, and under separate headings for the various hardwood species, the applicable base mill hardwood lumber regulation to be used in computing the f. o. b. mill price for the particular species, and the applicable basing point to be used in computing the inbound freight allowance. It should be noted that in all cases, including Canadian imports, the base mill hardwood lumber regulation and the freight basing points, as provided in Table 1, shall apply, regardless of the regulation which actually governed the sale to the yard of the particular lumber, and the actual point from which the lumber was shipped.

2. In section 10 a new paragraph (c) is added to read as follows:

(c) *Maximum prices for items improperly invoiced.* Where an invoice upon a sale of lumber does not contain a sufficiently complete description to show that the price appearing on its face

is within the maximum prices fixed by this regulation the maximum price applicable to such sale shall be the maximum price of the lowest priced item under this regulation to which the incomplete description could apply. In the absence of any description the maximum price shall be the lowest price that can be computed under this regulation.

This Amendment No. 4 shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator,

[F. R. Doc. 46-1403; Filed, Jan. 25, 1946;  
11:19 a. m.]

PART 1499—COMMODITIES AND SERVICES  
[RMPR 165, Amdt. 1 to Rev. Supp. Service  
Reg. 20]

WHOLESALE LAUNDRIES AND HAND LAUNDRIES  
IN NEW YORK CITY AREA

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

In Appendix A of RSSR 20, the maximum prices for the following items among those listed therein are amended to read as follows:

Item:	Price (cents)
Shirt .....	10.5
Sheet.....	6
Bath towel.....	2

This amendment shall become effective January 24, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1368; Filed, Jan. 24, 1946;  
4:38 p. m.]

TITLE 49—TRANSPORTATION AND  
RAILROADS

Chapter I—Interstate Commerce  
Commission

[S. O. 222, Amdt. 1]

PART 97—ROUTING OF TRAFFIC

ROUTING OF NON-TRANSIT GRAIN, GRAIN  
PRODUCTS AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23rd day of January A. D. 1946.

Upon further consideration of Service Order No. 222 (9 F.R. 9359), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 222, *Routing of non-transit grain, grain products and related articles, also seeds in carloads, over certain routes prohibited*, be, and it is hereby, vacated and set aside.

Each railroad, or its agent, 5 days before the effective date of this order, shall publish, file, and post a supplement to each of its tariffs affected hereby, vacating and setting aside the order described

herein. (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 order shall become effective at 11:59 p. m., February 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-1415; Filed, Jan. 25, 1946;  
11:36 a. m.]

[S. O. 222, Amdt. 1 to Supp. 1]

PART 97—ROUTING OF TRAFFIC

ROUTING OF NON-TRANSIT GRAIN, GRAIN  
PRODUCTS AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 24th day of January A. D. 1946.

Upon further consideration of Service Order No. 222-Supp. 1 (9 F.R. 11854), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 222-Supp. 1, *Routing of non-transit grain, grain products and related articles, also seeds in carloads over certain routes prohibited*, be, and it is hereby, vacated and set aside.

Each railroad, or its agent, 5 days before the effective date of this order, shall publish, file, and post a supplement to each of its tariffs affected hereby, vacating and setting aside the order described herein. (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 order shall become effective at 11:59 p. m., February 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-1416; Filed, Jan. 25, 1946;  
11:36 a. m.]

[S. O. 222, Amdt. 1 to Supp. 2]

PART 97—ROUTING OF TRAFFIC

ROUTING OF NON-TRANSIT GRAIN, GRAIN  
PRODUCTS AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at

its office in Washington, D. C., on the 23d day of January, A. D. 1946.

Upon further consideration of Service Order No. 222-Supp. 2 (9 F.R. 11855), and good cause appearing therefor; *It is ordered*, That:

Service Order No. 222-Supp. 2, *Routing of non-transit grain, grain products and related articles, also seeds in carloads over certain routes prohibited*, be, and it is hereby, vacated and set aside.

Each railroad, or its agent, 5 days before the effective date of this order, shall publish, file, and post a supplement to each of its tariffs affected hereby, vacating and setting aside the order described herein. (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 order shall become effective at 11:59 p. m., February 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-1417; Filed, Jan. 25, 1946;  
11:36 a. m.]

[S. O. 222, Amdt. 1 to Supp. 3]

PART 97—ROUTING OF TRAFFIC

ROUTING OF NON-TRANSIT GRAIN, GRAIN PROD-  
UCTS AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23d day of January A. D. 1946.

Upon further consideration of Service Order No. 222-Supp. 3 (9 F.R. 11855), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 222-Supp. 3, *Routing of non-transit grain, grain products and related articles, also seeds in carloads over certain routes prohibited*, be, and it is hereby, vacated and set aside.

Each railroad, or its agent, 5 days before the effective date of this order, shall publish, file, and post a supplement to each of its tariffs affected hereby, vacating and setting aside the order described herein. (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 order shall become effective at 11:59 p. m., February 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Wash-

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

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-1418; Filed, Jan. 25, 1946;  
11:36 a. m.]

[S. O. 222, Amdt. 1 to Supp. 4]

PART 97—ROUTING OF TRAFFIC

ROUTING OF NON-TRANSIT GRAIN, GRAIN PRODUCTS AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23d day of January A. D. 1946.

Upon further consideration of Service Order No. 222-Supp. 4 (9 F.R. 11855), and good cause appearing therefor: *It is ordered, That:*

Service Order No. 222-Supp. 4, *Routing of non-transit grain, grain products and related articles, also seeds in carloads over certain routes prohibited*, be, and it is hereby, vacated and set aside.

Each railroad, or its agent, 5 days before the effective date of this order, shall publish, file, and post a supplement to each of its tariffs affected hereby, vacating and setting aside the order described herein. (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 order shall become effective at 11:59 p. m., February 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-1419; Filed, Jan. 25, 1946;  
11:36 a. m.]

[S. O. 222, Amdt. 3 to Supp. 5]

PART 97—ROUTING OF TRAFFIC

ROUTING OF NON-TRANSIT GRAIN, GRAIN PRODUCTS AND RELATED ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23d day of January A. D. 1946.

Upon further consideration of Service Order No. 222-Supp. 5 (9 F.R. 12288), as amended (9 F.R. 13139; 10 F.R. 1705), and good cause appearing therefor: *It is ordered, That:*

Service Order No. 222-Supp. 5 as amended, *Routing of non-transit grain, grain products and related articles, also seeds in carloads over certain routes prohibited*, be, and it is hereby, vacated and set aside.

Each railroad, or its agent, 5 days before the effective date of this order, shall publish, file, and post a supplement to each of its tariffs affected hereby, vacating and setting aside the order described herein. (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 order shall become effective at 11:59 p. m., February 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-1420; Filed, Jan. 25, 1946;  
11:36 a. m.]

PART 126—CLASSES OF CARRIERS

CLASSIFICATION OF CARRIERS BY WATER FOR REPORTING PURPOSES

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 29th day of December, A. D. 1945.

In the matter of the classification of carriers by water.

*It is ordered, That* the order of this Commission dated January 19, 1942, in the matter of the classification of carriers by water (49 CFR, 126.2) be and it is hereby vacated and set aside, effective January 1, 1946, and the following order shall become effective:

§ 126.2 *Classification of carriers by water for reporting purposes.* (a) For the purpose of annual, other periodical, and special reports, carriers by water subject to the provisions of the Interstate Commerce Act shall be, and they hereby are, divided into three general classes, designated respectively as Class A, Class B, and Class C. Class A shall include all carriers having annual operating revenues exceeding \$500,000; Class B, all carriers having annual operating revenues exceeding \$100,000 but not more than \$500,000; and Class C, all carriers having annual operating revenues of \$100,000 or less.

(b) For the calendar year 1946 the classification of carriers by water as aforesaid shall be based on the average annual operating revenues for the 3-year period ended with the calendar year 1945; and subsequently, if at the close of any calendar year the average of the annual revenues for the latest 3-year period is greater or less than the amount applicable to the class in which the carrier has been reporting, its class for the next succeeding year shall change accordingly; *Provided, That* carriers which have operated for a period less than three calendar years shall be classified upon

the basis of the average amount of their annual revenues, for the latest period of such operation; *And provided, That* newly organized carriers which commence operations for revenue subsequently to the effective date of this order, shall be assigned to classes, as above defined, on the basis of their operating revenues, known or estimated, for a year; *And provided, That* nothing contained in this order shall prevent changes in the assignment of carriers to classes on the part of the Commission deemed to be warranted by special conditions; *And provided further, That* carriers shall within 30 days after the close of a calendar year notify the Commission's Bureau of Transport Economics and Statistics when a change of classification has taken place. (24 Stat. 386, 34 Stat. 493, 54 Stat. 916, 944; 49 U.S.C. (1)-(8), 913)

By the Commission, Division 1.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-1421; Filed, Jan. 25, 1946;  
11:36 a. m.]

Chapter II—Office of Defense Transportation

[Gen. Order ODT 59, Revocation]

PART 502—DIRECTION OF TRAFFIC MOVEMENT

MAINTENANCE OF SCHEDULES FOR TROOP TRAINS

Pursuant to Executive Order 8989, as amended, General Order ODT 59, §§ 502.320 and 502.321 (10 F.R. 15176), is hereby revoked effective January 25, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 25th day of January 1946.

HOMER C. KING,  
Deputy Director,

Office of Defense Transportation.

[F. R. Doc. 46-1425; Filed, Jan. 25, 1946;  
11:40 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

MEAT AND MEAT PRODUCTS AND BY-PRODUCTS

ORDER TAKING POSSESSION OF PLANTS AND FACILITIES

By virtue of the authority vested in me by the President of the United States by Executive Order No. 9635,<sup>1</sup> dated January 24, 1946, I hereby find from the information available to me that as a result of existing and threatened strikes and other labor disturbances there are interruptions in the operations of each of the plants and facilities specified in the list attached as an exhibit to said

<sup>1</sup> *Supra.*

Executive order and I hereby, on behalf of the United States, take possession effective as of 12:01 a. m., January 26, 1946, of said plants and facilities, including, without limitation, all real estate, buildings, machinery, tools, equipment and inventories, and all livestock, materials, supplies and articles of production and processing of meat and meat products and by-products whatsoever at said plants and facilities or elsewhere which are owned or controlled by the companies specified in said list and which are essential to the efficient operation of said plants and facilities.

Dated: January 25, 1946.

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

[F. R. Doc. 46-1392; Filed, Jan. 25, 1946;  
11:08 a. m.]

MEAT AND MEAT PRODUCTS AND BY-PRODUCTS

DESIGNATION OF GOVERNMENT REPRESENTATIVE AND DELEGATION OF AUTHORITY WITH RESPECT TO POSSESSION AND OPERATION OF PLANTS AND FACILITIES

The President, by Executive Order No. 9685, dated January 24, 1946, a copy of which is attached hereto,<sup>1</sup> has directed the Secretary of Agriculture to take possession of, and operate, or arrange for the operation of, certain plants, facilities, and property used in the production, processing, transportation, sale or distribution of livestock, meat and meat products, and by-products, said plants, facilities, and property being more specifically referred to in said Executive order. Said Executive order provides that in carrying out such order the Secretary of Agriculture may act through or with the aid of such public or private instrumentalities, persons or corporations as he may designate. Pursuant to said Executive order, Gayle G. Armstrong is hereby designated Government Representative to act for the Secretary of Agriculture in carrying out the duties and responsibilities imposed upon the Secretary of Agriculture thereby in connection with any plants, facilities and property possession of which is taken by the Secretary of Agriculture.

Dated: January 25, 1946.

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

[F. R. Doc. 46-1393; Filed, Jan. 25, 1946;  
11:08 a. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[C-423]

BUDGET DRESS CORP.

CONSENT ORDER

Budget Dress Corporation, a corporation, having its principal place of business at 254 West 35th Street, New York, New York, is engaged in the manufacture of women's, misses and junior dresses. On January 2, 1946 a temporary suspen-

<sup>1</sup>Supra.

sion order was issued directing it to immediately cancel outstanding CC rated textile orders for fabrics in excess of those authorized for the fourth quarter of 1945 and to place no CC rated orders for such textiles for the first quarter of 1946. The company requested a special hearing and waived issuance of a formal charging letter. The hearing was held in Washington, D. C., before the Compliance Commissioner on January 22, 1945, at which time the company was specifically charged with placing CC rated orders for cotton textiles during the fourth quarter of 1945 in the amount of 54,650 yards in excess of its authorization, and also with placing CC rated orders for 16,650 yards of rayon in excess of its authorization. Budget Dress Corporation admits the violations as charged and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Budget Dress Corporation, the Director of the Compliance Division, and the Compliance Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) The temporary suspension order issued to the Budget Dress Corporation on January 2, 1946 is hereby revoked.

(b) Budget Dress Corporation shall reduce the amount of cotton textiles for which it may be authorized to extend ratings during the first quarter of 1946 under Schedule C of Order M-328B by the amount of 54,650 yards.

(c) Budget Dress Corporation shall reduce the amount of rayon cloth for which it may be authorized to extend ratings during the first quarter of 1946 under Schedule J of Order M-328B by the amount of 16,650 yards.

(d) Nothing contained in this order shall be deemed to relieve Budget Dress Corporation from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration except insofar as the same may be inconsistent with the provisions hereof.

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

Issued this 24th day of January 1946.

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

[F. R. Doc. 46-1361; Filed, Jan. 24, 1946;  
4:18 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-694]

UNION GAS SYSTEM, INC.

NOTICE OF APPLICATION

JANUARY 22, 1946.

Notice is hereby given that Union Gas System, Inc., (Applicant), a Delaware corporation engaged in the transporta-

tion of natural gas in interstate commerce by means of its natural gas pipelines and appurtenant facilities located in the States of Oklahoma and Kansas, and crossing the boundaries thereof, filed its application January 14, 1946 for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authority to acquire and operate the facilities hereinafter described.

Applicant submits that it has entered into a contract with The Independent Industrial Gas Company and The Veeder Supply and Development Company, Delaware corporations doing business within the State of Kansas, to acquire the small gas-pipeline system adjacent to its facilities and heretofore owned and operated by the aforementioned companies.

The pipeline facilities proposed to be acquired and operated consist in general of pipelines extending north and east from the City of Coffeyville, Kansas, from which pipelines city gate service is rendered to the City of Altamont, Kansas, and in addition, natural gas service is rendered by means of such pipelines or local production, or by virtue of contract with other producers through local distribution plants in the Cities of Galesburg, Fall River, Mound Valley, Angola, Morehead and McCune, Kansas.

Additionally, the application recites that by means of the facilities described gas is also served to a few industrial customers in the City of Coffeyville.

Applicant submits that the proposed operation will augment the present supply of gas available in the above communities, and will improve the service rendered and to be rendered to them without in any manner affecting the rates or charges now prevailing.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 9th day of February, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 46-1372; Filed, Jan. 25, 1946;  
9:40 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 23]

RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Illinois, January 21, 1946, by Chas. Taxin Company, of cars URTX 81538 and SFRD 23033, lettuce, now on the Chicago Produce Terminal, to Chas. Taxin Co., Engleside Siding, Philadelphia, Pennsylvania (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 21st day of January 1946.

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

[F. R. Doc. 46-1423; Filed, Jan. 25, 1946;  
11:37 a. m.]

[S. O. 396, Special Permit 24]

RECONSIGNMENT OF ORANGES AT HARLEM RIVER, N. Y.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Harlem River, New York, January 22, 1946, by Mutual Orange Distributors of car PFE 74038, oranges, now on the N. Y. N. H. & H. to Portland, Maine (NH-B&M).

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 22d day of January 1946.

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

[F. R. Doc. 46-1424; Filed, Jan. 25, 1946;  
11:37 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 83]

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

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

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

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

Finding that as a result of such action or proceeding each of said persons obtained or

was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

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

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

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

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

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

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

Executed at Washington, D. C., on January 22, 1946.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Anna Olsen Pedersen.....	Norway .....	<i>Item 1</i> Estate of Paul Lunde Pedersen, Surrogate's Court, Kings County, N. Y., Docket No. 1278-1943.	\$1,401.57	Treasurer of the City of New York Municipal Bldg., New York, N. Y.	\$83.00
Frieis Vilnis Grauds.....	Latvia.....	<i>Item 2</i> Estate of Frieis Vilnis Grauds, also known as Fr. Grauds, an absentee, Surrogate's Court, New York County, N. Y. Docket No. A-2212/1941.	13,000,000.00	Gerda Eckert, Temporary Administrator, 17 Battery Pl., New York, N. Y.	10,015.00

<sup>1</sup> Approximately.

[F. R. Doc. 46-1309; Filed, Jan. 24, 1946; 11:23 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 110 Under 3 (e)]

G. T. BREAKENRIDGE CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(1) That the G. T. Breakenridge Company, 1024 Eighteenth Street, N. W., Washington, D. C., and resellers may sell

and deliver the Ensemble Series No. 900 consisting of 50 beverage napkins (9" x 9"), 25 luncheon napkins (12" x 12"), and 18 standard book matches, each item personalized to order and packed in an acetate box 15" x 1 1/4" x 6" at the following prices:

Wholesaler to Retailer: \$2.50 each less 40%.

Retailer to Consumer: \$2.50 each.

(2) All prices shall be subject to the same customary discounts, allowances and trade practices for each seller that

were in effect during March 1942 for related items

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

This order shall become effective January 25, 1946

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1319; Filed, Jan. 24, 1946;  
11:29 a. m.]



[Order 111 Under 3 (e)]

HODGMAN RUBBER CO.

**AUTHORIZATION OF MAXIMUM PRICES**

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, it is ordered:

(a) *Applicability of this order.* This order applies to all sales of rubber air beach mattresses manufactured by the Hodgman Rubber Company, Framingham, Massachusetts, and described in its application of January 9, 1946.

(b) *Maximum prices.* The maximum prices for sales of the commodities described in paragraph (a) of this order are as follows:

Item No.	Size	To distrib-	To whole-	To re-	At retail
		utors	salers	tailers	
734 Plaflole	26" x 45"	Each \$5.585	Each \$6.205	Each \$7.57	Each \$12.62
764 Rent-a-Flote	25" x 48"	8.362	9.292	11.33	18.88
765 Rent-a-Flote	25" x 72"	10.955	12.205	14.88	24.80
754-X Rent-a-Flote	25" x 48"	8.604	9.560	11.66	19.43
735 Funflote	26" x 72"	7.72	8.578	10.46	17.43
755-X Rent-a-Flote	25" x 72"	11.185	12.428	15.15	25.25
725 Funflote	25" x 72"	8.523	9.470	11.55	19.25
724 Funflote	25" x 48"	6.388	7.098	8.66	14.43

Terms: For sales by the manufacturer or a distributor, or a wholesaler, the above prices are subject to the same discounts and freight allowances that the seller had in effect during March 1942 for sales of similar commodities to each class of purchaser.

(c) *Notification of maximum prices.* With or prior to the first delivery of any commodity described in paragraph (a) to a distributor, wholesaler or retailer, the seller shall give the purchaser a written notice of the maximum retail price applicable to such sales as established by paragraph (b) of this order. If a purchaser is a distributor or a wholesaler, the notification shall include the maximum price to wholesalers or retailers as established by paragraph (b) of this order, and a statement that each purchaser is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (b) of this order. If such a purchaser is a distributor, the notification shall also include a statement that the distributor is required to notify any wholesaler to whom he sells of the maximum prices applicable to sales to retailers, as established by paragraph (b) of this order.

(d) *General provisions of the General Maximum Price Regulation apply.* All provisions of the General Maximum Price Regulation that are not inconsistent with this order shall apply to sales covered by this order.

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

This order shall become effective January 25, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1320; Filed, Jan. 24, 1946; 11:29 a. m.]

[RMPR 136, Order 574]

WEAVER MFG. CO.

**DETERMINATION OF MAXIMUM PRICES**

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 30 of Revised

Maximum Price Regulation 136; It is ordered:

(a) The maximum prices for the sales by dealers of the models of Weaver Automatic Lifts (automotive lifts) listed below and manufactured by the Weaver Manufacturing Company of Springfield, Illinois, shall be determined by applying the discounts, allowances and other terms and conditions of sale which such dealers had in effect to their various classes of purchasers just prior to November 28, 1945, to the following list prices:

Model No.	List price	West coast list price
EC-100	\$425	\$468
EC-101	520	572
EC-105	840	924
EC-106	1,015	1,116
EC-107	610	671
EC-108	705	775

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

This order shall become effective January 25, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1322; Filed, Jan. 24, 1946; 11:29 a. m.]

[RMPR 136, Order 575]

HENRY SPEN & CO.

**AUTHORIZATION OF MAXIMUM PRICES**

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, It is ordered:

(a) Henry Spen & Company, 341 First Avenue (20th Street), New York 3, New York, may sell, f. o. b. plant, each Spen trailer described in subparagraph (2) below, at a price not to exceed \$115.00 plus federal excise tax and state and local taxes on its sale or delivery of the

trailer, and the cost of transporting the trailer to the purchaser, if any, and the applicable charges in subparagraph (2).

(1) *Description.* Model No. SC; two-wheel utility trailer; all steel frame and body; spring construction; 6' long x 38" wide (flared top 48" wide) x 18" high; 3/4 ton capacity; equipped with 6.00 x 16 4-ply synthetic tires, let-down 12" tailgate, safety chains, coupling, fenders, front leg, 6 stake pockets, 5 tarpaulin hooks, reflectors, and tail light; knocked down and unassembled.

(2) *Charges.*—(i) *Optional equipment.* A charge for each of the items in the following schedule not to exceed the respective price in that schedule:

Description:	Price
Set of bows	\$4.50
Large tarpaulin	6.00
Regular tarpaulin	3.00

(b) Henry Spen & Company is authorized to suggest to resellers resale prices for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Prices.*

Distributors to dealers	126.50
Dealers to consumers	159.50

(2) *Charges.*—(i) *Optional equipment.* A charge for each of the items in the following schedule not to exceed the respective price in that schedule:

Description	SCHEDULE	
	Distributors to dealers	Dealers to consumers
Set of bows	\$4.50	\$7.50
Large tarpaulin	6.00	8.00
Regular tarpaulin	3.00	4.30

(ii) *Transportation expense.* A charge to cover transportation expense, if any, not to exceed the actual rail freight charge for the transportation of the trailer and optional equipment from the factory at Brooklyn, New York, to the railroad freight receiving station nearest to the place of business of the reseller.

(iii) *Federal excise tax.* A charge for federal excise tax equal to the charge made by the manufacturer to cover such tax on the new trailer and optional equipment.

(iv) *State and local taxes.* A charge equal to the reseller's expense for state or local taxes on the resale of the new trailer or optional equipment.

(v) *Assembly.* A charge for completely assembling each trailer not to exceed \$5.00.

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

(d) All requests not granted herein are denied.

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

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

This order shall become effective January 25, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1323; Filed, Jan. 24, 1946;  
11:29 a. m.]

[MPR 188, Order 118 Under Order A-2]

LOCKHART MFG. CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph (a) (16) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188; it is ordered:

(a) *Manufacturer's maximum prices.* The Lockhart Manufacturing Company, 816 North Canal Street, N. S., Pittsburgh, Pennsylvania, may increase its current maximum prices in effect on the effective date of this order to each class of purchaser, for the articles listed below by the percent of increase set forth after each article:

Article	Weight	Percent of increase
	<i>Ounces</i>	
Twine mop head.....	10	5.9
	12	5.9
	16	5.6
	20	4.7
Twine stick mops.....	12	0.8
	14	10.9
	16	4.8
	18	12.9
Cotton stick mops.....	20	1.5
	12	41.7
	14	37.9
	16	37.0
Cotton mop head.....	18	26.0
	20	24.7
	10	6.9
	12	6.9
	16	6.9
	20	6.9

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles which the manufacturer has sold at adjusted maximum prices shall determine their ceiling prices as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article"

contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale shall calculate his ceiling price by adding to his invoice cost the same markup which he had on that comparable article according to the method and procedure set forth in that section.

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

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

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

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

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

(f) *Effective date.* This order shall become effective on January 25, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1325; Filed, Jan. 24, 1946;  
11:30 a. m.]

[MPR 188, Order 139 Under 2d Rev. Order A-3]

LOCKHART MFG. CO.

#### ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's ceiling prices.* The Lockhart Manufacturing Company, 816 North Canal Street, N. S., Pittsburgh, Pennsylvania, may increase its current maximum prices in effect on the effective date of this order to each class of purchaser, for the articles listed below by the percent of increase set forth after each article:

Article	Weight	Percent of increase
	<i>Ounces</i>	
Twine mop head.....	24	2.9
	25	3.1
	30	2.9
	32	2.9
	36	2.1
Twine stick mops.....	24	5.1
	26	13.9
	28	10.1
	30	10.0
	32	8.8
Cotton stick mops.....	36	8.0
	24	23.1
	26	33.0
	28	28.6
	30	28.3
Cotton mop head.....	32	28.1
	24	5.2
	28	5.7
	30	5.0
	32	5.2
	36	4.2
	40	4.2

The adjustment charges may be made and collected only if the amounts of the adjustments are specifically stated on each invoice.

(b) *Maximum prices of purchasers for resale.* A person who hereafter buys an article covered by this order and resells it in substantially the same form, may collect from his customer, in addition to his properly established maximum price in effect prior to the issuance of this order, an adjustment charge in the same amount as the adjustment charge authorized for and which he pays to his supplier. If such a purchaser did not have an established maximum price for sales of the article prior to the issuance of this order, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sales under the applicable regulation. If the applicable regulation requires maximum resale prices to be computed on the basis of cost, the reseller must find his maximum prices (without the permitted adjustment charge) by using as cost his invoice cost, not including any adjustment charge stated on the invoice. On all sales except sales to ultimate consumers, these additional adjustment charges may be made and collected only if they are separately stated on each invoice.

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

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

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

(f) *Effective date.* This order shall become effective on January 25, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1326; Filed, Jan. 24, 1946;  
11:30 a. m.]

[MPR 188, Order 4837]

A. S. CAMPBELL

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by A. S. Campbell, East Boston 28, Massachusetts.

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

Article	Model No.	Maximum prices for sales by any seller to—		
		Jobbers (distributors)	Retailers (dealers)	Consumers
Messkits, aluminum	25	Each \$1.53	Each \$2.10	Each \$3.25
Canteens		1.20	1.65	2.50

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

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. These commodities are not covered by Revised Order No. 1 under Maximum Price Regulation No. 188, therefore prices listed above may not be adjusted or increased under the above referred to order.

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

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

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

label shall contain the following statement:

OPA Retail Price—\$-----  
Do Not Detach or Obliterate

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

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

(e) This order shall become effective on the 25th day of January 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1324; Filed, Jan. 24, 1946;  
11:30 a. m.]

[MPR 580, Corr. to Amdt. 2 to Order 166]

BIENEN-DAVIS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 166—correction; establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-452; Bienen-Davis, 159 Madison Avenue, New York, New York.

The amendment to Order 166 under Maximum Price Regulation No. 580, issued January 14, 1946 was incorrectly designated as Amendment No. 2. This amendment should be, and is hereby redesignated, Amendment No. 3.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1328; Filed, Jan. 24, 1946;  
11:31 a. m.]

[MPR 580, Amdt. 1 to Order 205]

DR. A. POSNER SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 205; establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-482.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 205 is amended in the following respects:

1. Paragraph (a) is amended by deleting the heading "manufacturer's selling price" and inserting the words "wholesaler's unadjusted selling price."

2. Paragraph (a) is further amended by adding the following footnote:

NOTE: Wholesaler's unadjusted selling price means the wholesaler's price prior to any adjustment received pursuant to Supplementary Regulation 14E or Maximum Price Regulation 210.

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

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type,

having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this order.

4. Paragraph (c) is amended to read as follows:

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

This amendment shall become effective January 25, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1329; Filed, Jan. 24, 1946;  
11:30 a. m.]

[MPR 591, Order 244]

FIRESTONE INDUSTRIAL PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

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

(a) The maximum net price, f. o. b. point of shipment, for sales by the Firestone Industrial Products Company to its distributor, the Firestone Tire and Rubber Company of "Velon" Plastic Screen Cloth manufactured by it and as described in the application dated December 17, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be: \$6.00 per 100 square feet.

(b) The maximum net prices for sales by the Firestone Tire and Rubber Company of "Velon" Plastic Screen Cloth manufactured by the Firestone Industrial Products Company shall be:

Item	On sales to class C dealers (per 100 linear feet)	On sales to consumers (per linear foot)
"Velon" plastic screen cloth:		Cents
24 inches wide	\$14.21	19
26 inches wide	15.42	21
28 inches wide	16.56	23
30 inches wide	17.77	24
32 inches wide	18.97	25
36 inches wide	21.33	28

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

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this

order for each such seller as well as the maximum prices established for purchasers upon resale.

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

This order shall become effective January 25, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1330; Filed, Jan. 24, 1946; 11:31 a. m.]

[SO 119, Order 57]

HORTON MANUFACTURING CO.  
ADJUSTMENT OF CEILING PRICES

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

(a) This order establishes ceiling prices for sales of the 8 models of washing machines, 1 model of ironing machine and an auxiliary washer listed in sub-paragraph (3) below, manufactured by the Horton Manufacturing Company, 731 Osage Street, Fort Wayne, Indiana.

(1) The manufacturer shall determine his ceiling prices for each model in accordance with the provisions of sections 3 and 5 of Maximum Price Regulation No. 86, except that he shall increase his ceiling price to each class c customer for each model by 12.2% instead of the 7.7% provided in section 5.

(2) Distributors shall determine their ceiling prices for sales of each model to dealers in accordance with the provisions of section 15 except that a distributor pricing under rules 5 and 6 shall add to the price determined under those rules for each model an amount no greater than that shown below opposite that particular model number.

Model No.:	Amount which may be added by distributors (each)
4X12	\$1.71
4X12P	1.88
413	1.56
413P	1.73
414	1.37
414P	1.53
416	2.42
417	2.32
64CA	.69
410	.16

(3) The ceiling price for sales by dealers in each zone for the models listed below are as follows:

Model No.	Ceiling prices for sales to consumers--		
	Zone 1	Zone 2	Zone 3
	Each	Each	Each
4X12	\$71.75	\$81.65	\$76.90
4X12P	81.90	91.85	87.65
413	61.60	71.50	66.75
413P	71.75	81.70	76.90
414	51.40	61.30	56.55
414P	61.55	71.50	66.70
416	97.60	102.35	102.35
417	87.35	92.25	92.25
640A	32.75	32.75	32.75
410	10.15	10.15	10.15

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For the purposes of this order Zones 1, 2 and 3 comprise the areas of the 48 states and the District of Columbia marked on the map of the United States furnished to the Office of Price Administration by the manufacturer, which is incorporated herein by reference. Copies of this map are on file with the Secretary of the Office of Price Administration in Washington, D. C., as well as with each Regional and District Office of Price Administration. These maps are open for inspection by the public.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

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

This order shall become effective on the 24th day of January 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1370; Filed, Jan. 24, 1946; 4:38 p. m.]

[MPR 580, Amdt. 1 to Order 101]

BUXTON, INC.

ESTABLISHMENT OF MAXIMUM PRICES

NOTE: A correction to the opinion accompanying Order No. 101 under Maximum Price Regulation No. 580 has been filed with the Division of the Federal Register as F.R. Doc. 46-1314 (NP), on January 24, 1946, at 4:38 p. m.

[RMPR 357, Order 7]

INDIA TANNED GOATSKINS AND SHEEPSKINS

MAXIMUM PRICES FOR THE IMPORTATION AND RESALE AFTER ARRIVAL IN THE UNITED STATES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 6 of Revised Maximum Price Regulation 357, *It is ordered:*

(a) The maximum prices at which any person may sell or deliver DHD mark East India tanned goatskins shall be the applicable maximum prices for corresponding grades, weights and selections of RHH mark East India tanned goatskins established by sections 4 and 5 of Revised Maximum Price Regulation 357.

(b) The maximum prices at which any person may sell or deliver DJD mark East India tanned sheepskins shall be the applicable maximum prices for corresponding grades, weights and selections of JJK

mark East India tanned sheepskins established by sections 4 and 5 of Revised Maximum Price Regulation 357.

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

(d) This order shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1410; Filed, Jan. 25, 1946; 11:17 a. m.]

[MPR 594, Amdt. 1 to Order 9]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order 9 under Maximum Price Regulation 594 is amended in the following respects:

1. The headnote and narrative in paragraph (a) (1) immediately preceding the schedule in paragraph (a) (1) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of \$25.00 when the distributors or direct dealers are entitled to such payment under their Company-distributor or direct dealer agreements.

2. The following items and respective net wholesale prices are added to the schedule in paragraph (a) (2) of paragraph (a):

Description	Net wholesale price
Radio antennae:	
Skyway type.....	\$3.74
Header type.....	5.24

3. The following items and respective net wholesale prices are added to the schedule in paragraph (d) (2):

Description	Net wholesale price
Radio antennae:	
Skyway type.....	\$3.93
Header type.....	5.00

4. Paragraph (d) (4) is amended to read as follows:

(4) *Charge for transportation.* A charge to cover the distributor's or direct dealer's transportation expense not to exceed the following:

(i) *When the transportation charge to distributor or direct dealer is prepaid.* A charge not to exceed the average net invoice transportation charge to the distributor or direct dealer for the new automobile and extra or optional equipment being sold including transportation tax; or

(ii) *When the transportation charge to distributor or direct dealer is not prepaid.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the new automobile and extra or optional equipment from Detroit, Michigan, to the

place at which delivery is made to the purchaser, including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away, and the distributor or direct dealer pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

5. The schedule in paragraph (e) (1) is amended to read as follows:

Model	Description	Factory retail price
P-15 DeLuxe.....	3 passenger coupe.....	\$910
	2 door sedan.....	947
	Club coupe.....	988
	4 door sedan.....	998
P-15 Special DeLuxe....	3 passenger coupe.....	951
	2 door sedan.....	985
	Club coupe.....	1,028
	4 door sedan.....	1,025

6. The following items and respective factory retail prices are added to the schedule in paragraph (e) (2):

Description	Factory retail price
Radio antennae:	
Skyway type.....	\$5.35
Header type.....	7.20

7. Paragraph (e) (3) is amended to read as follows:

(3) *Charge for transportation*—(i) *When transportation charge to reseller is prepaid.* A charge not to exceed the average net invoice transportation charge for the new automobile and extra or optional equipment being sold including transportation tax; or

(ii) *When transportation charge to reseller is not prepaid.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the new automobile and extra or optional equipment from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away, and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

This amendment shall become effective as of January 16, 1946.

Issued this 24th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1369; Filed, Jan. 24, 1946; 4:37 p. m.]

[Gen. Order 68, Amdt. 3]

REGIONAL ADMINISTRATORS

DELEGATION OF AUTHORITY

An opinion accompanying this amendment, issued simultaneously herewith,

has been filed with the Division of the Federal Register.

A new paragraph (f) is added to read as follows:

(f) *Maximum prices for sales by "mail-order" firms.* (1) A "mail-order" seller which has had a fixed practice, which prevailed during March 1942, of selling at its listed catalog prices upon direct orders from purchasers received at any of the seller's mail order control stores, may make written application to the Office of Price Administration, Building Materials and Construction Price Branch, Washington 25, D. C., for authorization to continue such practice at the existing maximum prices. Such application shall state (i) the name and address of the principal office of the seller, (ii) the addresses of the various mail order control stores, (iii) the sales areas covered by the various mail order control stores, (iv) the firm's percentage of direct catalog sales to its total sales, (v) a description of the seller's fixed practice of selling direct on the basis of listed catalog prices for particular areas, (vi) the names and addresses of the seller's most closely competitive seller of the same class on a national or regional basis, and (vii) any other facts which the seller wishes to submit in support of his application. Such authorization will be given in the form of an order permitting or denying the continuance of such practice.

(2) As used in this paragraph, "mail-order" firm means a person who regularly makes deliveries by mail or by freight to purchasers in response to orders received at a mail order control store on the basis of catalogs, booklets, circulars, flyers, or other forms of printed price lists, and whose dollar volume of sales on this basis account for at least 20 percent of his total dollar sales volume.

This Amendment No. 3 shall become effective January 30, 1946.

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

Issued this 25th day of January 1946.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 46-1396; Filed, Jan. 25, 1946; 11:17 a. m.]

[Max. Import Price Reg., Order 109]

MEXICAN ISTLE FIBRE

ESTABLISHMENT OF MAXIMUM PRICES

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

(a) *Purpose of this order.* This order establishes maximum prices of certain crude istle fibres produced in Mexico at which any person may import into the continental United States and at which persons may buy and sell after importation into the United States.

(b) *Maximum import prices.* The maximum prices, f. o. b. United States side border port of entry, or f. o. b. steamer Mexican port of shipment, above

which no person either as principal or agent, may purchase and import into the continental United States the istle fibres produced in Mexico, as described below, shall be the applicable dollar-and-cents amounts as follows:

Description of Item	Maximum price (cents per pound) <sup>1</sup>
Palma istle fibre:	
Superior bundle istle of marks, FICO, FEM, MHS, Aurora or other marks of equal quality:	
No. 1.....	9.00
No. 2.....	8.50
Unbundled istle of above quality:	
No. 1.....	8.50
No. 2.....	8.00
Bundled superior istle of Northern type: No. 1.....	8.25
Unbundled superior of northern type:	
No. 1.....	7.75
No. 2.....	7.25
F. A. Q.....	6.50
Pita istle fibre:	
Cienegas pita:	
No. 1.....	9.00
No. 2.....	8.50
Monclova bundled pita:	
No. 1 white.....	8.50
No. 1 colored.....	8.25
No. 2 white.....	8.00
No. 2 colored.....	7.50
Bundled F. A. Q. pita.....	7.50
F. A. Q.....	6.50

<sup>1</sup>Weights shall be gross for net, shipping weights guaranteed within 1%, actual tare not to exceed 3 pounds per bale.

(c) *Maximum prices after importation.* Maximum prices for sales after importation into continental United States, of the above described crude istle fibres, above which no person in the continental United States, as principal or agent, shall receive or deliver and no person in the course of trade or business shall buy or receive, shall be the total of (1) such seller's net cost, which shall not be higher than the applicable maximum import price established in paragraph (b) of this order, (2) plus landing costs consisting of transportation charges, insurance and, in case of ocean shipments, customs clearance, incurred by the seller in connection with the movement of the Mexican Istle Fibre described herein from an f. o. b. receiving point designated in paragraph (b) to point of sale in the continental United States, (3) plus 5% of the total ((1) plus (2)) thereof.

(d) *Exception for purchases made prior to issuance of this order.* Any person who, with respect to any specific purchase of Mexican Istle Fibre described herein, made a foreign purchase or a commitment for a foreign purchase prior to the issuance of this order, and who determined his maximum price according to the law at the time of such purchase or entry into such commitment may sell the amount of such specific purchase at prices which were lawful as of the date of such purchase or entry into such commitment provided in cases of commitments an irrevocable letter of credit has been established prior to the issuance of this order and provided delivery takes place prior to May 1, 1946.

(e) *Brokers or agents commissions.* The maximum prices established by this order include, and shall not be increased by, any commission paid to any broker

or to any buying or selling agent in the United States.

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

(g) *Less than maximum prices.* Prices lower than those established by this Order may be charged, demanded, paid or offered.

(h) *Application of Maximum Import Price Regulation.* Unless the context of this order otherwise requires, the provisions of the Maximum Import Price Regulation, as amended, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective January 30, 1946.

Issued this 25th day of January 1946.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 46-1409; Filed, Jan. 25, 1946; 11:17 a. m.]

**Regional and District Office Orders.**

[Region II Rev. Adopting Order G-1 Under Basic Order 1 Under Gen. Order 68]

WESTERN SOFTWOOD PLYWOOD IN NEW JERSEY, MARYLAND AND DELAWARE, DISTRICT OF COLUMBIA AND EASTERN PENNSYLVANIA AND NEW YORK

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 Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, it is hereby ordered:

**SECTION 1. What this order covers.** This revised adopting order under Basic Order No. 1 as amended, under General Order 68 as amended, covers all retail sales of the sizes and types of plywood listed in the annexed price tables made by sellers located in the States of Delaware, Maryland, and New Jersey, and the District of Columbia, and in the State of New York, except the counties of Niagara, Erie, Chautauqua and Cattaraugus, and the State of Pennsylvania except the counties of Warren, Forrest, Clarion, Armstrong, Westmoreland, Washington, Beaver, Butler, Allegheny, Lawrence, Mercer, Crawford, Erie and Venango. The territory covered by this revised adopting order is that in which the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. All provisions of Basic Order No. 1 as amended, under General Order No. 68 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as

amended under General Order No. 68 as amended, and should be familiar with the provisions of said order. This revised order supersedes Adopting Order No. 1 under Basic Order No. 1 under General Order 68 issued December 3, 1945 and effective December 18, 1945, and said Adopting Order No. 1 under Basic Order No. 1 under General Order 68 is revoked as of the effective date of this order.

**SEC. 2. Definition of retail sales.** A retail sale means any sale to the ultimate consumer, or to a contractor for installation rather than resale, except where the sale is made by a plywood manufacturer, or a plywood distribution plant who in 1941 received more than 20 percent of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d RMPR 13.

**SEC. 3. Maximum prices.** Maximum prices as herein set forth are different for each of two classes of retailers:

Class I retailers are those who since June 20, 1945, purchased or purchase at least one carload of plywood on direct mill shipment. Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum prices for Class I retailers are set forth in Tables I-A and I-B. Maximum prices for Class II retailers are set forth in Tables II-A and II-B, Tables I-A, I-B, II-A, and II-B are hereby annexed to and made a part of this order.

**SEC. 4. Additions for delivery.** The above prices include all charges and additions for delivery in the seller's free delivery zone as recognized by him during March 1942. No deduction need be made if the purchaser elects to do his own delivery. If delivery is made outside the free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d RMPR 13, namely the amount computed by multiplying the estimated weights in section 22 of 3d RMPR 13 by the applicable rail freight rate. Any addition for delivery must be shown separately on the invoice.

**SEC. 5. Discounts and allowances.** The maximum prices in this order include all commissions. All customary discounts for cash must be continued. Differentials in price based on quantity sold must be observed as set forth in the price tables.

**SEC. 6. Relationship of this order to Basic Order No. 1 as amended, under General Order No. 68 as amended and to 3d RMPR 13.** As previously stated all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order and specifically by 3d RMPR 13. Except to the extent that they are inconsistent with the provisions of this order all other provisions of 3d RMPR 13 shall remain applicable to sales covered by this order.

**SEC. 7. Posting of maximum prices.** Every seller making sales covered by this order shall post a copy of his list of maximum prices as fixed by this order in each place of business within the area covered by this order. Class I sellers shall post Tables I-A and I-B, and Class II sellers shall post Tables II-A and II-B. Posting of Tables II-A and II-B by class I sellers is a violation of this order.

**SEC. 8. Records and sales slips.** The provisions of section (e) of Basic Order No. 1 covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

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

**SEC. 9. Revocation or amendment.** This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective February 1, 1946.

Issued this 17th day of January 1946.

LEO F. GENTNER,  
Regional Administrator.

TABLE I-A—FIR PLYWOOD RETAIL MAXIMUM PRICES

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Wash., is 94½¢ per ewt. (See sec. 1 of Order)

[For quantities sold under 1,000 sq. ft. Price per sq. ft.]

S2S thickness—widths to 48" (except plypanel), lengths to 96"	Plywall	Plyform	Plypanel, <sup>1</sup> sound 2 sides <sup>2</sup>	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
	Cents	Cents	Cents	Cents	Cents	Cents	Cents
1/4" 3-ply	6	8 1/4	6 3/4	10 1/4	8 3/4	8 1/2	8 1/4
3/8" 3-ply	8	10 1/4	9	12 3/4	11 1/4	11	10 3/4
1/2" 5-ply	10 3/4	14 1/4	12	18 1/4	16 1/4	16	15 1/2
5/8" 5-ply	12 1/4	16 1/4	14 1/4	21 1/4	19	18 3/4	18 1/4
3/4" 5-ply	14 1/4	18 1/4	16 1/4	24 1/2	22 1/2	22 1/4	21 3/4

<sup>1</sup> Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct 1/4¢ per sq. ft.; for widths 24" and under deduct 1/2¢ per sq. ft.

<sup>2</sup> For plypanel sound 1 side deduct from the sound 2 sides price 1/2¢ per sq. ft.

<sup>3</sup> For widths over 48" through 60" (except plywall) add 1 1/4¢ per sq. ft.; for lengths over 8' through 9' add 1/2¢ per sq. ft.; for lengths over 9' through 10' add 1 1/4¢ per sq. ft.; for lengths over 10' through 11' add 2¢ per sq. ft.; for lengths over 11' through 12' add 2 1/2¢ per sq. ft.

TABLE I-B—FIR PLYWOOD RETAIL MAXIMUM PRICES

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Wash., is 94½¢ per cwt. (See sec. 1 of order)

[For quantities sold 1,000 sq. ft. or over. Prices per 1,000 sq. ft.]

S2S thickness—widths to 48" (except ply-panel), <sup>1</sup> lengths to 96" <sup>2</sup>	Plywall	Plyform	Plypanel, <sup>1</sup> sound 2 sides <sup>3</sup>	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
1/4" 3-ply.....	\$54.25	\$74.80	\$61.60	\$94.70	\$81.35	\$78.50	\$75.55
1/2" 3-ply.....	74.00		82.15	117.40	104.05	101.15	98.20
1/2" 5-ply.....	99.70	131.40	110.30	168.85	148.90	145.95	143.00
3/4" 5-ply.....		149.05	130.30	195.50	175.45	172.55	169.60
1" 5-ply.....		167.20	149.00	226.40	206.35	203.40	200.45

<sup>1</sup> Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct \$2.65 per M sq. ft.; for widths 24" and under, deduct \$4.00 per M sq. ft.

<sup>2</sup> For plypanel, sound 1 side, deduct from the sound 2 sides price \$3.70 per M sq. ft.

<sup>3</sup> For widths over 48" through 60" (except plywall) add \$11.75 per M sq. ft.; for lengths over 8' through 9' add \$7.75 per M sq. ft.; for lengths over 9' through 10' add \$11.75 per M sq. ft.; for lengths over 10' through 11' add \$19.45 per M sq. ft.; for lengths over 11' through 12' add \$23.45 per M sq. ft.

TABLE II-A—FIR PLYWOOD RETAIL MAXIMUM PRICES

For sellers who purchase plywood only from jobbers and who are located in the States of Delaware, Maryland, New Jersey, The District of Columbia and those portions of the States of New York and Pennsylvania where the carload freight rate on Plywood from Seattle, Wash., is 94½¢ per cwt. (See sec. 1 of order)

[For quantities sold less than 1,000 sq. ft. Price per sq. ft.]

S2S thickness—widths to 48" (except ply-panel), <sup>1</sup> lengths to 96" <sup>2</sup>	Plywall	Plyform	Plypanel, <sup>1</sup> sound 2 sides <sup>3</sup>	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
1/4" 3-ply.....	Cents 6¼	Cents 8¾	Cents 7¼	Cents 11	Cents 9½	Cents 9	Cents 8¾
1/2" 3-ply.....	8½		9½	13¾	12	11¾	11½
1/2" 5-ply.....	11½	15¾	12¾	18¾	17¼	17	16½
3/4" 5-ply.....		17¾	15¾	22¾	20½	20	19¾
1" 5-ply.....		19½	17¾	26½	24	23¾	23¼

<sup>1</sup> Plypanel prices for widths over 36" through 48"; for widths over 24" through 36" deduct ¼¢ per sq. ft.; for widths 24" and under deduct ½¢ per sq. ft.

<sup>2</sup> For plypanel, sound 1 side, deduct from the sound 2 sides price ½¢ per sq. ft.

<sup>3</sup> For widths over 48" through 60" (except plywall) add 1½¢ per sq. ft.; for lengths over 8' through 9' add 1¢ per sq. ft.; for lengths over 9' through 10' add 1½¢ per sq. ft.; for lengths over 10' through 11' add 2¼¢ per sq. ft.; for lengths over 11' through 12' add 2¾¢ per sq. ft.

TABLE II-B—FIR PLYWOOD RETAIL MAXIMUM PRICES

For sellers who purchase plywood only from jobbers and who are located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per cwt. (See sec. 1 of order.)

[For quantities sold 1,000 sq. ft. or over. Price per 1,000 sq. ft.]

S2S thickness—widths to 48" (except ply-panel), <sup>1</sup> lengths to 96" <sup>2</sup>	Plywall	Plyform	Plypanel, <sup>1</sup> sound 2 sides <sup>3</sup>	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
1/4" 3-ply.....	\$50.00	\$81.35	\$67.00	\$103.00	\$88.45	\$85.35	\$82.15
1/2" 3-ply.....	80.50		89.35	127.70	113.15	110.00	106.80
1/2" 5-ply.....	106.45	142.90	119.95	183.60	161.90	158.70	155.50
3/4" 5-ply.....		162.10	141.70	212.60	190.60	187.65	184.45
1" 5-ply.....		181.85	162.05	246.20	224.40	221.20	218.00

<sup>1</sup> Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct \$2.90 per M sq. ft.; for widths 24" and under deduct \$4.35 per M sq. ft.

<sup>2</sup> For plypanel sound 1 side deduct from plypanel sound 2 side prices \$4.00 per M sq. ft.

<sup>3</sup> For widths over 48" through 60" (except plywall) add \$12.75 per M sq. ft.; for lengths over 8' through 9' add \$8.40 per M sq. ft.; for lengths over 9' through 10' add \$12.75 per M sq. ft.; for lengths over 10' through 11' add \$21.15 per M sq. ft.; for lengths over 11' through 12' add \$23.50 per M sq. ft.

[F. R. Doc. 46-1352; Filed, Jan. 24, 1946; 12:29 p. m.]

[Albany Adopting Order 18 Under Basic Order 1 Under Gen. Order 68]  
BUILDING AND CONSTRUCTION MATERIALS IN ALBANY, N. Y. AREA

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 Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Re-

gional Administrator to the District Director, Albany District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68,

as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is that portion of Albany County which consists of the City of Albany, the Village of Menands, that portion of the town of Bethlehem which includes Elsmere, Delmar and Slingerlands, and that portion of the town of Colonie that includes Loudonville, and the area up to the Schenectady City Line; that portion of Rensselaer County which includes the City of Rensselaer and the town of East Greenbush, all in the State of New York.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices. All customary allowances, discounts, and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other Maximum Price Regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

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

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the

Regional Administrator or the Price Administrator.

This order shall become effective January 14, 1946.

Issued this 11th day of January 1946.

LESTER W. HERZOG,  
District Director.

SCHEDULE A

MAXIMUM PRICES FOR CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE ALBANY AREA CONSISTING OF THAT PORTION OF ALBANY COUNTY WHICH CONSISTS OF THE CITY OF ALBANY, THE VILLAGE OF MENANDS, THAT PORTION OF THE TOWN OF BETHLEHEM WHICH INCLUDES ELSMERE, DELMAR AND SLINGERLANDS, AND THAT PORTION OF THE TOWN OF COLONIE THAT INCLUDES LOUDONVILLE, AND THE AREA UP TO THE SCHENECTADY CITY LINE; THAT PORTION OF RENSSELAER COUNTY WHICH INCLUDES THE CITY OF RENSSELAER AND THE TOWN OF EAST GREENBUSH, ALL IN THE STATE OF NEW YORK, ON SALES BY ALL PERSONS TO ULTIMATE USERS OR TO PURCHASERS FOR RESALE ON AN INSTALLED BASIS

Item	Maximum delivered prices to purchasers for resale on an installed basis (this includes contractors), and to ultimate users (this includes consumers)
Plaster:	
Hard wall.....	\$22.65 (ton).
Gauging.....	\$1.15 (bag).
Moulding.....	\$2.60 (100#).
Bonding.....	\$2.50 (bag 100#).
Keene's cement.....	\$27.65 (ton).
Finishing lime.....	\$1.40 (bag).
Gypsum lath, 3/8".....	\$60.00 (ton).
Metal lath:	
2.5-lb. painted diamond mesh.....	\$3.00 (bag 100#).
3.4-lb. painted diamond mesh.....	\$27.50 (ton).
2.75-lb. flat rib painted.....	\$0.70 (bag).
3.4-lb. 3/8" high rib painted.....	\$29.70 (M sq. ft.).
Corner bead, expanded type.....	
Portland cement, standard.....	\$0.28 (sq. yd.).
Masonry mortar.....	\$0.31 (sq. yd.).
Mason's hydrated lime.....	\$0.31 (sq. yd.).
Gypsum block—partitions:	
3"-hollow.....	\$0.34 (sq. yd.).
4"-hollow.....	\$0.05 1/2 (per ft.).
6"-hollow.....	\$0.89 (paper bags).
Fire brick—9" straight 1st quality, standard.....	\$0.78 (paper sacks).
Fire clay.....	\$0.55 (bag).
Clay drain tile:	
3".....	\$0.11 (sq. ft.).
4".....	\$0.12 (sq. ft.).
6".....	\$0.20 (sq. ft.).
Vitrified clay sewer pipe:	
No. 1SS—4".....	\$0.09 (each).
No. 1SS—6".....	\$85.00 (per M).
Flue lining:	
9 x 9.....	\$1.75 (bag 100#).
9 x 13.....	
13 x 13.....	
Gypsum wallboard:	
3/8".....	\$0.21 (per ft.).
1/2".....	\$0.31 (per ft.).
Asphalt roofing: 90-lb. mineral surface.....	\$0.41 (per ft.).
Asphalt or tarred felt, 15-lb.....	\$0.63 (per ft.).
Asphalt or tarred felt, 30-lb.....	\$0.80 (per ft.).
Asphalt shingles:	
20-lb. (3 in 1) thick butt.....	\$45.00 (per M sq. ft.).
165 lbs. 2 tab. hexagon.....	\$50.00 (per M sq. ft.).
Fibre insulation board: 1/2" standard lath and board.....	\$2.95 (per roll).
Fibre insulation board: 5/8" asphalt sheathing.....	\$2.75 (per roll).
Hard density synthetic fibre board, 1/2" tempered (standard size).....	\$7.00 (100 ft. sq.).
Thermal insulation:	
Blankets (paper backed): medium.....	\$5.60 (100 ft. sq.).
Blankets (paper backed) single.....	\$50.00 (per M sq. ft.).
Blankets (paper backed) thick.....	\$70.00 (per M sq. ft.).
Batts (paper backed) 2" thick.....	\$55.00 (M sq. ft.).
Batts (paper backed) full-thick.....	\$67.00 (M sq. ft.).
Loose (in bags) plain.....	\$1.25 (bag 40#).
Loose (nodulated).....	\$1.50 (bag 40#).

[F. R. Doc. 46-1354; Filed, Jan. 24, 1946; 12:30 p. m.]

[Albany Adopting Order 20 Under Basic Order 1, Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SCHENECTADY, N. Y., AREA

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 Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Albany District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting Order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order No. 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the City of Schenectady and the Village of Scotia, all in the State of New York.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices. All customary

allowances, discounts, and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other Maximum Price Regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering the sales slips and records are adopted in and applicable to this order as though specifically set forth herein, and also on any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

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

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective January 14, 1946.

Issued this 11th day of January 1946.

LESTER W. HERZOG,  
District Director.

SCHEDULE A—MAXIMUM PRICES FOR CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE SCHENECTADY AREA CONSISTING OF THE CITY OF SCHENECTADY AND THE VILLAGE OF SCOTIA, ALL IN THE STATE OF NEW YORK, ON SALES BY ALL PERSONS TO ULTIMATE USERS OR TO PURCHASERS FOR RESALE ON AN INSTALLED BASIS

Item	Maximum delivered prices to purchasers for resale on an installed basis (this includes contractors), and to ultimate users (this includes consumers)
Plaster, hard wall (neat).....	\$20.00 (per ton).
Plaster, hard wall (sanded).....	\$1.00 (bag).
Plaster gauging.....	\$16.40 (per ton).
Keene's cement.....	\$0.85 (bag).
Finishing lime.....	\$2.00 (bag 100 lb.).
Gypsum lath 3/8".....	\$3.00 (bag 100 lb.).
Metal lath 2.5 lb. painted diamond mesh.....	\$0.60 (bag 50 lb.).
Metal lath 3.4 lb. painted diamond mesh.....	\$26.00 (M sq. ft.).
Metal lath corner bead.....	\$0.25 (per sq. yd.).
Metal lath expanded type.....	\$0.32 (per sq. yd.).
Portland cement, standard.....	\$0.04 (lin. ft.).
Masonry mortar.....	\$0.05 (lin. ft.).
	\$3.00 (per bbl.).
	\$0.80 (bag 94 lb.).
	\$2.85 (per bbl.).
	\$0.75 (bag 70 lb.).



SCHEDULE A—MAXIMUM PRICES FOR CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE SCHENECTADY AREA CONSISTING OF THE CITY OF SCHENECTADY AND THE VILLAGE OF SCOTIA, ALL IN THE STATE OF NEW YORK, ON SALES BY ALL PERSONS TO ULTIMATE USERS OR TO PURCHASERS FOR RESALE ON AN INSTALLED BASIS—Continued

*Maximum delivered prices to purchasers for resale on an installed basis (this includes contractors), and to ultimate users (this includes consumers)*

Item	
Fire brick—9" straight 1st quality—standard..	\$0.08½ (each).
Fire clay.....	\$1.50 (per 100 lb.).
Clay drain tile—3".....	\$0.07 (per ft.).
Clay drain tile—4".....	\$0.09 (per ft.).
Clay drain tile—6".....	\$0.15 (per ft.).
Vitrified clay sewer pipe No. ISS-4".....	\$0.20½ (per ft.).
Vitrified clay sewer pipe No. ISS-6".....	\$0.30 (per ft.).
Flue lining 9 x 9.....	\$0.37½ (ft.).
Flue lining 9 x 13.....	\$0.55½ (ft.).
Flue lining 13 x 13.....	\$0.73 (ft.).
Gypsum wallboard—¾".....	\$10.00 (per M sq. ft.).
Gypsum sheathing—½".....	\$40.00 (per M sq. ft.) for 1 M or over. \$41.00 (per M sq. ft.) for less than 1 M.
Asphalt roofing—90 lb. mineral surface.....	\$2.55 (per roll) "4 square" 1 roll or over. \$2.65 (per roll) "4 square" less than 1 roll.
Asphalt or tarred felt 15 lb.....	\$2.45 (per roll) "4 square" 1 roll or more. \$2.50 (per roll) "4 square" less than 1 roll.
Asphalt or tarred felt 30 lb.....	\$2.45 (per roll) "2 square".
Asphalt shingles 210 lb. (3 in 1) Thickbutt.....	\$6.00 (per sq.) 1 sq. or more. \$6.20 (per sq.) less than 1 sq.
Fibre insulation board ½" standard, lath and board.	\$44.50 (per M sq. ft.) 1 M or over. \$45.50 (per M sq. ft.) less than 1 M.
Fibre insulation board ¾" asphalt sheathing..	\$60.00 (per M sq. ft.).
Thermal insulation—blankets—medium (paper backed).	\$47.50 (M sq. ft.) 1 M or over. \$50.00 (M sq. ft.) less than 1 M.
Thermal insulation—blankets—thick (paper backed).	\$68.00 (per M sq. ft.).
Thermal insulation—batts—"medium thick (2")".	\$47.00 (per M sq. ft.).
Thermal insulation—batts—"full thick (4")".	\$65.00 (per M sq. ft.).
Thermal insulation—loose—(plain).....	\$1.25 (bag 40 lb.).

[F. R. Doc. 46-1355; Filed, Jan. 24, 1946; 12:31 p. m.]

	Percentage increase
Crown Laundry Service, Inc.....	18.0
Crescent Launderers & Cleaners, Inc.....	23.0
Cascade Steam Laundry Co., Inc.....	24.0
Crown Heights Laundry, Inc.....	24.0
Castile Laundry Co., Inc.....	21.0
Correct Laundry, Inc.....	24.0
Colony Laundry Corp.....	21.0
Chasol Laundry, Inc.....	19.0
Dandy Laundry, Inc.....	25.0
District Laundry Co., Inc.....	25.0
De Luxe Laundry Service, Inc.....	19.0
Domestic Laundry.....	26.0
Duplex Laundry, Inc.....	24.0
Dyckman Laundry, Inc.....	22.0
Empire Seal Laundry Corp.....	25.0
Farmingdale Individual Laundry Service, Inc.....	19.0
Fox Square Laundry Co., Inc.....	16.0
Fordham Laundry.....	23.0
Fortview Laundry, Inc.....	20.0
Grant Laundry, Inc.....	24.0
Guests Laundry Service, Inc.....	21.0
Good Will Steam Laundry Corp.....	23.0
Grateful Laundry, Inc.....	27.0
Hudson Laundry, Inc.....	22.0
Hempstead Family Laundry Service, Inc.....	25.0
Halsey Laundry Service, Inc.....	26.0
Homelike Laundries, Inc.....	29.0
Humboldt Laundry.....	19.0
Holland Laundry, Inc.....	26.0
Huntington Laundry, Inc.....	24.0
Hargus Service, Inc. (Park Laundry) ..	29.0
Individual Laundry Service Corp.....	20.0
Inwood Eureka Laundry, Inc.....	13.0
Improved Laundry Service, Inc.....	21.0
Ideal Vortex Laundries, Inc.....	23.0
Jumel Laundry Service, Inc.....	18.0
Jamaica Community Laundry.....	19.0
Artesian Laundry, Inc.....	31.0
Jamaica Wet Wash Laundry, Inc.....	17.0
K. N. K. Laundry, Inc.....	13.0
Knickerbocker Laundry.....	26.0
Leader Laundry Service, Inc.....	26.0
Lincoln Laundry Co.....	18.0
Linen Rite Laundry Corp.....	23.0
Lido Laundry & Dry Cleaning Corp..	17.0
Lucky Strike Laundry, Inc.....	23.0
Majestic Laundry System, Inc.....	28.0
Midwood Laundry Corp.....	25.0
Morrisanne Laundry Service Co., Inc..	19.0
Mutual Wet Wash Service, Inc.....	25.0
Mirrorlike Family Laundry Service, Inc.....	24.0
New Hometown Laundry & Cleaning Co.....	14.0
Nonpareil Laundry Service, Inc.....	24.0
Newport Wet Wash Laundry, Inc.....	22.0
New American Steam Laundry, Inc.....	25.0
New Ridgewood Laundry Service.....	23.0
Norwood Laundry, Inc.....	23.0
Newton Laundry Corp.....	21.0
New Big Five Laundry, Inc.....	17.0
New York Wet Wash Laundry Co., Inc..	24.0
Nu R & S Laundry Co., Inc.....	24.0
Octagon Laundry, Inc.....	10.0
Orange Blossom Laundry Service, Inc..	22.0
Peninsula Laundry, Inc.....	21.0
Park Gate Laundry, Inc.....	28.0
Parkway Laundry Service, Inc.....	24.0
Pioneer Laundry Service Corp.....	23.0
Prime Laundry Corp.....	18.0
Purity Laundry Service, Inc.....	21.0
Prospect Service Laundry.....	15.0
President Laundry Co., Inc.....	18.0
Primwood Laundry.....	25.0
Putnam Laundry Corp.....	20.0
Park Laundry of Long Island, Inc.....	23.0
Pilgrim Laundry, Inc.....	17.0
Queen Anne Laundry Service, Inc.....	19.0
Reliable Steam Laundry Service, Inc..	22.0
Rockland Laundry Co., Inc.....	22.0
Rockville Centre Laundry.....	26.0
Revonah Laundry Co., Inc.....	21.0
Richmond Hill Laundry, Inc.....	16.0
Riteway Laundry Co., Inc.....	24.0
67th Street Laundry.....	14.0
Sterling Quality Laundry.....	16.0
State Laundry Co., Inc.....	20.0
South Side Laundry, Inc.....	23.0

[Region II Order G-22 Under RMPR 165]  
LAUNDRY SERVICES IN NEW YORK METROPOLITAN AREA

Applications for permission to increase their present maximum prices for all their family laundry, dry cleaning and related retail services, as established under Maximum Price Regulation No. 165, as amended—Services, have been filed with the New York Regional Office of the Office of Price Administration by a substantial number of the power laundry establishments which supply such services in the Metropolitan Area of New York City. After due consideration of these applications and other available information, it has been decided that some should be denied in full, some granted in part and denied in part, and others granted in full for the reasons set forth in the opinion issued simultaneously herewith.

Accordingly, pursuant to the Emergency Price Control Act of 1942, and Section 16 (a) of Revised Maximum Price Regulation No. 165, as amended—Services: *It is hereby ordered:*

(1) All adjustments heretofore granted to the power laundries named in this order are hereby revoked in full, except as provided in paragraphs 2 and 3.

(2) The applications of the following named power laundry establishments are denied in full, and their legal maximum prices for all the family laundry, dry cleaning and related retail services supplied by them in the New York Metropolitan Area shall be their March, 1942 maximum prices plus the percentage

amounts set opposite said respective names:

	Percent
Hostess Laundry Corp.....	13.0
Riverdale Laundry.....	7.0
Stadium Wet Wash Laundry.....	3.0

(3) The applications of the following named laundry establishments are granted, and their legal maximum prices for all the family laundry, dry cleaning and related retail services supplied by them in the New York Metropolitan Area shall be their March, 1942 maximum prices plus the percentage amount set forth opposite their names, in the manner hereinafter, in paragraph (5) of this order, provided:

	Percentage increase
A & P Family Laundry Service Co., Inc..	23.0
Advance Laundry, Inc.....	20.0
Alabama Laundry Service, Inc.....	25.0
A. Stork Laundry Service, Inc.....	24.0
Bedford Laundry.....	25.0
Best Self Service Laundry.....	25.0
Benson Laundry, Inc.....	19.0
Berman Laundries, Inc.....	25.0
Blake Laundry, Inc.....	23.0
Blue Moon Wet Wash Laundry Co., Inc..	12.0
Blue Sky Wet Wash Laundry Co., Inc..	14.0
Brighton Laundry Co., Inc.....	24.0
Bon Laundry Service, Inc.....	23.0
Blue Point Individual Laundry, Inc..	20.0
Brookridge Laundry, Inc.....	27.0
Cashman Laundry Corp. of New York..	26.0
Carolyn Laundry.....	24.0
Comet Laundry, Inc.....	24.0
Community Laundry Service, Inc.....	18.0
Consolidated Laundries Corp.:	
National Division.....	20.0
Gold Seal Division.....	22.0
Stancourt Division.....	22.0
Champion Laundry Corp.....	22.0

	Percentage increase
Silver Lining Laundry, Inc.....	15.0
Superfine Steam Laundry Service.....	24.0
Surprise Laundry, Inc.....	21.0
Snow Like Laundry, Inc.....	24.0
Sun Laundry Corp.....	25.0
Sparton Laundry Service, Inc.....	24.0
Square Deal Laundry Co., Inc.....	20.0
Spry Laundry, Inc.....	21.0
Star Bright Laundry.....	17.0
Tudor Laundry Co.....	19.0
Textene Laundries, Inc.....	13.0
Trinity Laundry.....	24.0
Thrifty Laundry Service of Queens, Inc.....	17.0
Unit System Laundry Corp.....	23.0
Utility Laundry Service, Inc.....	23.0
Unexcelled Laundry System, Inc.....	24.0
Vermont Wet Wash Laundry, Inc.....	26.0
Vanbrit Laundry Corp.....	20.0
Wilkoff Laundry System, Inc.....	20.0
White Rose Laundry Service, Inc.....	28.0
Waldorf Laundry Service.....	31.0
Winthrop Laundry Corp.....	27.0
Walters Laundry Service, Inc.....	19.0
Wallach Laundry, Inc.....	23.0
6th Street Wet Wash Laundry, Inc.....	17.0
Swifts Laundry Service.....	11.0
U. S. Laundry Co.....	15.0
Lion Laundry Service.....	15.0

(4) Any power laundry listed in paragraph (3) of this order is permitted to add to its maximum price to agent-drivers supplied by it, the percentage price increase granted to it in that paragraph. Agent drivers, any of whose family laundry and related services are supplied by any such power laundry, are permitted to add to their retail prices the same percentage increase herein granted to their supplier, in the manner provided by paragraph (3) of this order. Agent drivers shall compute the price increase permitted them by this paragraph upon the bills rendered by them to their customers in the manner provided in paragraph (5) of this order. They shall inscribe upon each bill presented to any customer the statement prescribed in paragraph (6) of this order. They shall be subject to all the other provisions of this order which are applicable to their circumstances.

(5) The percentage increases permitted to any laundry establishment by this order shall be applied only to the total amount of the bill rendered to each customer for any service afforded (as it would be computed under existing lawful maximum prices). Such increases may not be applied to individual items of service. Existing price lists shall not be altered. If the increased prices so arrived at include a fraction of a cent less than one-half, the price that may be charged shall be reduced to the next lower cent. If, however, the increased price includes a fraction equal to or more than one-half cent, the seller shall be permitted to charge the next higher cent.

(6) Any power laundry establishment and any driver agent of a power laundry which has been granted a price increase by this order shall give notification of such price increase as follows: (a) furnish each customer within 15 days after the effective date of this order with a statement describing its service, and specifying its lawful ceiling prices, and the percentage increase permitted it by the order; (b) file a copy of the same statement with the New York Regional Office of the Office of Price Administration

within 15 days after the effective date of this order, together with a statement signed by a responsible official of the laundry establishment certifying that the applicant has complied with section (a) above; (c) inscribe on each bill rendered the statements: "OPA permitted increase of -----% to maintain supply; \$-----"; or "OPA permitted increase to maintain supply: \$-----"; and (d) give all new customers as acquired the same notification as hereinabove provided for existing customers. The foregoing statement may be omitted upon compliance with the provisions of Order No. 18 under Revised Maximum Price Regulation No. 165.

(7) In addition, all power laundries to whom a price increase is permitted by this order shall immediately advise their agent driver customers of the amount of permitted price increase which the latter may add to their total bills under the provisions of paragraph (3) of this order, and of the manner in which such permitted increase shall be computed.

(8) Customary allowances, discounts, or other price differentials may not be changed by any of the laundry service suppliers named or otherwise referred to in this order, unless such change results in prices lower than the prices permitted by this order, after applying the supplier's customary allowances, discounts, or other price differentials; and all laundry service suppliers named or otherwise referred to herein shall maintain all of their legal current pricing and other business practices.

(9) All of the power laundry establishments named herein shall keep this order and attached opinion in their establishment, together with the statement required by section 14 of Revised Maximum Price Regulation No. 165, and make them available for inspection by any person during business hours.

(10) Except as expressly provided by this order, all of the laundry establishments named or otherwise referred to in this order shall remain in all respects subject to all of the provisions of Revised Maximum Price Regulation No. 165, as amended—Services.

(11) This order may be revoked or amended by the Regional Administrator of Region II, or the Price Administrator through the issuance at any time hereafter of any order, regulation, amendment or supplement thereto.

(12) Within ten days from the date hereof each power laundry named herein, and the agent drivers of each such laundry must amend their statements of maximum prices required by section 14 of Revised Maximum Price Regulation No. 165—Services, and the copies thereof which are on file with the appropriate Local Price Control Boards. A copy of this order shall be kept at the place of business of each seller affected hereby and made available to any person during ordinary business hours.

(13) None of the power laundries named herein may institute the price increases hereby granted until they have put into effect the wage increases certified by the War Labor Board, effective December 24, 1945.

(14) Any relief requested by any applicant not expressly granted herein is

denied. To the extent that the application of any laundry establishment herein named has been denied in whole or in part, such applicant may, within sixty days after the date on which this order was issued, request a review of such denial in the manner provided by Revised Procedural Regulation No. 1.

This order shall become effective immediately.

Issued this 13th day of January 1946.

LEO F. GENTNER,  
Regional Administrator.

[F. R. Doc. 46-1356; Filed, Jan. 24, 1946;  
12:31 p. m.]

[Region II Order G-62 Under RMPR 122,  
Amdt. 2]

#### SOLID FUELS IN PENNSYLVANIA

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 No. 122, Order No. G-62 is amended in the following respects:

1. Paragraphs (d) (1) and (d) (2) are amended by revising the "direct delivery" and "yard" sales prices for White Glove Packaged Fuel for package sales to read as follows:

*Schedule I.* Schedule I established maximum prices for White Glove Packaged Fuel delivered in specific quantities to or at any point within Coal Area I. There is a separate table of prices for "direct delivery" sales and "yard" sales.

(1) Sales on a "direct delivery" basis.

FOR SALES OF WHITE GLOVE PACKAGED FUEL IN THE QUANTITIES SPECIFIED

Per net ton	Per net ½ ton	Per package weighing not less than 6½ lbs. (for sales consisting of less than ½ ton lots)
\$16.00	\$8.50	\$0.070

(2) "Yard" sales.

FOR SALES OF WHITE GLOVE PACKAGED FUEL IN THE QUANTITIES SPECIFIED

Per net ton	Per net ½ ton	Per package weighing not less than 6½ lbs. (for sales consisting of less than ½ ton lots)
\$13.75	\$7.00	\$0.070

This Amendment No. 2 to Order No. G-62 shall become effective as of January 3, 1946.

(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 January 10, 1946.

LEO F. GENTNER,  
Regional Administrator.

[F. R. Doc. 46-1351; Filed, Jan. 24, 1946;  
12:29 p. m.]

[Region V Order G-3 Under RMPR 122]

**SOLID FUELS IN TOPEKA, KANS., AREA**

Pursuant to the authority vested in the Regional Administrator of Region V by §1340.260 of Revised Maximum Price Regulation No. 122 and for reasons stated in the opinion issued herewith, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specific solid fuels within the corporate limits of the City of Topeka, Kansas, as established by city ordinance, and, in addition thereto, the area lying adjacent to the said City of Topeka, Kansas, in Shawnee County, Kansas, as follows:

Beginning at the intersection of 25th and Monroe Streets, thence in a southerly direction to the intersection of 29th and Monroe Streets; thence east on 29th Street to the intersection of 29th Street and California Avenue; thence north to the intersection of 21st Street and California Avenue; thence east on 21st Street to the intersection of Carnahan Avenue with 21st Street; thence north on Carnahan Avenue to a point on U. S. Highway No. 40 where Carnahan Avenue intersects with said U. S. Highway No. 40; thence east to Tefft Street; thence in a northerly direction along Tefft Street to the intersection of 3d Street and Tefft Street; thence east on 3d Street to the intersection of 3d Street and Strait Avenue; thence north on Strait Avenue to the corporate limits of the city of Topeka where it joins with the old channel of Shunganunga Creek. Also, that area lying immediately north of the Kansas River and north of the corporate limits of the city of Topeka, beginning at a point on the north bank of the Kansas River and Lynwood Avenue; thence in a northerly direction to 9th Street; thence east on 9th Street to Waitman Avenue; thence east on Waitman Avenue to Lyman Avenue; thence east on Lyman Avenue to the intersection of Lyman Avenue and K-10 Highway; thence in a southwesterly direction along K-10 Highway to the intersection of said Highway with the Grantville Golden Bell Road, thence in a southwesterly direction along the Grantville Golden Bell Road to the corporate limits of the City of Topeka at the intersection of Paramore Street and Maple Street; thence south on Maple Street to Saywell Street; thence east two blocks to the intersection of Saywell Street with Gonvil Street; thence south on Gonvil Street to the intersection of Gonvil Street with Sardou Avenue; thence west on Sardou Avenue to the intersection of Sardou Avenue and Maple Street.

The prices set forth in this order are the highest prices that any dealer may charge when he sells or delivers any of such fuels at or to a point within the area set forth above.

(1) *Solid fuels not covered by this order.* There are a few kinds and sizes of solid fuels covered by Revised Maximum Price Regulation No. 122 sold and delivered in the area covered by this order, which are not included in and for which prices are not established by this order. The maximum prices of such solid fuels when sold by any person covered by this order shall continue to be the maximum prices for such fuels established by Revised Maximum Price Regulation No. 122, as amended. Such sales shall in all respects be governed by the provisions of Revised Maximum Price Regulations No. 122, as amended.

(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 G-3; but less than the maximum prices may at any time be charged, paid or offered.

(2) Obtain higher than maximum prices by:

(i) Charging for a service unless such service is expressly requested by the buyer and unless specifically authorized to do so by this order;

(ii) Charging a price higher than the schedule price for a service;

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

(c) *Price schedule.* (1) Below and a part of this section is the maximum price schedule which sets forth maximum prices for sales by direct delivery of specified sizes, kinds and quantities of solid fuels.

**MAXIMUM PRICE SCHEDULE**

Description of fuel	Maximum price per ton
<b>I. High volatile bituminous coal from District 10 (Illinois):</b>	
(A) Coals from machine loading mines in the southern subdistrict (price groups 1, 2 and 5):	
(1) Lump; egg; all single-screened lump coals and all double-screened egg coals bottom size larger than 2" (size groups 1, 2 and 3)	\$9.90
(2) Lump; egg; stove; all single-screened lump coals bottom size 2" or less; all double-screened egg and stove coals top size larger than 1½" and bottom size larger than ¾", but not exceeding 2" (size groups 4, 5, 6 and 8)	9.30
<b>II. Low volatile bituminous coal from district 14 (Arkansas and Oklahoma) (production group and size group descriptions will be found in Section (c) (9) (i)):</b>	

	4 lump	6, 7, 8 grate, egg furnace	9, 10 small egg	11 nut	17 stoker pea
For coals from machine-cutting underground mines in the following production groups:					
1A		\$14.10		\$15.55	
2A, 3A <sup>1</sup>	\$13.60	13.60	\$12.65	11.80	\$9.20
2A, 3A <sup>2</sup>	13.95	13.95			
5A	12.85	12.85			
6A	12.45	12.45			
7A	12.75	12.75			
7AA	12.45	12.45			
For coals from strip mines in following production groups:					
5, 5.1 lump	11.55	11.55			

<sup>1</sup> Except the sizes produced at the A & M, Jewel, New Union, Victor and Watson No. 4 mines, index numbers "40", "55", "77", "116" and "117", respectively.  
<sup>2</sup> Produced at the A & M, Jewel, New Union, Victor and Watson No. 4 mines, index numbers "40", "55", "77", "116" and "117", respectively.

**III. High volatile bituminous coal from District 15 (Missouri, Kansas and Oklahoma).** Production group and size group descriptions will be found in section (c) (9) (ii):

Description of fuel	For coals from strip mines in the following production groups—Size group Nos.						For coals from underground mines in the following production groups—size group Nos.					
	1	2	3	6	7	9	11	1	6	7	9	10
1, 2, 3, lump; egg	\$7.97	\$7.42		\$6.92	\$12.17	\$11.42	\$8.72	\$8.85	\$8.45	\$13.50	\$12.70	\$11.20
5 fancy nut	7.67	7.37						8.25				
6 standard nut	7.32				10.02	9.52	8.07	8.00		11.60	10.50	9.40
7 No. 2 nut washed	7.27											
Raw								7.80				
8 chestnut						8.12					9.25	
11 stoker	6.32		\$6.17				6.97	6.95				7.90
13 screenings washed	5.77		5.67									

Description of fuel	Maximum price per ton—Produced at—	
	Strip mines	Underground mines
<b>IV. High volatile bituminous coal from District 17 (Colorado):</b>		
(A) Subdistrict No. 2:		
(1) Lump (bottom size 3" to larger than 1½")		\$14.50
(2) Nut (top size 3" to larger than 1½"; bottom size 1½" to larger than 1")		13.40
<b>V. Briquettes: (1) Standard briquettes produced in Kansas City, Mo.—manufactured from District 14 coal</b>		
		\$13.55

(2) The prices set forth in the foregoing schedule are on a per net ton basis (2,000 pounds to the ton). No dealer

may add to the schedule prices any additional charge for the extension of credit.

(3) The prices set forth in the foregoing schedule are for untreated coal. A charge of 10¢ per ton may be added to these prices when such coal is thoroughly and adequately treated with chemicals or oil to allay dust or prevent freezing.

(4) A deduction from the prices set forth in the foregoing schedule of not less than 75¢ per ton must be made on sales of one or more tons of any solid fuel covered by this order where the buyer purchases the fuel for his own use as a fuel and loads it onto his conveyance at the dealer's yard or siding.

(5) A deduction from the prices set forth in the foregoing schedule of not less than \$1.50 per ton must be made on

sales of one or more tons of any solid fuel covered by this order by one dealer to another dealer, who purchases the coal for resale and loads it onto his conveyance at the seller's yard or siding.

(6) On deliveries of  $\frac{1}{2}$  ton an amount not to exceed 25¢ may be added to one-half of the ton price.

(7) On deliveries of  $\frac{1}{4}$  ton an amount not to exceed 50¢ may be added to  $\frac{1}{4}$  of the ton price.

(8) On sales of screenings to commercial and industrial users, a discount of 25¢ per ton shall be applied to the prices set forth in the foregoing schedule. Commercial or industrial user, for the purposes of this order, shall mean any person who purchases for use 20 or more tons of screenings per annum.

(9) Description of production and size group numbers used in section (c) (1) Price Schedule:

(1) Production and Size Group numbers applicable to coals produced in District 14 (Arkansas and Oklahoma):

Production group:

- 1----- All mines in Pope County and the Spadra Field of Johnson County, Ark.
- 2----- All mines in the Denning-Coal Hill and Altus Fields of Johnson and Franklin Counties, Ark.
- 3----- All mines in the Paris Basin of Logan and Franklin Counties, Ark.
- 5----- All mines in Sebastian County, Ark.
- 6----- All mines in the "Panama Field" of LeFlore County, Okla.
- 7----- All mines in the "Bokoshe-Milton and McCurtain Fields" of Haskell and LeFlore Counties, Okla.
- 3, 3A----- Lump: All single-screened lump coals produced by the solid-shot or strip methods of mining.
- 4----- Lump: All single-screened lump coals produced by the machine-cutting method of mining.
- 6, 7, 8----- Grate; Furnace; Egg: All double-screened coals top size larger than 4". All double-screened coals top size larger than 3" but not exceeding 4" and bottom size larger than 2".
- 11----- Nut: All double-screened coals top size larger than  $1\frac{1}{2}$ " but not exceeding  $2\frac{1}{2}$ " and bottom size larger than  $\frac{7}{8}$ " but not exceeding  $1\frac{1}{2}$ ".
- 17----- All double-screened coals top size not exceeding  $1\frac{1}{4}$ " and bottom size not exceeding  $\frac{3}{8}$ ".

(ii) Production and size group numbers applicable to coals produced in District 15 (Missouri, Kansas and Oklahoma):

Production group:

- 1----- All mines in Cherokee, Crawford, Bourbon, and Labette Counties, Kansas; and Barton, Jasper, Dade, Cedar and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Missouri.
- 2----- All mines in Linn County, Kansas; Bates, Henry, St. Clair, and that portion of Vernon County lying north of an east and west line drawn through the town of Nevada, Missouri.

Production group—Con.

- 3----- All mines in Macon and Randolph Counties, Mo.
- 6----- All mines in Osage, Franklin, Lyon and Coffey Counties, Kans.
- 7----- All genuine McAlester Seam coal from mines in Latimer and Pittsburg Counties, Okla.
- 9----- All mines in Coal County, Oklahoma.
- 10----- All mines in McIntosh and Okmulgee Counties, Oklahoma.
- 11----- All mines in Craig, Roger, Tulsa, and Wagoner Counties, Oklahoma, and that part of Muskogee County, Oklahoma, lying north of a line drawn straight east and west across Muskogee County along the southern limits of the town of Porum, Oklahoma.

Size group:

- 1, 2, 3----- Lump; Egg: All single-screened lump coal. All double-screened egg coal top size larger than 3" and bottom size larger than  $1\frac{1}{4}$ ".
- 5----- Fancy Nut: Double-screened coals with a top size larger than 2" but not exceeding 3", bottom size larger than  $1\frac{1}{4}$ ".
- 6----- Standard Nut: Double-screened coals with a top size larger than 2" but not exceeding 3", bottom size  $1\frac{1}{4}$ " and smaller.
- 7----- No. 2 Nut: Double-screened coals with a top size larger than  $1\frac{1}{4}$ " but not exceeding 2".
- 8----- Chestnut: Double-screened coals with a top size  $1\frac{1}{4}$ " and smaller, bottom size larger than  $\frac{3}{8}$ ".
- 11----- Special Stoker: Double-screened coals with a top size  $1\frac{1}{4}$ " and smaller, bottom size larger than  $\frac{1}{4}$ " but not exceeding  $\frac{3}{8}$ ".
- 13----- Washed Screenings: All washed screenings top size not exceeding  $1\frac{1}{4}$ " x 0.

(d) *Service charges.* (1) Below and as a part of this section (d) is a schedule that sets forth maximum prices which may be charged by dealers for special services rendered in connection with all sales under the preceding section (c). These charges may be made only if the buyer requests such services of the dealer and only when the dealer renders the service.

(i) A service charge not to exceed \$1.00 per ton may be charged for a "carry in" service. A "carry in" service means the service of carrying in solid fuel from the curb or point nearest and most accessible to the buyer's bin or storage space to the buyer's fuel bin window. This service does not include the service of carrying fuel up or down stairs.

(ii) A service charge not to exceed \$.50 per ton may be charged for a "wheel in" service. A "wheel in" service means the service of wheeling in solid fuel from the curb or point nearest and most accessible to the buyer's bin or storage space to the buyer's fuel bin window. This service does not include the service of carrying fuel up or down stairs.

(e) *Transportation tax: Kansas State sales tax—*(1) *The transportation tax.* Only the transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maxi-

mum prices set out by this order provided the dealer states it separately from the price of the fuel and lists it separately on any sales slip or receipt given the buyer. This tax need not be stated separately on sales to the United States or any agency thereof, the State Government or any political subdivision thereof (See § 1340.265 (b) of Revised Maximum Price Regulation No. 122). No part of this tax may be collected in addition to maximum prices on sales of  $\frac{1}{4}$  ton or lesser quantities.

(2) *The Kansas State sales tax.* The seller may add to the prices listed in the schedule in section (c) the sales tax required to be collected by the laws of the State of Kansas. This tax shall be separately stated in the dealer's invoice, sales slip or receipt.

(f) *Addition of increase in supplier's prices prohibited.* (1) The maximum prices set out 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 hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(g) *Power to amend or revoke.* (1) The Price Administrator or the Regional Administrator of Region V may amend, revoke, or rescind this order, or any provisions thereof, at any time.

(h) *Petitions for amendment.* (1) Any person seeking an amendment to this order may file a petition for amendment in accordance with Revised Procedural Regulation No. 1 except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *License.* (1) Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72. This provides in brief that a license is required of all persons selling at retail commodities for which maximum prices are established. A license may be suspended for violation in connection with the sale of any commodity for which maximum prices are established. If a dealer's license is suspended, he may not sell any such commodity during the period of suspension.

(j) *Sales slips and receipts; Records.* (1) Every person 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 the Emergency Price Control Act of 1942, as amended, remains in effect, 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 provisions of this section shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

(k) *Posting of maximum prices.* (1) Each dealer subject to this order shall post all of the maximum prices set by it for all 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.

(1) *Enforcement.* (1) Persons violating any provisions 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 Wichita, Kansas District Office of the Office of Price Administration.

(m) *Definitions and explanations.* (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," "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 to any mine, a coke oven or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but if this is unfeasible, because of the absence of a regular driveway free from all foreign matter which might damage trucks and tires, then direct delivery means discharging the solid fuel from the seller's truck directly at the street curb or at the point nearest and most accessible to the buyer's bin or storage space.

(5) "Production group," "price group" and their plurals, as used in this order, refer to the production groups and/or price groups within each producing district as established by the former Bituminous Coal Division of the Department of the Interior and incorporated and/or modified in Maximum Price Regulation No. 120 by the Office of Price Administration.

(6) "District No." refers to the geographical bituminous coal producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, as they have been modified by the Bituminous Coal Division and as in effect at midnight, August 23, 1943.

(7) "High volatile bituminous coal" means coal produced in the high volatile sections of the producing districts specified in this order.

(8) "Low volatile bituminous coal" means coal produced in the low volatile sections of the producing districts specified in this order.

(9) "Solid fuel" or "solid fuels" means all solid fuel except wood and wood products, including all kinds of anthracite and semi-anthracite; bituminous and semibituminous and cannel coal; lignite; all coke, including low temperature coke (except by-product foundry and blast furnace coke, and beehive oven furnace coke produced in the State of Pennsylvania); briquettes made from coke or coal; and pea coal used for foundry facings.

(10) "Egg, stove, nut," etc. sizes of bituminous coal refer to the sizes of such coal as prepared at the mine in accordance with the applicable minimum price schedules promulgated by the Bituminous Coal Division of the United States Department of the Interior and in effect (or established) as of midnight, August 23, 1943, or as since modified in maximum price schedules issued under MPR 120 by the Office of Price Administration.

Where the producer price schedules do not make specific mention of any size designated in this order, such size designations shall refer to the sizes of bituminous coal sold as such in the Topeka area during December, 1941.

(11) "Machine-cut coal" is coal produced from an underground mine which is cut mechanically by the use of a "cutting machine" before the coal is dislodged for loading either by hand or by mechanical means.

(12) "Deep mine" or "underground mine" means a mine from which the coal is taken only from underground seams from which the overburden is not removed, and does not include a mine from which coal is taken by the stripping method.

(13) "Strip mine" means a mine producing coal by the stripping method and taking its entire production from the ground after removing all overburden.

(14) "Arkansas anthracite," as used in this order, is coal whose analysis and non-cooking characteristics are similar to anthracite produced in the Pennsylvania fields.

(15) Except as otherwise specifically provided herein, or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Maximum Price Regulation No. 122, as amended, shall apply to the terms used herein.

(a) *Effect of this order on Revised Maximum Price Regulation No. 122.* (1) To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

(2) This Order No. G-3 shall become effective the 1st day of May, 1944.

NOTE: The provisions in this order which require approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942 have been approved by the Bureau of the Budget.

(56 Stat. 23, 765, Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

NOTE: Collated to include Amendments 1 through 9, this 15th day of January 1946.

Issued this the 24th day of April 1944.

J. BRYAN MILLER,  
Acting Regional Administrator.

[F. R. Doc. 46-1357; Filed, Jan. 24, 1946; 12:31 p. m.]

[Region V Order G-30 Under RMPR 251]

CONSTRUCTION SERVICES AND SALES OF INSTALLED BUILDING MATERIALS AND PLUMBING SERVICES IN SEDGWICK COUNTY, KANS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *What this order does.* Except as hereinafter provided this order establishes maximum prices for all sales of plumbing services and all sales of plumbing fixtures and materials on an installed basis when sold in the geographical area comprising the County of Sedgwick, Kansas.

(b) *Exception—(1) Jobs which exceed \$250.00.* If the maximum price for any job covered by this regulation computed pursuant to the provisions of section 7 of Revised Maximum Price Regulation No. 251 exceeds \$250.00, such job shall be exempt from this order and the maximum price therefor must be determined pursuant to the provisions of Revised Maximum Price Regulation No. 251.

(c) *Maximum prices.* Maximum prices for plumbing services covered by this order shall be the sum of a charge based on the hourly wage rate computed in accordance with the provisions of subparagraph (1) below, plus the maximum price of fixtures, materials and specialties and sub-contracted work, and maximum charges for power driven equipment, as provided in subparagraphs (2) and (3) below.

(1) *Maximum hourly service rate.* The maximum hourly service rates established by this order shall be determined as follows:

(i) Maximum hourly rates for plumbing services supplied during all hours except where employes are paid at overtime rates:

Where authorized hourly wage rate paid employee is:	Maximum hourly service charge
\$1.625 and over.....	\$2.25
\$1.50 to but not including \$1.625....	2.10
\$1.25 to but not including \$1.50....	1.80
\$0.85 to but not including \$1.25....	1.50
Less than 85¢.....	1.25

(ii) If plumbing services are supplied at the specific request of a customer during hours for which employes are paid either time and a half or double time, the maximum hourly service rate set

forth in (1) (i) may be increased by 50% where time and one half is paid and 100% where double time is paid.

(iii) *Power driven equipment.* If power driven equipment other than trucks or vehicles is used in supplying commodities or services subject to this order a charge for the use of this specialized power driven equipment may be made not in excess of the legal charge determined in accordance with the provisions of section 6 of Revised Maximum Price Regulation No. 251.

No additional charges may be made for rental or use of equipment or for fees except as otherwise specified in this order.

(2) *Maximum prices for fixtures and material.* (i) Maximum prices for fixtures and materials shall be computed by adding to the legal cost of such materials or fixtures delivered to seller's shop or storeroom a markup of 40% on fixtures and 40% on materials.

(ii) The maximum price for any plumbing specialty item for which a charge of \$5.00 or less is made shall not exceed the seller's present legally established maximum price determined under the applicable price regulation. Any other specialty item must be priced in the same manner as materials.

(3) A plumbing contractor who actually supplies commodities and services in connection with a plumbing job subject to this order, and who subcontracts a part of the job, shall compute his maximum charge for the work subcontracted by adding to the amount paid to the subcontractor (not to exceed the subcontractor's legal maximum price determined under this order) a markup of 15%.

(4) *Minimum charges.* The following minimum labor service charge may be made for any job covered by this order:

(i) \$2.10 or

(ii) The amount which the seller is authorized to charge for one hour of journeyman's services as provided for in this order.

(5) *Sales at a guaranteed price.* A seller may offer to supply plumbing services covered by this order on the basis of a guaranteed price, the seller agreeing to charge a fixed amount: *Provided, however,* That the price charged may not exceed the maximum price determined and established by this order.

(d) *Special pricing practices to be used in computing maximum prices—*

(1) *Measurement of hours.* The number of hours to be charged against any job shall be counted from the time the workman leaves the shop or the previous job (whichever is later) until he completes the job if he proceeds to another job or until he returns to the shop if he proceeds there directly. The hours for which charges are made shall not exceed those shown in the seller's pay-roll records nor those shown in records which paragraph (g) of this order requires the seller to keep.

(2) Hourly service rates for a plumber's team, consisting, for example, of one or more journeyman plumbers and/or one or more helpers, apprentices, or laborers shall not exceed the sum of the maximum services charges as computed

for the individual workman comprising the team.

(3) A journeyman or master plumber, owning his own establishment shall compute his maximum hourly service rate for plumbing services actually performed and supplied by him, as follows:

(i) An hourly service charge of \$2.10 per hour, or

(ii) The hourly service charge which he is authorized to charge for journeyman services as established in paragraphs (c) (1) (i) and (c) (1) (ii).

(e) *Definitions.* (1) "Plumbing" as used in this order, includes all services performed by plumbers or plumbing establishments in the installation, maintenance, and repair of materials and fixtures used in providing means for control of the supply and distribution of water and gas, for reception and removal of waste or surplus water and sewage, and for the heating of buildings by the use of furnaces.

(2) "Fixtures" include such plumbing facilities as bath-tubs, lavatories, commodes, hot water tanks, water heaters, floor furnaces, stokers and all other plumbing appliances except those defined below as "Materials" or "Specialties."

(3) "Plumbing Specialties" include small items used in the repair of plumbing fixtures which are generally not obtainable from general plumbing supply houses and which are known to the trade as plumbing specialties. The term includes items such as washers, flush valves, float balls and trip levers and other items, except those defined below as materials.

(4) "Materials" include all items used in the installation or repair of plumbing fixtures except fixtures and plumbing specialties which are necessary for the installation, maintenance or repair of plumbing facilities, including but not limited to all pipe, pipe fittings and lead.

(5) "Wage rates" mean the hourly wage rates in effect on October 3, 1942, or hourly wage rates which have been established or authorized subsequently by proper governmental agencies.

(6) The term "journeyman plumber" refers to a person licensed by any municipal authority to perform plumbing services as a journeyman plumber.

(7) The term "master plumber" refers to a person duly licensed by a municipal authority as a master plumber.

(8) "Hourly service rate" means the hourly rate charged to the customer for each hour of labor expended in the performance of a plumbing job.

(f) *Filing and reporting of maximum prices.* Every person selling or offering to sell the services covered by this order in Sedgwick County, Kansas, shall within 15 days after the effective date of this order or, in the case of new sellers, within 3 days after first offering to sell such services, file with the Industrial Materials Section of the Wichita, Kansas, District Office of the Office of Price Administration the following information:

(1) For plumbing jobs of \$250.00 or less which are subject to this order.

(i) His legal authorized or approved straight time hourly wage rate in effect at the date of filing for each class of workman employed in the supply of plumbing services.

(ii) His maximum hourly service rate for each class of workman determined in accordance with the pricing provisions of this order.

(iii) His legally established maximum prices and description of 30 plumbing specialty items which are most frequently used by him in performing plumbing services: *Provided, however,* This list shall not contain any items which sell for more than \$7.00 and should contain a representative group of specialty items selling for less than 50¢ and for more than 50¢, but less than \$5.00.

(iv) Where the seller uses power driven equipment, as the term is used in this regulation, a description of such equipment and the maximum rate which the seller charges computed in accordance with the provisions of this order.

(2) For jobs which exceed \$250.00 and which are excepted from this order by section (b) (1).

(i) His over-all percentage mark-up which he applies to the sum of the cost of labor, fixtures, materials and specialties.

(ii) His percentage markup which he applies to his total cost of work subcontracted.

(g) *Record keeping, sales slips and notification to purchasers.* Every person making sales subject to this order must keep a record showing the time spent by his employes on any job involving plumbing services and of the wage rate for each such employee. Such records shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration. Every person subject to this order shall furnish to each purchaser of plumbing services covered by this order a sales slip or invoice showing the amount charged for labor, materials, fixtures, specialties, and charges for work subcontracted, and for power driven equipment. If the invoice or sales slip includes charges for services or commodities not priced under this order, such services or commodities must be described and the charges therefor stated separately. This invoice or sales slip must contain a statement that the prices charged do not exceed maximum prices established by this Order No. G-30. Duplicates of such invoices or such sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration.

(h) *The effect of this order with reference to other regulations.* This order supersedes sections 6, 7 and 8 (a) and (b) of Revised Maximum Price Regulation No. 251 with respect to plumbing services subject to this order when supplied in the described areas, except where it is otherwise provided herein.

(i) This order may be revoked or amended at any time, either by a specific action on the part of the Regional Administrator, Region V, or the issuance of any price regulation or amendment by the Price Administrator, the provisions of which are contrary hereto.

(j) Lower than maximum prices may be charged, paid, or received.

This order shall be effective January 25, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9240; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 15th day of January 1946.

J. BRYAN MILLER,  
Acting Regional Administrator.

[F. R. Doc. 46-1358; Filed, Jan. 24, 1946; 12:32 p. m.]

[Region VI Order G-30 Under RMPR 122]

BITUMINOUS COAL IN CHICAGO REGION

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, as amended, and for reasons stated in an opinion issued herewith, it is ordered:

(a) *What this order does.* This order adjusts the maximum prices for the sale by dealers of bituminous coal, Size Groups Nos. 1 to 13, inclusive, and Size Group No. 17, produced in Production Group No. 1, 1A and 1B of District No. 14 by all methods of mining. The adjustment applies only to the above dealers whose maximum prices for the sale of such solid fuels are now established under area pricing orders of Region VI of the Office of Price Administration.

(b) *Geographical applicability.* This order applies to all sales in which the buyer receives physical delivery within the areas covered by each area pricing order in Region VI, which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(c) *Price adjustments.* Dealers whose maximum prices for the sale of solid fuel are established by any of Region VI Order Nos. G-1 to G-16 under Revised Maximum Price Regulation No. 122, as amended, and appendices thereto, and any other Region VI area pricing orders issued under that regulation, are hereby permitted to increase their maximum prices of bituminous coal, Size Groups Nos. 1 to 13, inclusive, and Size Group No. 17, produced in Production Group No. 1, 1A and 1B of District No. 14, by all methods of mining, by not more than 55¢ per net ton.

(d) This Order No. G-30 shall remain in effect in each area covered by a Region VI area pricing order until such areas order is amended to reflect the price increase permitted herein and to supersede this Order No. G-30.

(e) *Effect of order on Revised Maximum Price Regulation No. 122.* Insofar as any provision of this order may be inconsistent with the provisions of Revised Maximum Price Regulation No. 122, as amended, the provision contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122, as amended, shall remain in full force and effect.

(f) This order may be revoked, amended, or modified at any time.

This Order No. G-30 shall become effective retroactively as of December 14, 1945.

Issued this 14th day of January 1946.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 46-1353; Filed, Jan. 24, 1946; 12:30 a. m.]

[Region VII Order G-2 Under Supp. Service Reg. 47 to RMPR 165]

RETAIL SHOE REPAIR SERVICES IN COLORADO

Order No. G-2 under Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165; retail shoe repair services in the State of Colorado; Docket No. 7-SSR 47-680 (a)-2.

For the reasons set forth in an opinion, issued simultaneously herewith, and under the authority vested in the Regional Administrator by § 1499.680 (a) of Supplementary Service Regulation 47 to Revised Maximum Price Regulation No. 165, it is ordered:

SECTION 1. *Retail shoe repair services in the State of Colorado—(a) Maximum prices.* On and after January 2, 1946, and notwithstanding the pricing provisions of Revised Maximum Price Regulation 165, and regardless of any previous regulation, order (including an order authorizing a price adjustment), or approval, no seller in the State of Colorado of the retail shoe repair services listed in Table 1 below shall charge prices higher than the maximum prices set forth in said Table 1 for such services.

TABLE 1—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN THE STATE OF COLORADO

	Men's shoes and boys' shoes larger than size 3 1/2	Boys' shoes sizes 13 1/2 through 3 1/2	Women's shoes and girls' shoes larger than size 13	Children's shoes smaller than size 13 1/2
<i>Leather half-sole services</i>				
Men's and boys' 4 inch or lighter leather or equal	Per pair \$1.25	Per pair \$1.00		
Men's and boys' with 4 1/2 inch or heavier leather or equal	1.80	1.25		
Women's, girls' and children's nailed, in all weights of leather			\$1.00	\$0.95
Women's, girls' and children's sewed, in all weights of leather			1.25	1.00
Women's, girls' and children's cemented, in all weights of leather			1.35	1.10
<i>Leather full sole services, sewed</i>				
Men's and boys' 4 inch or lighter leather or equal	2.25	2.00		
Men's and boys' with 4 1/2 to 5 1/2 inch leather or equal	2.50	2.25		
Men's and boys' with 6 inch or heavier or equal	2.75	2.50		
Women's, girls' or children's in all weights of leather			2.60	2.00
<i>Additional charges in the following amounts may be added for</i>				
Premium leather—which must be stamped with one of the following terms: Prime, Fine, S. B. Prime, X-Fine, Extra-Fine, X-Prime, Y-Fine, Prime-F, Fine-F, Prime-X, Fine-E, Government Selection, Military Selection, or Army Selection	.25	.25	.15	.15

TABLE 1—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN THE STATE OF COLORADO—Continued

	Men's shoes and boys' shoes larger than size 3 1/2	Boys' shoes sizes 13 1/2 through 3 1/2	Women's shoes and girls' shoes larger than size 13	Children's shoes smaller than size 13 1/2
<i>Additional charges in the following amounts may be added for—Continued.</i>				
(When an additional charge is made for premium leather, the seller must give sales slip, or otherwise identify by a special marker, denoting that a premium grade leather has been used in a half-sole service.)				
Men's and large boys' finished leather half-soles wider than 4 1/2 linear inches, measured any place on the sole at right angles to the length; or longer than 6 1/2 linear inches, measured from the center of the shank to the center of the toe; or both	Per pair \$0.25			
Women's and girls' finished leather half-soles wider than 3 3/8 linear inches, measured any place on the sole at right angles to the length; or longer than 6 1/2 linear inches, measured from the center of the shank to the center of the toe; or both			\$0.15	
<i>Composition, rubber, or fiber half-sole services</i>				
Competitive grade, 10 1/2 iron	1.15	\$0.90	.90	\$0.75
Standard grade, 10 1/2 iron	1.25	1.00	1.00	.85
Super grade, 10 1/2 iron	1.35	1.10	1.10	.95
Flat cord grade, 10 1/2 iron	1.45	1.20	1.20	1.05
Cord-on-end and cord insert grades, 10 1/2 iron	1.55	1.30	1.30	1.10
NOTE. Deductions in the following amounts must be made for 9 iron	.10	.10	None	.10
<i>Additional charges in the following amounts may be made for</i>				
Heavy (12 iron) in above grades	.10	.10	.10	.10
Extra heavy (14 iron) in above grades	.20	None	None	None
Size 12 tap, or larger in above grades	.15	.15	.15	.15
Brown in above grade	.15	.15	.15	.15
Full soles in above grades	.65	.55	.50	.40
<i>Compo-dress half-sole services</i>				
Group "A" grades, half-soles men's and boys'	1.75	1.50		
Women's, girls' and children's			1.15	1.10
Nailed			1.40	1.15
Sewed			1.50	1.25
Cemented				
<i>Leather heel services</i>				
Large—broad, low type; one full lift, with or without block, wedge, or skiving, equal to one lift	.65	.50	.50	.40
Medium—Cuban type; one full lift			.40	.35
Small—spike type; one full lift			.30	
<i>Additional charges in the following amounts may be added for leveling women's covered heels</i>				
Prices for leather heels services not listed above are the maximum prices charged by the seller in March 1942.			.10	
<i>Leather toe tip services</i>				
Nailed	.50	.40	.35	.35
Sewed	.55	.45	.40	.35
Cemented	.60	.50	.45	.45

SEC. 2. *Definitions.* (a) The definitions set forth in paragraph (h) of

Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165 also apply to this order except insofar as modified herein below.

(b) "Half-sole service" means the attachment of all half-soles to footwear as defined in paragraph (c) of this section, regardless of the method used. The term includes all operations, materials and preparatory services for a half-sole job including the following for which no additional charges may be made: replacing and renewing all filler material and friction strips; repairing or replacing only a part of an innersole; repositioning loosened covered arch support; reseating or tightening shank piece; attaching a loose welt by tacking; re-attaching an upper pulled loose from a non-welt shoe; patching upper at the sole line, when not in the toe box area; re-attaching any loose portion of a sole in the shank area; picking stitches; any bottom finish; invisible shank; re-attaching loose heel breasting; re-setting old sock lining; treating of leather.

The following shall not be considered parts of a half-sole service; repairing or replacing Goodyear Welt; or attaching a pulled loose welt by sewing; inserting a new full innersole; repairing a broken shank piece, or inserting a new shank piece; repairing or replacing toe box.

(c) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, and any other types of footwear specified in this order. The term does not include the special repair services required for occupational footwear, such as cowboys' boots, loggers' shoes, safety shoes, etc.

(d) "Group 'A' Grades" half-soles means Neolite Brand soles manufactured by Goodyear Tire and Rubber Company, and Panolene manufactured by Panther-Panco Rubber Company.

SEC. 3. *Applicability of other regulations.* Except as herein provided to the contrary all provisions of Supplementary Service Regulation No. 47 and Revised Maximum Price Regulation No. 165 shall apply to all persons who supply the service of repairing shoes at retail. Shoe repair services which are not listed in this order remain subject to the provisions of Revised Maximum Price Regulation No. 165 (Services) and Maximum Price Regulation 200 (Rubber heels and soles in the shoe repair trade) whichever is applicable.

SEC. 4. *Posting.* Every person who supplies the service of shoe repairing at retail in the State of Colorado shall, within fifteen days after the issuance of this order, post at his place of business, in a location plainly visible to his customers, a poster, to be supplied by the Office of Price Administration, setting forth the maximum prices established by this order.

SEC. 5. *Revocation.* On and after the effective date of this order, Order No. G-1 entitled "Retail Shoe Repair Services in Colorado Springs, Colorado Area" is revoked.

This order may be amended, modified or revoked at any time by the Regional Administrator of Region VII.

This order shall become effective on the 28 day of January 1946.

Issued this 14th day of December 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-1348; Filed, Jan. 24, 1946;  
12:28 p. m.]

[Region VII Order G-4 Under Supp. Service  
Reg. 43 to RMPR 165]

TURKEYS IN IDAHO AND MALHEUR COUNTY,  
OREG.

Order No. G-4 under § 1499.676 (b) of Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation 165; custom dressing of turkeys; Docket No. 7-SSR 43-676 (b)-4.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.676 (b) of Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation 165, *It is hereby ordered:*

(a) The maximum price for the service of custom processing live turkeys in all that part of the State of Idaho lying south of the southern boundary of Idaho County, and the county of Malheur in the State of Oregon, shall be as follows:

(1) For the service of "kill and haul" 2.8¢ per pound of the chilled dressed weight when computed on a chilled weight basis, and 2.8¢ per pound, minus 1% of the hot weight when computed on a hot weight basis.

(2) For the service of dressing turkeys in "boxed" form, 3.8¢ per pound net dressed chilled weight.

(3) Whenever the live turkeys are hauled or assembled by or at the expense of the owner and not by the processor a deduction of 0.8¢ shall be made from the price set out in subparagraph (1) or subparagraph (2) hereof, whichever is applicable.

(b) *Definitions.* (1) The service of custom processing means the service of converting live turkeys into dressed form for the owner of the turkeys.

(2) The service of dressing turkeys in "boxed" form means the service of assembling and hauling, killing, bleeding, plucking, chilling, grading, head wrapping and boxing of turkeys.

(3) The service of "kill and haul" processing of turkeys means all or any parts of the service of assembling and hauling, killing, bleeding, plucking, chilling, grading and head wrapping of turkeys.

(c) This order shall not apply to any processor of turkeys who dresses turkeys for individuals for their own consumption and not for resale.

(d) This order may be revoked, amended, or corrected at any time.

(e) This order shall become effective January 1, 1946, and shall remain in effect for ninety days from the said date.

Issued this 14th day of January 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-1347; Filed, Jan. 24, 1946;  
12:27 p. m.]

[Region VII Order G-3 Under Supp. Service  
Reg. 43 to RMPR 165]

TURKEYS IN UTAH

Order No. G-3 Under § 1499.676 (b) of Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation 165; custom dressing of turkeys; Docket No. 7-SSR 43-676 (b)-3.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.676 (b) of Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation 165; *It is hereby ordered:*

(a) The maximum price for the service of custom processing live turkeys in the State of Utah shall be as follows:

(1) For the service of "kill and haul" 2.8¢ per pound of the chilled dressed weight when computed on a chilled weight basis, and 2.8¢ per pound, minus 1% of the hot weight when computed on a hot weight basis.

(2) For the service of dressing turkeys in "boxed" form, 3.8¢ per pound net dressed chilled weight.

(3) Whenever the live turkeys are hauled or assembled by or at the expense of the owner and not by the processor a deduction of 0.8¢ shall be made from the price set out in subparagraph (1) or subparagraph (2) hereof, whichever is applicable.

(b) *Definitions.* (1) The service of custom processing means the service of converting live turkeys into dressed form for the owner of the turkeys.

(2) The service of dressing turkeys in "boxed" form means the service of assembling and hauling, killing, bleeding, plucking, chilling, grading, head wrapping and boxing of turkeys.

(3) The service of "kill and haul" processing of turkeys means all or any parts of the service of assembling and hauling, killing, bleeding, plucking, chilling, grading and head wrapping of turkeys.

(c) This order shall not apply to any processor of turkeys who dresses turkeys for individuals for their own consumption and not for resale.

(d) This order may be revoked, amended, or corrected at any time.

(e) This order shall become effective January 1, 1946, and shall remain in effect for ninety days from the said date.

Issued this 14th day of January 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-1346; Filed, Jan. 24, 1946;  
12:27 p. m.]

[Region VII Order G-20 Under RMPR 251]

RE-SIDING MATERIALS ON AN INSTALLED  
BASIS IN SALT LAKE CITY, UTAH, DIS-  
TRICT

Order No. G-20 under revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Docket No. 7-251-9-22.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register,



and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

**SECTION 1. What this order does.** (a) This order fixes maximum prices for all sales of re-siding materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, together with the services required to incorporate such materials into the structure or structures and the re-siding accessories and extra charges permissible in connection with the installation, whether or not such sales or services are made as a part of a general contract.

(b) The provisions of sections 8 and 9 of this order shall apply to all sellers of re-siding materials on an installed basis into any type of structure, together with the services, accessories, and extra charges involved.

(c) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings, but does not include hotels.

(d) The term "re-siding materials" means any material used for re-siding a residential structure in whole or in part, including but not limited to types of siding used such as asbestos-cement shingles and composition siding materials such as insulated brick or stone and roll brick siding, but does not include materials covered by Revised Maximum Price Regulation No. 215, such as lap siding, drop siding, wood shingles, and similar materials.

**SEC. 2. Geographical applicability.** This Order No. G-20 applies only to the Salt Lake City District which includes all counties in the State of Utah, and the north 5% of Coconino County, Arizona, the north 5% of Mohave County, Arizona, and all of Franklin County, Idaho.

**SEC. 3. Relationship of this order to Revised Maximum Price Regulation No. 251.** This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order and any maximum prices for such sales heretofore approved by the Regional Administrator of Region VII or by the District Director of the Salt Lake City District under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby revoked. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

**SEC. 4. Maximum prices for sales of re-siding materials and accessories on an installed basis.** The maximum prices for sales covered by this order shall be as shown in Table I and Table II. Table

I covers prices for re-siding materials on an installed basis and Table II covers prices for re-siding accessories and other items for which extra charges may be made.

(A) TABLE I—INSTALLED RE-SIDING PRICES

	Per square
Asbestos-cement siding: Standard surface hardness, and extra hard surface, white or standard colors, 12" x 24", 12" x 27", 8½" x 9", or 9½" x 22" or 24" -----	\$26.00
Asphalt siding: Insulated brick, 14¾" x 43¾", 13¾" x 43¾" or 14" x 43" -----	30.00
Roll brick -----	14.00
The above prices include nails, caulking, joint strips, and one bundle of lath.	

(B) TABLE II—INSTALLED RE-SIDING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

- (1) Corner pieces for asphalt brick re-siding: 35¢ per ft.
- (2) Preformed corners on roll brick re-siding: 25¢ per ft.
- (3) Soldier course on insulated brick: 15¢ per ft.
- (4) Soldier course on roll brick: 10¢ per ft.
- (5) Zinc corner bead: 15¢ per ft.
- (6) Lath (400 ft. per bundle) after first bundle; \$4.00 per bundle.
- (7) 15 lb. felt: \$1.50 per square.
- (8) 30 lb. felt and smooth surface rolls: \$2.50 per square.
- (9) 35 lb. felt smooth surface rolls in 12" width: \$3.00 per square.
- (10) Euilding paper (rosin sized): \$1.00 per square.
- (11) Moulding (quarter round to ¾" and band up to 1½"); 5¢ per ft.
- (12) Rabitted mouldings: 14¢ per ft.
- (13) Backer board: \$4.50 per square.
- (14) All shingles above the second floor ceiling, extra charge: \$3.00 per square.
- (15) Applying shingles to the second floor when the first floor is not covered, extra charge: \$2.00 per square.
- (16) No additional charges for transportation may be made within a distance of five miles from the corporate limits of the city where the seller's place of business is located. However, an additional charge of 10¢ per square for each mile thereafter may be made, provided the total additions permitted by this sub-paragraph may not exceed \$1.00 per square.
- (17) Where the re-siding job is performed at a distance of more than 40 miles from the corporate limits of the city where the seller's place of business is located, the seller may include any additional transportation charges actually incurred for transporting the re-siding materials from said city to the site of the job but not to exceed the lowest common carrier freight charges therefor.
- (18) A charge of \$5.00 per day may be made for each workman on a re-siding job when he is required to remain overnight out of the city to complete such job.
- (19) For any re-siding job requiring less than 5 squares, an additional charge of \$2.00 per square may be made.

**SEC. 5. Guaranteed price.** A seller may sell a re-siding job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the requirements of this order.

**SEC. 6. Related and incidental construction work.** If on any re-siding job, any installed building materials are furnished or any construction services performed by the seller for which specific

maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

**SEC. 7. Measurements.** It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary more than 10% from the maximum price computed under the terms of this order, on the basis of the actual measurement.

**SEC. 8. Notification.** (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

- (1) The names and addresses of the seller and purchaser.
- (2) The location of the job.
- (3) The date the job was completed.
- (4) A description of the work performed and the total charged for the job, together with an itemized statement of the accessories and other items included in Table II of section 4 of this order for which an extra charge was made, and the quantities and price of each and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the number of squares, the prices charged per square of re-siding materials installed, together with an itemized statement of the accessories and other items included in Table II of section 4 of this order for which an extra charge was made, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 6 of this order.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

**SEC. 9. Records.** Each seller must keep and retain at his principal place of business records concerning each sale covered by this order, showing the following:

- (1) The name and address of the purchaser.
  - (2) The location of the job.
  - (3) A copy of any and all contracts pertaining to each sale.
  - (4) The date the job was completed.
- (c) A description of the re-siding materials and services involved.

(6) The number of squares and the price charged per square of re-siding materials.

(7) A list of all accessories and other items included in Table II of section 4 of this order, for which an extra charge may be made, showing the quantity and price of each.

(8) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

**SEC. 10. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell re-siding materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

**SEC. 11. Evasions.** (a) Any practice, scheme or device which results in a higher price to the purchaser of re-siding materials on an installed basis than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the re-siding materials on an installed basis covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of a re-siding job, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme, or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or any other consideration whatsoever in addition to the maximum prices established in this order for the sale of any re-siding materials on an installed basis.

**SEC. 12. Less than maximum prices.** Prices lower than the maximum prices for sales covered by this order, may, of course, be charged and paid.

**SEC. 13. Licensing.** The provisions of Licensing Order No. 1, licensing all per-

sons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 14. Revocation or amendment.** This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-20 shall become effective December 27, 1945.

Issued this 17th day of December 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-1350; Filed, Jan. 24, 1946; 12:23 p. m.]

Operator	Subdistrict	Index No.	Size groups	Amount	Effective date
(1) Colony Coal Co.—Peacock.....	2	18	1 through 7.....	Cents 35	Nov. 29, 1945
			8.....	45	Nov. 29, 1945
			9 through 12.....	35	Nov. 29, 1945
			13.....	55	Nov. 29, 1945
			14 through 16.....	70	Nov. 29, 1945

**2. Effective date.** This Amendment No. 12 shall become effective on the 1st day of January 1946.

Issued this 1st day of January 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-1345; Filed, Jan. 24, 1946; 12:27 p. m.]

[Region VII Order G-22 Under RMPR 251]

#### INSTALLED INSULATION IN MONTANA

Order No. G-22 under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Docket No. 7-251-9-25.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by Section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

**SECTION 1. What this order does.** (a) This order fixes maximum prices for sales of installed insulation by any person, hereinafter called the seller, to any person, hereinafter called the purchaser, in connection with a building, structure or construction project at a fixed site.

(b) **Definitions.** As used in this order, the term:

(1) "Insulation" means any material used to retain or exclude heat, including but not limited to mineral wool, both nodulated and loose, expanded mica and other mineralized materials, other loose materials such as ground newsprint paper, wrapping paper and corrugated boxes and all types of batts and blanket insulation such as those containing min-

[Region VII 3d Rev. Order G-24 Under RMPR 122, Amdt. 12]

#### SOLID FUELS IN DENVER REGION

Third Revised Order No. G-24 under Revised Maximum Price Regulation No. 122, Amendment No. 12. Sold fuels sold and delivered by dealers. Adjustment of specific maximum prices of dealers in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 120. Docket No. 7-122-260-14.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 12 is issued.

1. Subparagraph (1) of Part II, Mines in District 19, as heretofore amended by Amendment No. 4, is hereby further amended to read as follows:

eral wool, cotton, spun glass, and balsam wool.

(2) "Sale of installed insulation" means a transaction in which the seller furnishes "insulation" materials together with the services required to incorporate such materials into a building, structure or construction project at a fixed site. Installations may be performed by the pneumatic or blowing method, by the hand-packing method, by the use of batts and blankets or otherwise.

**SEC. 2. Geographical applicability.** This Order No. G22 applies only to the State of Montana.

**SEC. 3. Relationship of this order to Revised Maximum Price Regulation No. 251.** This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order and any maximum prices for such sales heretofore approved by the Regional Administrator of Region VII or by the District Director of the Helena District under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby revoked. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to sales covered by this order.

**SEC. 4. Maximum prices of installed insulation and extra work for which charges may be made—**(a) *Installed insulation.* The maximum prices for the sale of installed insulation covered by this order shall be as shown in categories (1) to (29), inclusive, below. (The drawings referred to are attached to this order and are made a part hereof.)<sup>1</sup>

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

Categories	Maximum prices per square foot of area				
	Table 1	Table 2	Table 3	Table 4	Table 5
<b>EXPOSED CEILINGS</b>					
(1) Open attics with over 24" clearance to roof. Drawing 1.	\$0.14	\$0.12	\$0.085	\$0.11	\$0.11
(2) Under flat built up roofs (suspended ceiling): open blowing conditions. (Price includes cost of opening and closing for area). Drawing 2.	.15	.13	.09	.15	.12
<b>COVERED CEILINGS</b>					
(Prices include the cost of removing and replacing flooring)					
(3) Open attics with a single rough flooring and accessible. Drawing 3.	.15	.13	.085	.15	.12
(4) Open attics with finished single floors. Drawing 4.	.15	.13	.085	.15	.12
(5) Open attics with double floors, the top floor finished. Drawing 5.	.18	.16	.10	.18	.15
<b>FLAT CEILINGS IN CLOSED SPACES</b>					
(Prices do not include cost of opening and closing)					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or eaves which are practically flat. Drawing 6:					
(a) Unfloored.	.14	.12	.085	.14	.11
(b) Floored:					
(i) With single rough floor.	.15	.13	.085	.15	.12
(ii) With double finished floor.	.15	.13	.085	.15	.12
(iii) With double finished floor.	.16	.14	.10	.16	.13
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling. Drawing 7. Unfloored.	.14	.12	.085	.14	.11
(8) Flat built up roof type including row house construction and commercial buildings. Drawing 8.	.14	.12	.085	.14	.11
(9) Flat roof decks covered with tin, copper or canvas. Drawing 9.	.15	.13	.085	.15	.12
(10) Overhang. Drawing 10.	.15	.13	.085	.15	.12
(11) Dormer tops. Drawing 11.	.14	.12	.085	.14	.11
(12) Bay window top or bottom. Drawing 12:					
(a) Top.	.14	.12	.085	.14	.11
(b) Bottom.	.16	.14	.10	.16	.13
<b>FLOORS</b>					
(Prices do not include cost of opening and closing. Prices do not include cost of retaining material)					
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished. Drawing 13.	.16	.14	.085	.16	.13
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14.	.15	.13	.085	.15	.12
<b>FLOORS OVER UNEXCAVATED AREAS</b>					
(Prices do not include cost of retaining material)					
(15) Batts and blankets. Drawing 15.	.18	.16	.09	.18	.15
(16) 3" fill blown in over retaining material. Drawing 16.	.16	.14	.085	.16	.13

  

Categories	Maximum prices per square foot of area				
	Table 1	Table 2	Table 3	Table 4	Table 5
<b>SLOPING AREAS</b>					
(Prices do not include opening or closing)					
(17) All slopes where closed and finished on the interior side of the rafters. Drawing 17.	\$0.16	\$0.14	\$0.085	\$0.16	\$0.13
(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable. Drawing 18.	.17	.15	.09	.17	.14
(19) Open rafters and slopes. Application of batts or blankets. Drawing 19. (No retainer used).	.17	.15	.09	.17	.14
<b>KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES</b>					
(20) Interior plastered walls where no decoration is necessary except plaster patching. Drawing 20. (Price includes opening and closing of plastered walls).	.17	.15	.10	.17	.14
(21) Knee walls. Drawing 21:					
(a) Batts and blankets.	.16	.14	.085	.16	.13
(b) Blown.	.14	.12	.085	.14	.11
(22) Knee walls not accessible. Drawing 22.	.20	.18	.12	.20	.17
(23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall):					
(a) Soffits. Drawing 23.	.19	.17	.10	.19	.16
(b) Walls (Measurement of walls may be taken as rectangular from floor to ceiling).	.17	.15	.09	.17	.14
<b>EXTERIOR WALLS.</b> (Prices include cost of opening and closing)					
(24) Exterior walls with inner finish whose outer surfaces are composed of: (Drawing 24 to 30):					
(a) Wood or asphalt shingles.	.19	.17	.12	.19	.16
(b) Wood clapboard.	.24	.20	.15	.24	.21
(c) Brick or stone veneer.	.21	.20	.15	.24	.21
(d) Stucco.	.24	.20	.15	.24	.21
(e) Asbestos cement shingles.	.21	.18	.13	.22	.19
(f) Insulated brick and stone novelty siding. Drawings 25, 26 and 27. Apply the prices listed under categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish.	.22	.18	.13	.22	.19
(25) Gable and end walls without inner finish. Drawings 25, 26 and 27. (Batts or blankets)	.18	.16	.09	.18	.15
(26) Dormer cheeks and faces with inner finish. Drawings 28 and 29.	.17	.15	.12	.17	.14
(27) Dormer cheeks and faces without inner finish. Drawings 28 and 29. (Batts or blankets)	.18	.16	.09	.18	.15

NOTE: The maximum prices listed above in tables 1, 2, and 3 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 1½¢ per square foot for flat areas, 2¢ per square foot for vertical areas, and 2¢ per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1¢ per square foot. A ⅜ inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in tables 4 and 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1¢ per square foot.

Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above, is \$40 or less, the seller may make an additional charge of \$10 for the job.

(b) *Work for which extra charges may be made.* Maximum prices for certain work for which extra charges may be made are shown below in categories (1) to (13), inclusive. The work listed in categories (1) and (2) will ordinarily be done by a subcontractor but whether done by a seller or a subcontractor the purchaser of an insulation job shall not be charged more than the seller or the subcontractor as the case may be, may lawfully charge under Revised Maximum Price Regulation No. 251. When the work listed in categories (3) to (13), inclusive, is performed by a seller or a subcontractor, the seller or subcontractor shall not charge more than the prices set forth in the specific category of work done.

*Openings and closings.* An extra charge may be made for openings and closings only in those cases where openings and closings are not specifically included in the price applicable to Categories (1) to (29), inclusive, set forth in subsection (a) of this section. The extra charges for openings and closings set forth in Categories (1) to (5), inclusive, set forth below in this subsection (b) include payment for all labor and materials including that used for replacement of material where necessary.

Categories	Maximum prices	
	Man-hole size	Strip openings
(1) Metal roofs.....	(1)	(1)
(2) Plaster wall or ceiling openings and closings.....	(1)	(1)
(3) Common wood or asphalt shingles or rolled asphalt roofing.....	\$5.00	2 \$0.50
(4) Slate, tile and asbestos shingles.....	7.50	1.60
(5) Wood openings or openings through similar materials, including beaded ceilings.....		2.50
<i>Retaining materials (includes material and installation)</i>		
	Maximum prices (per square foot)	
(6) Building paper and lath, retaining surface (such as Sisalkraft).....	\$.04	
(7) Paper wall boards.....	.07	
(8) Rock lath (approximately 16" x 48").....	.07	
(9) Plaster board and insulating board.....	.11	
<i>Miscellaneous (includes materials and labor)</i>		
	Maximum prices	
(10) Insulate expansion tank.....	\$5.00.	
(11) Insulate knee wall doors with insulating board.....	\$2.50 per opening.	
(12) Louvers or ventilators (all types and sizes).....	\$5.90 each.	
(13) 2 x 4 framing lumber necessary to installation, installed.....	\$0.20 per lineal-foot.	

<sup>1</sup> Lawful price charged by a seller or a subcontractor as determined under RMPR 251.

<sup>2</sup> Per lineal foot minimum \$5.00.

<sup>3</sup> Per lineal foot minimum \$7.50.

(c) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken over-all, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors, and pent houses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may

be taken. In measuring the height of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slopes add six inches to length of clear span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles. In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

(d) *Distant installations.* The maximum prices provided in paragraph (a) of this section shall apply to all installations made within 10 miles of the seller's nearest place of business. For installations at more distant points the following additions may be made. Mileage shall be calculated to the nearest mile.

(i) For installation from 10 to 25 miles distant 1¢ per square foot.

(ii) For installations from 25 to 100 miles distant 2¢ per square foot.

(iii) For installations distant 100 miles or more 3¢ per square foot.

SEC. 5. *Guaranteed price.* A seller may sell an installed insulation job, covered by this order, on the basis of a guaranteed price but such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work.* If on any insulation job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work furnish to the purchaser a statement and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) A description of the work performed and the total charged for the installed insulation job, and a separate statement of the related and incidental construction work performed.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2) and (3) of paragraph (a) of this section, together with an itemized statement showing the number of square feet, type, thickness and unit price for each category of insulation installed, the total thereof, the area in which installed with reference to the drawing number, and any additional charges made pursuant to this order, together with a separate itemized statement of any related and inci-

dental construction work performed. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) Each seller making a sale covered by this order, shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The time the job was completed.

(5) An itemized statement showing the number of square feet, type, thickness and unit price for each category of insulation installed, the areas in which installed with reference to drawing numbers and the totals thereof.

(6) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell installed insulation covered by this order at prices higher than the maximum prices established by this order: *Provided:* That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of installed insulation than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended, and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the installed insulation covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of installed insulation, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by

any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of installed insulation.

**SEC. 11. Less than maximum prices.** Prices lower than the maximum prices for sales covered by this order, may of course, be charged and paid.

**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 order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 13. Revocation or amendment.** This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-22 shall become effective December 28, 1945.

Issued this 19th day of December 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-1342; Filed, Jan. 24, 1946; 12:26 p. m.]

[Region VII Order G-24 Under RMPR 251]

**PLUMBING SERVICES AND SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT IN MONTANA**

Order No. G-24 under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Docket No. 7-251-9-14.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by Section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

**SECTION 1. What this order does.** (a) This order fixes maximum prices of plumbing services and sales of installed plumbing materials and equipment by any person, hereinafter called the seller, to any person, hereinafter called the purchaser, in connection with a building, structure or construction project at a fixed site in the State of Montana.

(b) **Definitions.** As used in this order, the term:

(1) "Plumbing" means water, steam, gas, and oil distribution and waste removal systems in connection with a building, structure or construction project at a fixed site;

(2) "Plumbing services" means the services required to install, alter, repair, maintain or remove plumbing materials

or equipment into or from a building, structure or construction project at a fixed site;

(3) "Sales of installed plumbing materials and equipment" means a transaction in which the seller furnishes plumbing materials and equipment, together with the services required to incorporate such materials or equipment into a building, structure or a construction project at a fixed site;

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for plumbing services, made either at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case;

(5) "Labor cost" means the wage rates in effect on October 3, 1942, or the wage rates which have been subsequently approved by a Federal wage or stabilization agency, but not more than the wage rate actually paid by the seller as of the effective date of this order;

(6) "Master plumber" means any person, who, as owner or supervisor, renders plumbing services and is licensed as a master plumber under any municipal ordinance;

(7) "Journeyman plumber" means any person who renders plumbing services and who is licensed as a journeyman plumber under any municipal ordinance;

(8) "Apprentice plumber" means any person, other than a master plumber or a journeyman plumber who, as his principal occupation renders plumbing services; and

(9) "Helper", "common laborer", or "drain layer", means any person other than a master plumber, journeyman plumber or apprentice plumber who renders plumbing services.

**SEC. 2. Geographical applicability.** This Order No. G-24 applies only to the State of Montana, which for the purposes of this order is divided into three areas as follows:

**Area I.** Comprises all counties in the east and south portion of the State, namely: Beaverhead, Big Horn, Carter, Carbon, Custer, Daniels, Dawson, Fallon, Gallatin, Garfield, Golden Valley, McCone, Madison, Musselshell, Park, Petroleum, Phillips, Powder River, Prairie, Richland, Roosevelt, Rosebud, Sheridan, Stillwater, Sweet Grass, Treasure, Valley, Wheatland, Wibaux, and Yellowstone Counties.

**Area II.** Comprises the counties in the northwestern portion of Montana, namely: Blaine, Broadwater, Cascade, Chouteau, Deer Lodge, Fergus, Flathead, Glacier, Granite, Hill, Jefferson, Judith Basin, Lake, Lewis and Clark, Liberty, Lincoln, Meagher, Mineral, Missoula, Pondera, Powell, Ravalli, Sanders, Teton, and Toole.

**Area III.** Comprises the remaining county, namely: Silver Bow County.

**SEC. 3. Relationship of this order to Revised Maximum Price Regulation No. 251.** This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order, and any maximum prices for such sales heretofore approved by the Regional Administrator of Re-

gion VII or by the District Director of the Helena District under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby revoked. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to sales covered by this order.

**SEC. 4. Maximum prices of plumbing services and sales of installed plumbing materials and equipment.** The maximum prices of plumbing services covered by this order shall be a maximum labor charge, based on the hourly wage rates as set forth in sub-section I of this section, and the maximum prices for sales of installed plumbing materials and equipment covered by this order shall be the sum of the plumbing services involved and the maximum prices of the plumbing materials and equipment, as set forth in sub-section II of this section.

**I. Maximum labor charge for plumbing services.** (1) The maximum labor charge for plumbing services shall be the straight time hourly rate set forth in Column A or the labor cost per hour multiplied by the percentage in Column B, whichever is lower, as set forth in the following area tables, together with any applicable overtime:

	Column A Dollar and cent rate per hour, straight time	Column B Percent of legal labor cost
<b>AREA I</b>		
Master plumbers .....	\$2.40	150
Journeyman plumbers .....		
Helpers, apprentices .....		
Drainlayers and laborers .....	1.50	150
<b>AREA II</b>		
Master plumbers .....	2.50	160
Journeyman plumbers .....		
Helpers, apprentices .....		
Drainlayers and laborers .....	1.75	160
<b>AREA III</b>		
Master plumbers .....	3.10	150
Journeyman plumbers .....		
Apprentices and helpers .....		
Drainlayers and laborers .....	1.75	150

(2) **Measurement of hours.** The number of hours which may be charged against any plumbing job shall be counted from the time the workman leaves the seller's shop or the previous plumbing job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once each day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 9 of this order.

(3) **Overtime.** (a) When work is performed at the purchaser's request in Area I and Area II between 5 p. m. and 8 a. m. on any day from Monday to Friday, both inclusive, or at any time on Saturday, the maximum labor charge per hour for such work may not be in excess of 150% of the straight time rate authorized in

this order, except in the City of Helena, in Lewis and Clark County, and the City of Missoula, in Missoula County, in Area II, respectively, where the maximum labor charge per hour for such work may not be in excess of 200% of the straight time rate authorized in this order.

(b) When work is performed at the purchaser's request in Area III between 4 p. m. and 9 a. m. on any day from Monday to Friday, both inclusive, or at any time on Saturday; or on Sundays, legal holidays designated by the laws of the State of Montana, or on emergency night calls, in Areas I, II, and III, the maximum labor charge per hour for such work may not be in excess of 200% of the straight time rate authorized in this order.

(4) *Minimum charges.* If a plumbing job requires less than one man hour the maximum labor charge may be for one man hour. If any plumbing job takes only three hours or less of any class of labor for completion of a job, a separate charge of not more than 25¢ may be made for the use of an employer's motor vehicle in going to and from the job.

(5) *Power driven equipment.* If, during March 1942, the seller used power driven equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged during March 1942. If the seller acquired such power driven equipment thereafter but prior to the effective date of this order and thereafter established maximum price per hour for such use under the applicable maximum price regulation, he may continue to charge such established price. In either case the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 10 of this order. If a seller commences the use of power driven equipment after the effective date of this order he shall establish his maximum price per hour therefor under the applicable maximum price regulation and file such price with the Montana District Office within 10 days.

(6) *Self-employed plumber.* A self-employed plumber, who performs plumbing services himself, and is licensed under any municipal ordinance as a master plumber or a journeyman plumber, may take as his labor cost the labor cost applicable to a master plumber or a journeyman plumber, otherwise he may take as his labor cost the rate applicable to an apprentice plumber, helper or common laborer, whichever is higher.

(7) *Maximum labor charges for combination work.* The maximum labor charge for any combination of master plumber, journeyman plumber, apprentice, helper, common laborer or drain layer, may not exceed the total of the maximum hourly rates of each of the types or classes of labor for which maximum charges are provided in this order.

(8) *Out of town travel expense.* The seller who furnishes men on an out of town plumbing job shall be reimbursed to the extent of the amount he shall have to pay for travel expenses not to exceed

8¢ per mile and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expense and subsistence may not be collected unless the seller actually pays the employee such travel expenses.

(9) *Transportation.* If a seller uses his truck to transport materials, equipment, and men to and from a job beyond the city limits he may charge not more than 8¢ per mile for such travel.

II. *Maximum prices of plumbing materials and equipment.* The maximum prices which may be charged in Areas I, II, and III by any seller of plumbing materials and equipment shall not be in excess of the seller's cost plus the percentage herein specified: (The seller's cost of materials and equipment shall be deemed to be the wholesale net price lawfully charged the plumbing trade for limited quantities of such or comparable materials and equipment by established wholesale plumbing supply firms nearest his place of business, based on their published price lists, together with the actual transportation charges paid therefor by the seller but not in excess of the common carrier rate from the nearest point of supply. If the materials and equipment being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials and equipment under this Order may charge the price marked on the label in lieu of the stated percentage markup herein specified but in no event may the seller charge more than the price marked on the label).

	Percent
(1) Equipment (fixtures, hot water tanks, heaters, and similar equipment) .....	33 1/3
(2) Materials <sup>1</sup> (pipe, pipe fittings, valves, hangers, lead, and similar materials) .....	50

<sup>1</sup> Whenever the unit cost of any materials is not more than \$1.00 a markup of not more than 100% may be charged.

Where work such as drain laying, excavating, pipe covering, sheet metal ducts, and similar work is sub-contracted by a seller under this order, the seller may charge the purchaser the cost of such sub-contracted work plus a markup of not more than 10%, but the charge to the purchaser may not exceed the price which the seller may lawfully charge if he had done the work himself.

SEC. 5. *Maximum prices of plumbing services and sales of installed materials and equipment in excess of \$250.00.* The maximum prices of plumbing services and of installed plumbing materials and equipment for plumbing jobs in excess of \$250.00 shall be calculated under section 7 of Revised Maximum Price Regulation No. 251.

SEC. 6. *Guaranteed price.* A seller may sell a plumbing job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 7. *Related and incidental construction work.* If on any plumbing job, any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 8. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement, and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) A description of the work performed and the total charged for the job, including both plumbing services and sale of installed plumbing materials and equipment, and a separate statement of the related and incidental construction work performed, as provided in section 7 of this order.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in sub-paragraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for plumbing services for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the installed plumbing materials and equipment and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) Each seller making a sale covered by this order, shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The time the job was commenced and completed.

(5) A description of the plumbing services and installed plumbing materials and equipment involved, and the quantities and prices of each.

(6) The hours worked and labor charges by types and classes of labor.

(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 10. *Filing and reporting of maximum prices.* Each seller subject to this order shall, within thirty days after the effective date of this order, or in the case of new sellers within ten days after first entering business, file with the Helena District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for plumbing services for each class of workmen, as of the effective date of this order.

(2) The "labor cost", as that term is defined in section 1 (b) (5) of this order, in terms of the straight time hourly rate paid each class of workmen by the seller, as of the effective date of this order.

(3) The maximum percentage markups on costs of materials, equipment and work sub-contracted, not in excess of the markups permitted by section 4 of this order.

(4) A description and list of all power-driven equipment, and the maximum hourly charges therefor, which were in effect in March 1942, or which were thereafter established pursuant to the applicable Maximum Price Regulation.

SEC. 11. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell plumbing services or plumbing materials and equipment on an installed basis, or both, covered by this order at prices higher than the maximum prices established by this order: *Provided*, That plumbing services performed or installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 12. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of plumbing services or installed plumbing materials and equipment than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the plumbing services or installed plumbing materials and equipment covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of plumbing services or installed plumbing materials and equipment nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any plumbing services, or installed plumbing materials and equipment.

SEC. 13. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 14. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 15. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This order No. G-24 shall become effective December 31, 1945.

Issued this 20th day of December 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-1343; Filed, Jan. 24, 1946; 12:26 p. m.]

[Region VII Order G-102 Under MPR 188]

HOBBY HOUSE ET AL.  
AUTHORIZATION OF MAXIMUM PRICES

Order No. G-102 under Maximum Price Regulation No. 188. Authorized maximum prices for certain durable goods items manufactured by The Hobby House, Denver, Colorado, when sold by the manufacturer and specified resellers. Docket No. 7-188-158-173.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-102 is issued.

(a) *What this order does.* This Order No. G-102 establishes maximum prices for certain durable goods items manufactured by The Hobby House, Denver, Colorado, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-102, the maximum prices for the durable goods commodities named below, manufactured by The Hobby

House, a partnership, of 1443 Welton Street, Denver, Colorado, in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

Article	When sold by—		
	Manufacturer to wholesaler or jobber	Manufacturer, wholesaler or jobber to retailer	Any seller to ultimate consumer
Airplane propellers for gasoline powered model airplanes			
Model No. 1:	Per dozen	Per dozen	Each
Unfinished.....	\$2.60	\$2.52	35¢
Finished.....	2.85	3.60	50¢
Model No. 2:			
Unfinished.....	2.85	3.60	50¢
Finished.....	4.28	5.40	75¢

NOTE: (i) The maximum prices as above set forth for sales other than sales to ultimate consumers are subject to a discount of 2 percent for payment within 10 days from the date of invoice, net 30 days.

(ii) The above prices are for sales f. o. b. shipping point, and include all costs incident to wrapping, packing, boxing and carting.

(c) *Notice to be given purchasers for resale and tagging with maximum price at retail level.* When the manufacturer or any other seller makes a first sale under this Order No. G-102 to a person who purchases for resale, other than at the retail level, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale prices as set forth in paragraph (b) above. The manufacturer must attach to each of the articles in question, by any suitable means, a tag or label plainly marked "Maximum price when sold by any seller to an ultimate consumer or user, \$-----"

(d) *Applicability of other regulations.* The maximum prices established by this Order No. G-102 for sales of the articles in question at the specified levels supersede all other maximum price regulations.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G-102 for resellers are applicable only to sales made within this Region VII, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *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 or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

**Effective date.** This Order No. G-102 shall become effective on the 26th day of December 1945.

Issued this 26th day of December 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-1349; Filed, Jan. 24, 1946; 12:28 p. m.]

[Spokane Order 126B Under MPR 426]

**CARROTS IN SPOKANE, WASH.**

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

- (a) Commodity: Carrots.
- (b) Basing point: El Centro, Calif.
- (c) Wholesale receiving point: Spokane, Wash.
- (d) Method of transportation: Carlot.
- (e) Freight rate by Method (d) from basing point to wholesale receiving point: \$1.08.

	Per unit of sale	
	Per crate of 72 bunches	Per pound, topped
(f) Freight charge by Method (d).....	\$0.94	.....
(g) Basing point cost.....	3.00	.....
(h) Protective services.....	.16	.....
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h").....	4.10	\$0.0432

This order shall become effective January 16, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of January 1946.

HARVEY GUERTIN,  
District Director.

[F. R. Doc. 46-1344; Filed, Jan. 24, 1946; 12:27 p. m.]

[Spokane Order 127B Under MPR 426]

**CARROTS IN PULLMAN, WASH.**

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

- (a) Commodity: Carrots.
- (b) Basing point: El Centro, California.
- (c) Wholesale receiving point: Pullman, Wash.
- (d) Method of transportation: Carlot \$1.05, L.C.L. 41.
- (e) Freight rate by Method (d) from basing point to wholesale receiving point: \$1.46.

	Per unit of sale	
	Per crate of 72 bunches	Per pound, topped
(f) Freight charge by Method (d).....	\$1.31	.....
(g) Basing point cost.....	3.00	.....
(h) Protective services.....	.16	.....
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h").....	4.47	\$0.0475

This order shall become effective January 16, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of January 1946.

HARVEY GUERTIN,  
District Director.

[F. R. Doc. 46-1337; Filed, Jan. 24, 1946; 12:25 p. m.]

[Spokane Order 128B Under MPR 426]

**CARROTS IN WALLACE, IDAHO**

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under

said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

- (a) Commodity: Carrots.
- (b) Basing point: El Centro, Calif.
- (c) Wholesale receiving point: Wallace, Idaho.
- (d) Method of transportation: Carlot \$1.05; L. C. L. \$0.51.
- (e) Freight rate by Method (d) from basing point to wholesale receiving point: \$1.56.

	Per unit of sale	
	Per crate of 72 bunches	Per pound, topped
(f) Freight charge by Method (d).....	\$1.36	.....
(g) Basing point cost.....	3.00	.....
(h) Protective services.....	.16	.....
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h").....	4.52	\$0.0481

This order shall become effective January 16, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of January 1946.

HARVEY GUERTIN,  
District Director.

[F. R. Doc. 46-1338; Filed, Jan. 24, 1946; 12:25 p. m.]

[Spokane Order 129B Under MPR 426]

**CARROTS IN WALLA WALLA, WASH.**

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby deter-



mined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

- (a) Commodity: Carrots.
- (b) Basing point: El Centro, Calif.
- (c) Wholesale receiving point: Walla Walla, Wash.
- (d) Method of transportation: Carlot Portland \$0.93; l. c. l. \$0.71.
- (e) Freight rate by Method (d) from basing point to wholesale receiving point: \$1.64.

	Per unit of sale—	
	Per crate of 72 bunches	per pound, topped
(f) Freight charge by Method (d).....	\$1.43	-----
(g) Basing point cost.....	3.00	-----
(h) Protective services.....	.16	-----
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h").....	4.59	\$0.0458

This order shall become effective January 16, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of January 1946.

HARVEY GUERTIN,  
District Director.

[F. R. Doc. 46-1330; Filed, Jan. 24, 1946; 12:25 p. m.]

[Spokane Order 130B Under MPR 426]

CARROTS IN LEWISTON, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective

vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

- (a) Commodity: Carrots.
- (b) Basing point: El Centro, Calif.
- (c) Wholesale receiving point: Lewiston, Idaho.
- (d) Method of transportation: Carlot Portland, \$0.93; l. c. l. \$0.98.
- (e) Freight rate by Method (d) from basing point to wholesale receiving point: \$1.91.

	Per unit of sale—	
	Per crate of 72 bunches	Per pound, topped
(f) Freight charge by Method (d).....	\$1.66	-----
(g) Basing point cost.....	3.00	-----
(h) Protective services.....	.16	-----
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h").....	4.82	\$0.0517

This order shall become effective January 16, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of January 1946.

HARVEY GUERTIN,  
District Director.

[F. R. Doc. 46-1340; Filed, Jan. 24, 1946; 12:25 p. m.]

[Spokane Order 131B Under MPR 426]

CARROTS IN KENNEWICK, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in con-

nection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

- (a) Commodity: Carrots.
- (b) Basing point: El Centro, Calif.
- (c) Wholesale receiving point: Kennewick, Wash.
- (d) Method of transportation: Carlot Portland \$0.93; l. c. l. \$0.51.
- (e) Freight rate by Method (d) from basing point to wholesale receiving point: \$1.44.

	Per unit of sale	
	Per crate of 72 bunches	Per pound, topped
(f) Freight charge by Method (d).....	\$1.25	-----
(g) Basing point cost.....	3.00	-----
(h) Protective services.....	.16	-----
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h").....	4.41	\$0.0469

This order shall become effective January 16, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of January 1946.

HARVEY GUERTIN,  
District Director.

[F. R. Doc. 46-1341; Filed, Jan. 24, 1946; 12:26 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register January 14, 1946.

REGION I

Concord Orders 9-F, 10-F and 11-F, Amendments 37A and 11A, covering fresh fruits and vegetables in certain areas in the State of New Hampshire. Filed 9:37 and 9:35 a. m.

Concord Order 12-F, Amendment 11A, covering fresh fruits and vegetables in certain areas in the State of New Hampshire. Filed 9:36 a. m.

REGION III

Charleston Order 16-F, Amendment 42, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh counties, West Virginia. Filed 9:42 a. m.

Charleston Order 17-F, Amendment 41, covering fresh fruits and vegetables in Greenbrier, McDowell, Mercer, Monroe, Pocahontas, Summers and Wyoming counties, West Virginia. Filed 9:42 a. m.

Indianapolis Order 38, Amendment 7, covering dry groceries in certain areas in Indiana. Filed 9:42 a. m.

Indianapolis Order 39, Amendment 7, covering dry groceries in certain areas in Indiana. Filed 9:43 a. m.

Indianapolis Order 40, Amendment 7, Appendix A, covering dry groceries in certain areas in Indiana. Filed 9:43 a. m.

Indianapolis Order 19-W, Amendment 7, covering dry groceries in certain areas in Indiana. Filed 9:44 a. m.

Indianapolis Order 20-W, Amendment 7, covering dry groceries in certain areas in Indiana. Filed 9:44 a. m.

REGION IV

Atlanta Order 11-F, Amendment 4, covering fresh fruits and vegetables in certain counties in the Atlanta District area. Filed 9:44 a. m.

Atlanta Order 12-F, Amendment 10, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 9:44 a. m.

Atlanta Order 13-F, Amendment 10, covering fresh fruits and vegetables in certain counties outside of the Atlanta-Decatur Trade area. Filed 9:44 a. m.

Atlanta Order 14-F, Amendment 10, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:45 a. m.

Atlanta Order 15-F, Amendment 10, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia, and Phenix City, Alabama. Filed 9:45 a. m.

Atlanta Orders 30-C and 31-C, Amendment 6, covering poultry in Zone 22. Filed 9:46 a. m.

Atlanta Order 32-C, Amendment 6, covering poultry in Zone 23. Filed 9:46 a. m.

Atlanta Order 22-O, Amendments 1 and 2, covering eggs in the Atlanta-Decatur Metropolitan Trade area. Filed 9:46 a. m.

Atlanta Order 22-O, Amendment 3, covering eggs in the Atlanta-Decatur Metropolitan Trade area. Filed 9:47 a. m.

#### REGION V

St. Louis Order 4-F, Amendment 25, covering fresh fruits and vegetables in the City of St. Louis and county of St. Louis, Missouri. Filed 9:47 a. m.

St. Louis Orders 3-C and 2-O, covering poultry and eggs in the City of St. Louis and county of St. Louis, Missouri. Filed 9:47 a. m.

#### REGION VII

Boise Order 5-F, Amendment 26, and Correction, covering fresh fruits and vegetables in the Boise City area. Filed 9:36 a. m.

Boise Order 47, Amendments 1 and 2, covering dry groceries in the Boise, Idaho, District. Filed 9:36 a. m.

Helena Order 59-F, covering fresh fruits and vegetables in the cities of Bozeman, Livingston, Helena, East Helena, Kalispell, Missoula, Butte, Billings and Great Falls. Filed 9:48 a. m.

Helena Order 60-F, covering fresh fruits and vegetables in certain areas in Montana. Filed 9:40 a. m.

Helena Order 61-F, covering fresh fruits and vegetables in the cities of Glasgow, Glendive, Miles City, Sidney, Lewistown, Havre and Chinook. Filed 9:40 a. m.

Helena Order 62-F, covering fresh fruits and vegetables in certain areas in Montana. Filed 9:40 a. m.

Helena Order 99, Amendment 4, covering dry groceries in certain areas in Montana. Filed 9:41 a. m.

Helena Order 101, Amendment 3, covering dry groceries in certain areas in Montana. Filed 9:48 a. m.

Helena Order 103, Amendment 5, covering dry groceries in certain areas in Montana. Filed 9:49 a. m.

Helena Order 105, Amendment 4, covering dry groceries in certain areas in Montana. Filed 9:50 a. m.

Helena Order 107, Amendment 4, covering dry groceries in certain areas in Montana. Filed 9:51 a. m.

Helena Order 108, Amendment 3, covering dry groceries in the State of Montana. Filed 9:52 a. m.

Helena Order 98 and 10-W, Amendment 4, covering dry groceries in the Billings, Butte, and Great Falls area. Filed 9:41 a. m.

Helena Orders 100, and 11-W, Amendment 3, covering dry groceries in the Havre, Chinook, and Glasgow areas. Filed 9:42 a. m.

Helena Orders 102 and 12-W, Amendment 4, covering dry groceries in the Glendive, Miles City, Lewistown and Sidney areas. Filed 9:40 a. m.

Helena Orders 104 and 13-W, Amendment 4, covering dry groceries in the cities of Kalispell and Missoula. Filed 9:50 a. m.

Helena Orders 106 and 14-W, Amendment 4, covering dry groceries in the Bozeman, Helena and East Helena and Livingston areas. Filed 9:51 a. m.

#### REGION VIII

Phoenix Order 9-F, Amendment 24, covering fresh fruits and vegetables in the Phoenix area. Filed 9:37 a. m.

Phoenix Order 10-F, Amendment 19, covering fresh fruits and vegetables in the Tucson, area. Filed 9:37 a. m.

Phoenix Order 11-F, Amendment 18, covering fresh fruits and vegetables in the Cochise area. Filed 9:37 a. m.

Phoenix Order 19, Amendment 4, covering dry groceries in the South Central area. Filed 9:37 a. m.

Phoenix Order 24, Amendment 4, covering dry groceries in the Southern Arizona area. Filed 9:38 a. m.

Phoenix Order 23-W, Amendment 4, covering dry groceries in the South Central area. Filed 9:33 a. m.

Portland Order 32-F, Amendment 11, covering fresh fruits and vegetables in the cities of Medford and Klamath Falls, Oregon. Filed 9:38 a. m.

Portland Order 33-F, Amendment 11, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 9:38 a. m.

Portland Order 34-F, Amendment 10, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 9:38 a. m.

Portland Order 35-F, Amendment 11, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 9:38 a. m.

Portland Order 36-F, Amendment 11, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oreg. Filed 9:38 a. m.

Portland Order 37-F, Amendment 11, covering fresh fruits and vegetables in the La Grande, Baker, Redmond, Heppner, Oregon area. Filed 9:39 a. m.

Portland Order 38, Amendment 11, fresh fruits and vegetables in Haines, Wallowa, Enterprize, Oregon area. Filed 9:39 a. m.

Portland Order 39-F, Amendment 11, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 9:39 a. m.

Portland Order 40-F, Amendment 9, covering fresh fruits and vegetables in the City of Dalles, Oregon. Filed 9:39 a. m.

Portland Order 41-F, Amendment 11, covering fresh fruits and vegetables in the Kelso, Salem, Hood River, Clatskanie, Forest Grove, Oregon area. Filed 9:40 a. m.

Portland Order 42-F, Amendment 11, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:34 a. m.

Seattle Order 16-F, Amendment 20, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 9:34 a. m.

Seattle Order 17-F, Amendment 17, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 9:34 a. m.

Seattle Order 18-F, Amendment 17, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 9:34 a. m.

Seattle Order 19-F, Amendment 16, covering fresh fruits and vegetables in Yakima, Wenatchee and East Wenatchee, Washington. Filed 9:34 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. 46-1366; Filed, Jan. 24, 1946;  
4:38 a. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register January 17, 1946.

#### REGION II

Albany Order 10-F, Amendments 31 and 32, covering fresh fruits and vegetables in the cities of Albany, Cohoes, Rensselaer, Schenectady, Troy and Watervliet and the Town of Green Island. Filed 10:09 a. m.

Altoona Order 2-F, Amendments 56 and 57, covering fresh fruits and vegetables in the counties of Bedford, Blair, Cambria, Clearfield, Fulton, Huntingdon, Indiana, Jefferson and Somerset. Filed 10:09 and 10:03 a. m.

Buffalo Order 3-F, Amendment 45, covering fresh fruits and vegetables in the cities of Buffalo and Lackawanna, Village of Kenmore and Towns of Amherst, Cheektowaca, Tonawanda and West Seneca, New York. Filed 10:01 a. m.

Buffalo Order 4-F, Amendments 44 and 45, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 9:56 a. m. and 9:57 a. m.

Buffalo Order 5-F, Amendments 11 and 12, covering fresh fruits and vegetables in the counties of Alleghany, Cattaraugus, Chautauqua, New York. Filed 9:57 a. m.

Buffalo Orders D-4 and D-5, covering poultry in chicken Zones 12 and 13 and turkey Zones 1 and 18. Filed 9:57 a. m.

District of Columbia Order 6-C, Amendment 2, covering poultry in the Washington, D. C. area. Filed 10:01 a. m.

Philadelphia Order 6-F, Amendment 63, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 9:56 a. m.

Philadelphia Order 11-F, Amendment 38, covering fresh fruits and vegetables in the counties of Bucks, Chester, Delaware and Montgomery, Pennsylvania. Filed 10:08 a. m.

Philadelphia Order 12-F, Amendment 39, covering fresh fruits and vegetables in the counties of Berks, Lehigh and Northampton, Pennsylvania. Filed 10:08 a. m.

Philadelphia Order 34, Amendment 4, covering dry groceries in Berks, Bucks, Chester, Delaware, Lehigh, Montgomery, Northampton and Philadelphia counties, Pennsylvania. Filed 10:03 a. m.

Philadelphia Order 2-C, covering poultry in Philadelphia, Delaware & Montgomery counties, Pennsylvania, and Camden county, New Jersey. Filed 9:56 a. m.

Pittsburgh Order 3-F, Amendment 45 and 46, covering fresh fruits and vegetables in all of Erie and Warren county, Pennsylvania. Filed 10:02 a. m.

Pittsburgh Order 6-F, Amendments 32 and 33, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:02 a. m.

Pittsburgh Order 7-F, Amendments 26 and 27, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 10:03 a. m.

Pittsburgh Order 8-F, Amendments 8 and 9, covering fresh fruits and vegetables in the counties of Crawford, Forest and Venango. Filed 9:58 a. m.

Pittsburgh Orders 16, 17, and 18, Amendment 4, covering fresh fruits and vegetables in the Pittsburgh Marketing area consisting of 9 counties. Filed 9:58 and 9:59 a. m.

Pittsburgh Orders 19, 20, and 21, covering fresh fruits and vegetables in the Erie Marketing area consisting of 7 counties. Filed 9:59 a. m.

Scranton Order 4-F, Amendments 53 and 59, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:56 a. m. and 10:03 a. m.

Scranton Order 1-C, covering poultry in the city of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 10:03 a. m.

Syracuse Order 3-F, Amendment 65, covering fresh fruits and vegetables in the city of Syracuse, Watertown and Utica and their free delivery zones, New York. Filed 10:04 a. m.

Syracuse Order 4-F, Amendment 50, covering fresh fruits and vegetables in certain

counties in New York with the exception of certain cities and their free delivery zones. Filed 10:04 a. m.

Newark Order 7-F, Amendment 40, covering fresh fruits and vegetables in the counties of Essex, Bergen, Hudson, Passaic, Sussex, Morris and Union and the Borough of North Plainfield in Somerset county, N. J. Filed 9:55 a. m.

Newark Order 2-C, Amendment 1, covering poultry in Hudson, Union and Essex counties, New Jersey. Filed 9:55 a. m.

New York Order 9-F, Amendment 49, covering fresh fruits and vegetables in the five Boroughs of New York City. Filed 9:57 a. m.

New York Order 10-F, Amendment 49, covering fresh fruits and vegetables in all of Nassau and Westchester counties, New York. Filed 9:53 a. m.

New York Order 13-F, Amendment 21, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 9:55 a. m.

Trenton Order 12-F, Amendment 44, covering fresh fruits and vegetables in certain counties in New Jersey except the Borough of North Plainfield, N. J. Filed 10:04 a. m.

Williamsport Order 4-F, Amendments 18 and 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:08 a. m.

Wilmington Order 4-F, Amendment 70, covering fresh fruits and vegetables in the entire State of Delaware. Filed 10:09 a. m.

REGION III

Indianapolis Order 14, Amendment 49, covering fresh fruits and vegetables in the counties of Marion, Vigo and Tippecanoe. Filed 10:04 a. m.

Indianapolis Order 15-F, Amendment 49, covering fresh fruits and vegetables in the counties of Wayne, Delaware and Allen. Filed 10:04 a. m.

Indianapolis Order 16-F, Amendment 49, covering fresh fruits and vegetables in the county of St. Joseph. Filed 10:04 a. m.

REGION IV

Columbia Order 8-F, Amendment 12, covering fresh fruits and vegetables in the entire State of South Carolina. Filed 10:07 a. m.

Columbia Order 27-O, Amendment 3, covering eggs in Richland and Lexington counties, South Carolina. Filed 10:07 a. m.

Raleigh Order 12-F, Amendment 11, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:06 a. m.

Raleigh Order 13-F, Amendment 10, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:06 a. m.

Raleigh Order 8-C, covering poultry sold by Groups 3 and 4 stores in the Raleigh District area. Filed 10:06 a. m.

Raleigh Order 9-C, covering poultry sold by Groups 1 and 2 stores in the Raleigh District area. Filed 10:06 a. m.

Raleigh Order 9-O, Amendment 1, covering eggs in Wake county, North Carolina. Filed 10:06 a. m.

Raleigh Order 9-O, Amendments 3 and 4, covering eggs in Wake county, North Carolina. Filed 10:07 a. m.

Raleigh Order 6-W, Amendment 2, covering dry groceries in the Raleigh, North Carolina District area. Filed 10:07 a. m.

Savannah Order 15-F, Amendment 11, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:07 a. m.

Nashville Order 47-O, Amendments 1 and 2, covering eggs in Davidson county, Tennessee. Filed 10:05 a. m.

REGION V

Little Rock Order 10-F, Amendment 27, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 10:09 a. m.

Little Rock Order 12-F, Amendment 19, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:10 a. m.

Little Rock Order 13-F, Amendment 19, covering fresh fruits and vegetables in the counties of Hempstead, Lafayette, Little River, Miller, Nevada and Sevier in the State of Arkansas and in Bowie county, Texas. Filed 10:10 a. m.

Little Rock Order 14-F, Amendment 19, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:10 a. m.

Little Rock Order 15-F, Amendment 19, covering fresh fruits and vegetables in Ashley, Bradley, Calhoun, Columbia, Drew, Ouachita and Union. Filed 10:10 a. m.

Little Rock Order 4-C, covering poultry in Pulaski county, Arkansas. Filed 10:12 a. m.

Little Rock Order 4-O, covering eggs in Pulaski county, Arkansas. Filed 10:12 a. m.

Little Rock Order 25, Amendment 4, covering dry groceries sold by Groups 1 & 2 stores. Filed 10:10 a. m.

San Antonio Order 6-F, Amendment 24, covering fresh fruits and vegetables in Bexar county, Texas. Filed 10:12 a. m.

San Antonio Order 7-F, Amendment 24, covering fresh fruits and vegetables in Austin, Texas. Filed 10:12 a. m.

San Antonio Order 8-F, Amendment 24, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 10:13 a. m.

San Antonio Order 9-F, Amendment 13, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth & Presidio counties, Texas. Filed 10:13 a. m.

San Antonio Order 10-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Texas. Filed 10:13 a. m.

REGION VI

Sioux Falls Order 2-F, Amendment 21, covering fresh fruits and vegetables in the city of Sioux Falls, South Dakota. Filed 10:00 a. m.

Sioux Falls Order 3-F, Amendment 13, covering fresh fruits and vegetables in certain areas in South Dakota. Filed 10:00 a. m.

Sioux Falls Order 4-F, Amendment 13, covering fresh fruits and vegetables in certain counties in South Dakota. Filed 10:00 a. m.

REGION VII

Phoenix Order 9-F, Amendment 24, covering fresh fruits and vegetables in the Phoenix area. Filed 10:00 a. m.

Phoenix Order 10-F, Amendment 20, covering fresh fruits and vegetables in the Tucson area. Filed 10:01 a. m.

Phoenix Order 11-F, Amendment 19, covering fresh fruits and vegetables in the Co-chise area. Filed 10:01 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. 46-1367; Filed, Jan. 24, 1946; 4:38 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1219]

AMERICAN GAS AND ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 17th day of January, A. D., 1946.

Notice is hereby given that a declaration has been filed by American Gas and Electric Company, a registered holding company subsidiary of Electric Bond

and Share Company, also a registered holding company, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

Notice is further given that any interested person may, not later than January 29, 1946 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration as filed or as amended may be permitted to become effective pursuant to Rule U-23 of the rules and regulations promulgated pursuant to said act. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said document, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

American Gas and Electric Company proposes to borrow from six lending banks, pursuant to loan agreements, the aggregate amount of \$25,000,000 at 2% interest payable semi-annually, and to issue therefor its serial bank loan notes to each of such banks in the amount of its respective loan. It also proposes to apply the proceeds of such loans, together with treasury funds, to the redemption of all of its outstanding long term debt, in the principal amount of \$24,330,000, evidenced by three series of Sinking Fund Debentures. Said debentures consist of \$3,650,000 principal amount of the 2 3/4% Series due January 1, 1950, of \$9,400,000 principal amount of the 3 1/2% Series due January 1, 1960 and of \$11,280,000 principal amount of the 3 3/4% Series due January 1, 1970. Said debentures are to be redeemed after 30 days notice at their respective redemption prices of 102%, 105% and 106 1/2% of principal amounts and in accordance otherwise with the redemption provision of the agreement under which they were issued. The serial bank loan notes will mature as follows:

Due date:	Amount
March 1, 1947.....	\$1,400,000
March 1, 1948.....	1,400,000
March 1, 1949.....	1,500,000
March 1, 1950.....	1,500,000
March 1, 1951.....	1,500,000
March 1, 1952.....	1,700,000
March 1, 1953.....	1,800,000
March 1, 1954.....	1,900,000
March 1, 1955.....	2,000,000
December 1, 1955.....	2,000,000
March 1, 1956.....	8,300,000
Total.....	25,000,000

The said notes will be subject to prepayment under certain conditions. The loan agreements provide for limiting the declaration of dividends on the common stock of American Gas and Electric Company to net income of the company, available for payment of dividends on common stock subsequent to December 31, 1945, excluding any profit on sale of capital assets, plus \$14,000,000. The loan agreements also provide restrictions upon the incurring of other indebtedness, and

the encumbering of its assets, by the company.

American Gas and Electric Company has requested that the Commission enter an order permitting said declaration to become effective by February 1, 1946. The company has designated sections 7 and 12 (c) of the act and Rules U-50 (a) (2) and U-42 as applicable to the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 46-1412; Filed, Jan. 25, 1946;  
11:24 a. m.]

[File No. 1-2964]

TRANSAMERICA CORP.

ORDER REOPENING HEARING AND APPOINTING  
TRIAL EXAMINER

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pennsylvania, on the 22d day of January, A. D. 1946.

In the matter of proceeding under section 19 (a) (2) of the Securities Exchange Act of 1934, as amended, to determine whether the registration of Transamerica Corporation Capital Stock \$2 Par Value should be suspended or withdrawn; File No. 1-2964.

Counsel for Transamerica Corporation having, during the course of oral argument herein, offered as evidence certain affidavits marked for identification as R. E. H.-A, R. E. H.-B, and R. E. H.-D; the Commission having considered the said offer, having expressed its views in connection therewith, and having ruled that the hearing herein be reopened pursuant to the views so expressed, as appears fully in the transcript of said oral argument; *It is ordered, That:*

The reopened hearing be convened at 10:00 a. m. on February 26, 1946, at the office of the Securities and Exchange Commission, Room 1301, 625 Market Street, San Francisco, California, and to continue thereafter at such times and places as the Commission or its officer herein designated shall determine; and that notice thereof to all having entered appearances herein be given and *It is further ordered, That:*

Day Karr or any other officer or officers of the Commission, named by it for that purpose, shall preside at the said hearing; that the officer so designated is hereby empowered to administer oaths and affirmations, subpoena and compel attendance of witnesses, require the production of any books, papers, correspondence, memoranda, or other records herein relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 46-1413; Filed, Jan. 25, 1946;  
11:24 a. m.]

[File No. 70-1212]

OHIO POWER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 22d day of January, A. D. 1946.

Notice is hereby given that an application and amendment thereto have been filed pursuant to section 10 (a) of the Public Utility Holding Company Act of 1935 by The Ohio Power Company ("Ohio Power"), a public utility operating subsidiary of American Gas and Electric Company, a registered holding company and a subsidiary of Electric Bond and Share Company.

Notice is further given that any interested person may not later than January 29, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said application, as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application which is on file in the offices of the Commission for a statement of the transaction therein proposed which is summarized as follows:

Ohio Power proposes to acquire for a cash consideration of \$750,000, 7500 shares of the \$100 par value capital stock of Central Ohio Coal Company, a new corporation to be organized under the laws of the State of Ohio.

Central Ohio Coal Company will be authorized to issue 25,000 shares of capital stock, par value \$100 per share, and will be a wholly owned subsidiary of Ohio Power, formed for the purpose of operating a strip coal mine on land owned by Ohio Power, and of buying and selling coal in the interests of Ohio Power only. Price of coal sold to Ohio Power will be so fixed as to allow Central Ohio Coal Company to realize a profit from operations, which when paid to Ohio Power in the form of dividends, will allow the latter company to earn approximately 6% on its proposed investment in Central Ohio Coal Company.

It is proposed that of the \$750,000 cash received from the sale of its shares to Ohio Power, Central Ohio Coal Company will expend approximately \$650,000 in the purchase of mining equipment and retain approximately \$100,000 for working capital.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 46-1414; Filed, Jan. 25, 1946;  
11:24 a. m.]

WAR SHIPPING ADMINISTRATION.

"SS SANDY HOOK"

DETERMINATION OF VESSEL OWNERSHIP

Notice of determination by War Shipping Administrator pursuant to section 3 (b) of the act approved March 24, 1943 (Public Law 17, 78th Congress).

Whereas on May 17, 1943, title to the vessel "S. S. Sandy Hook" 116,264 (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the act approved March 24, 1943 (Public Law 17, 78th Congress), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the act of June 6, 1941 (Public Law 101, Seventy-seventh Congress)), is not required by the United States, and after such determination has been made and notice thereof has been published in the FEDERAL REGISTER, the use rather than the title to such vessel shall be deemed to have been requisitioned for all purposes as of the date of the original taking; *Provided, however,* That no such determination shall be made with respect to any vessel after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner. \* \* \*

and

Whereas no portion of just compensation for the said vessel has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessel, spare parts, appurtenances and equipment is not required by the United States; and

Whereas the former owner of the vessel has consented to this determination and to the return of the vessel and the conversion of the requisition of title therein to a requisition of use thereof in accordance with the above-quoted provision of law;

Now, therefore, I, Granville Conway, Acting Administrator, War Shipping Administration, acting pursuant to the above-quoted provisions of law, do hereby determine that the ownership of said vessel, spare parts, appurtenances and equipment is not required by the United States, and that, from and after the date of publication hereof in the FEDERAL REGISTER, the use rather than title thereto shall be deemed to have been requisitioned, for all purposes, as of the date of the original taking.

Dated: January 23, 1946.

[SEAL] GRANVILLE CONWAY,  
Acting Administrator.

[F. R. Doc. 46-1391; Filed, Jan. 25, 1946;  
10:26 a. m.]