



# FEDERAL REGISTER

VOLUME 7

NUMBER 178

Washington, Thursday, September 10, 1942

## Regulations

### TITLE 6—AGRICULTURAL CREDIT

#### Chapter II—Commodity Credit Corporation

[Oilseed Order No. 1]

#### PART 250—CONTROL OF VEGETABLE OIL SEEDS AND PRODUCTS THEREFROM EXCESS PEANUTS

Whereas it appears that the fulfillment of the needs of the United States for vegetable oils requires the crushing of a maximum quantity of peanuts of the 1942 crop and it is necessary in the public interest and to promote the war effort of the United States to assure the crushing of all excess peanuts of the 1942 crop:

Now, therefore, pursuant to the authority vested in the Commodity Credit Corporation by Directive No. 7 of the War Production Board, issued August 15, 1942, it is hereby ordered, That:

- Sec.  
250.1 Use of excess peanuts.  
250.2 Records; reports; communications.  
250.3 Penalties.  
250.4 Definitions.  
250.5 Effective date.

**AUTHORITY:** §§ 250.1 to 250.5 inclusive issued under WPB Directive No. 7, 32 C.F.R. § 903.12, 7 F.R. 6518.

§ 250.1 *Use of excess peanuts.* No person shall, without the approval of the Commodity Credit Corporation, sell, contract for the sale of, or deliver excess peanuts of the 1942 crop for any purpose other than crushing and no person shall, without the approval of the Commodity Credit Corporation, purchase, contract for the purchase of, accept delivery of, or use any such excess peanuts for any purpose other than crushing.

§ 250.2 *Records; reports; communications.* (a) Every person subject to this order shall keep and preserve for not less than two years accurate and complete records concerning all sales, purchases, contracts for the sale or

purchase, deliveries, and uses of excess peanuts. All such records shall, upon request, be submitted to audit and inspection by duly authorized representatives of the Commodity Credit Corporation.

(b) Every person subject to this order shall execute and file with the Commodity Credit Corporation such reports and questionnaires as the Corporation may from time to time request.

(c) All reports required to be filed hereunder and all communications concerning this order shall be addressed to: Commodity Credit Corporation, South Agriculture Building, Washington, D. C.

§ 250.3 *Penalties.* Any person who wilfully violates any provision of this order or who wilfully furnishes false information to the Commodity Credit Corporation in connection with this order may be prohibited from processing (including shelling), selling, transferring, or otherwise disposing of peanuts of any kind, and, in addition, may be punished by fine and imprisonment.

§ 250.4 *Definitions.* (a) "Excess peanuts" as used herein means excess peanuts as defined in the Agricultural Adjustment Act of 1938, as amended, and the regulations issued pursuant thereto.

(b) "Crushing" as used herein means the act of pressing, expelling, or extracting oil from peanuts.

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

§ 250.5 *Effective date.* This order shall become effective on and after September 10, 1942, and, subject to the provisions of Directive No. 7 of the War Production Board, shall continue in effect until revoked by the Commodity Credit Corporation.

Issued this 9th day of September 1942.  
[SEAL] J. B. HUTSON,  
President.

[F. R. Doc. 42-8929; Filed, September 9, 1942; 11:53 a. m.]

## CONTENTS

REGULATIONS AND NOTICES		Page
<b>ALIEN PROPERTY CUSTODIAN:</b>		
Vesting orders:		
American Voith Contact Co., Inc .....		7155
Leitz, E., Inc. (2 documents) ..		7154
Roentgen Supplies, Inc. ....		7153
Voith, J. M., Co., Inc. ....		7155
Voith-Schneider Propeller Co., Inc. ....		7155
<b>BITUMINOUS COAL DIVISION:</b>		
Minimum price schedules amended, etc.:		
District 2 .....		7135
District 3 .....		7137
District 8 .....		7138
District 10 .....		7140
Putnam, Lindsay H., hearing ...		7152
<b>COMMODITY CREDIT CORPORATION:</b>		
Peanuts, excess; use, etc. ....		7133
<b>ENTOMOLOGY AND PLANT QUARANTINE BUREAU:</b>		
Japanese beetle:		
Fruit and vegetable shipments, termination of restrictions date advanced ..		
		7135
Plant treatment, ethylene dichloride emulsion dip. ....		
		7134
<b>OFFICE OF PRICE ADMINISTRATION:</b>		
Adjustments, etc.:		
Carolina Packing Co. ....		7156
Patvaros, William .....		7156
Waterman, Henry, & Bro. Corp. ....		7156
Automobile rationing (Order 2A, Am. 16) .....		7149
Lumber, Southern hardwood (MPR 97, corr.) .....		7149
Mine materials, Central Appalachian wooden (MPR 218) ..		7149
Rent regulations, procedure for protest, etc. (Procedural Reg. 3, Am. 2) .....		7149
<b>SECURITIES AND EXCHANGE COMMISSION:</b>		
General Electric Co. and Electrical Securities Corp., hearing, etc. ....		
		7157
Midland United Co., declaration effective .....		7157

(Continued on next page)



Published daily, except Sundays, Mondays, and days following legal holidays by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat 500), under regulations prescribed by the Administrative Committee, approved by the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.25 per month or \$12.50 per year, payable in advance. Remit money order payable to the Superintendent of Documents directly to the Government Printing Office, Washington D. C. The charge for single copies (minimum, 10¢) varies in proportion to the size of the issue.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

Telephone information: District 0525.

#### CONTENTS—Continued

	Page
<b>SELECTIVE SERVICE SYSTEM:</b>	
Designation of projects for con-	
scientious objectors:	
Gorham Project, N. H.-----	7141
Warner Project, N. H.-----	7141
Notice to appear before local	
board, form prescribed.-----	7141
<b>WAGE AND HOUR DIVISION:</b>	
Learner employment certificates,	
various industries.-----	7152
<b>WAR PRODUCTION BOARD:</b>	
Canned foods (M-86-c)-----	7142
Chrome steel, corrosion and heat	
resistant (M-21-d, interpre-	
tation 1)-----	7141
Copper chemicals (M-227)-----	7146
Drum exterior coating (M-158	
as amended)-----	7146
Instruments, valves, etc. (L-134	
as amended)-----	7142
Iron and steel scrap (M-24-a,	
revocation)-----	7141
Manila fiber and cordage (M-36,	
Am. 1)-----	7141
Phosphorus (M-230)-----	7147
<b>WAR SHIPPING ADMINISTRATION:</b>	
Basis for valuation of vessels for	
war-risk insurance pur-	
poses-----	7151

#### TITLE 7—AGRICULTURE

##### Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 499—Supplement 6]

##### PART 301—DOMESTIC QUARANTINE NOTICES

##### JAPANESE BEETLE ADMINISTRATIVE INSTRUCTIONS MODIFIED

##### TREATMENT OF PLANTS

Pursuant to the authority conferred upon the Chief of the Bureau of Ento-

mology and Plant Quarantine by § 301.48-6, Chapter III, Title 7, Code of Federal Regulations [regulation 6 of the rules and regulations supplemental to Notice of Quarantine No. 48 on account of the Japanese beetle], paragraph (1) of § 301.48b [Circular B. E. P. Q. 499, issued June 9, 1939] is hereby amended effective September 5, 1942, by the addition of the following subparagraph:

§ 301.48b *Administrative instructions to inspectors on the treatment of nursery products, fruits, vegetables, and soil, for the Japanese beetle.*

##### TREATMENT OF SOIL ABOUT THE ROOTS OF PLANTS

###### (1) *Treatment of plants after digging.*

###### (6) *Ethylene dichloride emulsion dip—* (i) *Materials.*

Potassium hydroxide: C. P.	
Alcohol: 190 proof ethyl alcohol.	
Oleic acid: crystal white olein.	
Ethylene dichloride: commercial.	
(ii) <i>Formula.</i>	
	Pounds
Potassium hydroxide <sup>1</sup> -----	2.5
Alcohol <sup>2</sup> -----	14.0
Water-----	6.0
Oleic acid-----	17.5
Ethylene dichloride-----	60.0
	100.0

<sup>1</sup> An amount of commercial caustic potash containing an equivalent weight of potassium hydroxide may be substituted for the C. P. grade.

<sup>2</sup> Completely denatured alcohol (190 proof) may be substituted for the ethyl alcohol (190 proof).

(iii) *Preparation of dip.* Mix the several ingredients in the order given in the formula. Dissolve the potassium hydroxide in the alcohol and water, add the oleic acid, and stir intermittently for about 10 minutes. Compensate for evaporation loss by the addition of alcohol and water in the ratio given in the formula. Add the ethylene dichloride and stir.

The emulsible ethylene dichloride shall have a specific gravity of about 1.070 at 25° C. (77° F.) and contain 60 percent by weight of ethylene dichloride. It shall be a clear solution that may be readily diluted with water to form a uniform, stable, milklike emulsion. The product should be kept in gastight containers in a cool place at a temperature above 4.5° C. (40° F.). At lower temperatures it will separate into layers, in which case it must be warmed to room temperature and stirred to restore it to its original and usable condition.

(iv) *Caution.* Ethylene dichloride is an inflammable volatile solvent. It, the emulsible ethylene dichloride, and the ethylene dichloride emulsion should be kept away from fire, heat, and open flame. They should be used with adequate ventilation and prolonged breathing of the vapor should be avoided.

(v) *Season.* The treatment must be applied between October 1 and June 1.

(vi) *Temperature.* The temperature of both the dip and the plant balls at the time of dipping shall not be lower than

45° F. nor higher than 75°. At no time thereafter, during the holding period, shall the temperature of the treated plant balls be lower than 40° nor higher than 80°.

(vii) *Dosage.* Use at the rate of 1 gallon of the emulsible ethylene dichloride in 100 gallons of water. (For convenience in making small quantities use 40 cubic centimeters in 1 gallon of water.) To prepare the emulsible ethylene dichloride as a dip, add small quantities of water successively, stirring continually until a uniform, creamlike emulsion is formed. Dilute this emulsion with the remainder of the water, stir a few minutes to insure a uniform suspension, and pour into a trough or tank. This dip must be prepared immediately before using.

(viii) *Preparation of plants.* Plants with root masses or balls up to 10 inches in diameter at the narrowest dimension may be treated, either bare, wrapped, or in unglazed clay spots. If wrapped, the wrapping material must be of such a nature as not to prevent the proper penetration of the emulsion into the root mass. The plant balls shall be moist but not wet.

(ix) *Application.* The size of the trough or tank (wood or metal) used for the dipping vat, and the quantity of the emulsion shall be sufficient to provide a complete coverage of all the plant balls. The plant balls or pots must be immersed for a period of 10 seconds in the dip. They may be treated either singly or in groups with the balls spaced approximately ¼ inch apart in a wire basket or perforated tray, and arranged so as to permit of rapid penetration of the emulsion into all of the balls. In any case the plant balls or tray shall rest on the bottom of the tank. A sufficient quantity of freshly prepared, diluted emulsion shall be added to the dip so that the plant balls are completely covered during the immersion period. To reduce the hazard of plant injury, not more than the lower ½ inch of the plant stems should be immersed during the treatment. The contents of the trough shall be discarded and the trough rinsed out 4 hours after charging and/or when the dirt and debris exceed 2 inches in depth. The trough shall be located during plant treatments in a covered and well ventilated place. On removal of balled plants from the dip they may be allowed to drain into the tank for 1 or 2 minutes and then must be placed in a compact group either on a bench with a tight bottom and side walls as high as the plant balls, or on a tight floor of a greenhouse, packing shed or other enclosed area, and surrounded by wooden side walls as high as the plant balls. If they are placed on a dirt floor it must be wet and packed hard before using. In the case of potted plants any excess emulsion should be poured from the pot immediately after removing from the dipping vat. All plants must remain undisturbed for the prescribed 48 hours during which time excessive ventilation should be avoided. A light spray of water applied to the tops of the plants during this period may be beneficial.

(x) *Period of treatment.* Ten-second immersion in the dip followed by a 48-hour holding period.

(xi) *Varieties of plants.* The list of plants which have been successfully treated in experimental work include 18 varieties of azaleas, 60 kinds of greenhouse plants, 48 kinds of perennials, and 28 kinds of trees and shrubs. The list is subject to expansion and will be furnished on request. (7 CFR, § 301.48; sec. 8, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 161)

Done at Washington, this 4th day of September 1942.

[SEAL] P. N. ANNAND,  
Chief.

[F. R. Doc. 42-8920; Filed, September 9, 1942; 11:08 a. m.]

[B. E. P. Q. 524]

PART 301—DOMESTIC QUARANTINE NOTICES  
JAPANESE BEETLE QUARANTINE MODIFIED  
FRUIT AND VEGETABLE SHIPMENTS

Administrative instructions modifying the restrictions of the Japanese Beetle Quarantine by advancing the date of termination of restrictions on fruit and vegetable shipments under § 301.48 of the Japanese Beetle Quarantine to September 9 for the year 1942.

It has been determined that the active period of the Japanese beetle in its relation to fruits and vegetables has already ceased for the present season and that it is therefore safe to permit the unrestricted movement of fruits and vegetables from the regulated areas. Therefore, pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by the fourth proviso of § 301.48, Chapter III, Title 7, Code of Federal Regulations [Notice of Quarantine No. 48 on account of the Japanese beetle], it is ordered that the restrictions on the interstate move-

ment of fruits and vegetables imposed by § 301.48-5 of Notice of Quarantine No. 48, revised effective March 24, 1942, be removed effective on and after September 9, 1942. This order advances the termination of the restrictions as to fruits and vegetables provided for in § 301.48-5 from October 16 to September 9, 1942, and applies to this season only. (7 C.F.R., § 301.48; sec. 8, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 161)

Done at Washington, this 5th day of September 1942.

[SEAL] P. N. ANNAND,  
Chief.

[F. R. Doc. 42-8919; Filed, September 9, 1942; 11:08 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

[Dockets Nos. A-1594 and A-1596]

PART 322—MINIMUM PRICE SCHEDULE,  
DISTRICT NO. 2

ORDER GRANTING RELIEF

Order of consolidation and order granting temporary relief and conditionally providing for final relief in the matter of the petitions of District Board No. 2 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 2 and for a change in shipping points for Mine Index Nos. 2322 and 1561.

Original petitions, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 2 and for a change in shipping points for Mine Index Nos. 2322 and 1561; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

*It is ordered,* That the above-entitled matters are herein consolidated.

*It is further ordered,* That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 322.7 (*Alphabetical list of code members*) is amended by adding thereto Supplement R-I and R-III, § 322.9 (*Special prices—(c) Railroad fuel*) is amended by adding thereto Supplement R-II and R-IV, and § 322.23 (*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof; and commencing forthwith, the shipping points appearing in the aforesaid Supplement R-III for Mine Index Nos. 2322 and 1561 shall be effective in place of the shipping points heretofore established for these mines.

*It is further ordered,* That pleadings in opposition to the original petitions in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

*It is further ordered,* That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: August 31, 1942.

[SEAL] DAN H. WHEELER,  
Acting Director.



§ 322.9 *Special prices*—(c) *Railroad fuel*—Supplement R-IV. In § 322.9 (c) in Minimum Price Schedule, add the mine index numbers in groups shown: Group 2, 2322; Group 18, 1561.

FOR TRUCK SHIPMENTS

§ 322.23 *General prices*—Supplement T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine Index No.	Mine	Seam	Base sizes										
				Lump over 4"	Lump 4"	Lump 3"	Lump 2"	Egg 2" x 4"	Stove 1" x 4"	Pea 3/4" x 1 1/4"	Run of mine	2" N/S	1 1/4" slack	3/4" slack
				1	2	3	4	5	6	7	8	9	10	11
<b>ALLEGHENY COUNTY</b>														
Fleck Bros. Coal Co.	2514	Fleck #2	Pittsburgh	295	285	275	250	225	225	220	220	195	185	180
Granger, John (Granger Coal Co.)	2515	Granger #2	Pittsburgh	310	300	290	265	235	235	225	245	205	195	185
Paris & Colen Coal Co. (William Paris)	2510	Par-Col (d)	U. Freeport	285	275	265	240	220	220	220	220	190	180	170
Travis, R. E.	2516	Willock #1	Pittsburgh	310	300	290	265	235	235	225	245	205	195	185
<b>ARMSTRONG COUNTY</b>														
V.-G. Corporation	2494	V-G Strip #1 (s)	Pittsburgh	275	265	255	235	225	220	215	215	195	185	175
Worthington Lime & Coal Co.	2495	Worthing (d)	Brook. "A"	315	300	290	280	270	260	240	230	200	190	180
<b>BUTLER COUNTY</b>														
McMurdy, B. F.	2521	Jennle Green	Kittanning	325	305	285	265	260	245	245	230	190	180	170
<b>FAYETTE COUNTY</b>														
Blaho Coal Company (Thomas Blaho, Sr.)	2493	Blaho (s)	Pittsburgh	290	280	270	250	230	220	215	220	205	200	175
Blaney & Conway (Joseph E. Blaney)	2508	Blaney & Conway	Sewickley	265	255	245	235	215	205	205	205	190	185	170
North Union Coal Company	2512	North Union #3 (d)	Sewickley	265	255	245	235	215	205	205	205	190	185	170
North Union Coal Company	2513	North Union #4 (s)	Sewickley	265	255	245	235	215	205	205	205	190	185	170
Old LaBelle Mine (John G. Hoffstot, Jr.)	2490	Old LaBelle (d)	Pittsburgh	300	290	280	260	240	230	225	230	210	200	175
<b>WESTMORELAND COUNTY</b>														
Bridge, P. R.	2509	Bridge	Pittsburgh	280	270	260	250	230	220	220	215	195	185	175
Davis, David O. & Son (David O. Davis)	2517	Jacks Run (s)	Pittsburgh	290	280	270	260	240	230	230	225	205	195	175
Kennedy, James H.	2511	Finley	Redstone	280	270	260	245	240	230	210	215	195	185	175

[F. R. Doc. 42-8874; Filed, September 8, 1942; 11:45 a. m.]

[Docket No. A-1601]

PART 323—MINIMUM PRICE SCHEDULE, DISTRICT NO. 3

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief

in the matter of the petition of Rex Henderson, a code member in District No. 3, for assignment of an additional shipping point for the Henderson Mine, Mine Index No. 287.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal

Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of an additional shipping point for the Henderson Mine, Mine Index No. 287, a mine in District No. 3.

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, in § 323.6 (*Alphabetical list of code members*), the shipping points and price classifications set forth in the Schedule marked Supplement R annexed hereto and made a part hereof, shall be applicable to the Henderson Mine (Mine Index No. 287) of Rex Henderson in District No. 3.

Petitioner requests the establishment of Freight Origin Group No. 50. Freight Origin Group No. 57 will take the same necessary and permissible adjustments as Freight Origin Group No. 50.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: August 29, 1942.

[SEAL]

DAN H. WHEELER,  
Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 3  
 NOTE: The material contained in this supplement is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 323, Minimum Price Schedule for District No. 3 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 323.6 Alphabetical list of code members—Supplement R

[Alphabetical listing of code members having railway leaving facilities, showing price classification by size group numbers]

Mine index No.	Code member	Mine name	Seam	Shipping point <sup>1</sup>	Railroad	Freight origin group No.	Size group Nos.																			
							1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16				
287	Henderson, Rex.....	Henderson.....	Pittsburgh.....	(Everson, W. Va. (Kingmont, W. Va.).....	R&O R&O.....	157	DE	DE	DE	DE	DE	DE	DE	DE	DE	DF	DF	DF	B	B	B	B	B	B	B	B

<sup>1</sup> Freight Origin Group No. 57 will take the same necessary and permissible adjustments as Freight Origin Group No. 50.  
<sup>2</sup> Indicates additional shipping point.

[F. R. Doc. 42-8873; Filed, September 8, 1942; 11:44 a. m.]

[Docket No. A-1600]  
 PART 328—MINIMUM PRICE SCHEDULE,  
 DISTRICT NO. 8

ORDER GRANTING RELIEF, ETC.  
 Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 8 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 8.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, re-

questing the establishment, both temporary and permanent, of price classifications and minimum prices for the coal of certain mines in District No. 8; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act:  
 It is ordered, That, pending final disposition of the above-entitled matter,

temporary relief is granted as follows: Commencing forthwith, § 328.11 (Alphabetical list of code members) is amended by adding thereto Supplement R-I, § 328.21 (Alphabetical list of code members) is amended by adding thereto Supplement R-II, and § 328.34 (General prices for high volatile coals in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the

temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.  
 [SEAL] DAN H. WHEELER,  
 Acting Director.  
 Dated: August 29, 1942.



of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of its New Black Diamond Coal Co. mine (Mine Index No. 1190) in District No. 10 for rail shipment; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purpose of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 330.4 (Price groups) is amended by adding thereto

Supplement R, which supplement is hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

(SEAL) DAN H. WHEELER,  
Acting Director.

Dated: August 31, 1942.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 10

NOTE: The material contained in this Supplement is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 330, Minimum Price Schedule for District No. 10 and Supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 330.4 Price groups—Supplement R

Price group No.	Producer	Mine	Mine index No.	Freight origin group	Shipping point	Railroad
5	Gentry, Ed. (New Black Diamond Coal Co.)	Black Diamond #4.	11190	135	Marion, Ill....	MP

The f. o. b. mine prices for Mine Index No. 1190, shall be the same as the prices provided for the mines in Price Group 5 and Freight Origin Group 135 in Minimum Price Schedule for District No. 10 for All Shipments Except Truck and shall be subject to the same adjustments in f. o. b. mine prices for differences in freight rates as are therein provided for other mines in Freight Origin Group 135 having the same freight rates as Mine Index 1190; and on shipments for railroad locomotive fuel, the f. o. b. mine prices for Mine Index 1190 shall be: Mine Run—\$2.15, Screen—\$1.70 per ton f. o. b., cars Marion, Illinois.

NOTE: Relief granted in Docket A-1079 is herewith terminated.

[F. R. Doc. 42-8871; Filed, September 8, 1942; 11:44 a. m.]

FOR TRUCK SHIPMENTS

§ 328.34 General prices for high volatile coals in cents per net ton for shipment into all market areas—Supplement T

Code member index	Mine	Mine Index No.	Seam	Base sizes								
				Lump over 2' x 6" egg 4"	Lump 2' x 6" and under	Lump 3' x 6" and under	Lump 3' x 4" egg 2"	Egg 2' x 4" egg 2"	Stove 2' x 4" and under	Straight mine run	2' and under, slack	3' and under, slack
SUBDISTRICT NO. 3—HAZARD PERRY COUNTY, KY. Ratliff, Grover.....	Ratliff.....	5492	Hazard No. 4.	275	235	220	225	205	210	155	150	8
SUBDISTRICT NO. 4—KANAWHA KANAWHA COUNTY, W. VA. Riverton Coal Company.....	Riverton #4.....	5674	Winifrede.....	290	270	220	235	205	210	165	160	7
SUBDISTRICT NO. 6—SOUTHERN APPALACHIAN KNOX COUNTY, KY. Greene, A. M..... Greene, A. M..... Greene, A. M..... Greene, A. M.....	Wilton-Jellico #53 Wilton-Jellico #54 Wilton-Jellico #55 Wilton-Jellico #56	5685 5686 5672 5673	Jellico.....	255 235 235 235	235 235 225 225	225 225 225 225	225 225 205 205	215 215 215 215	155 155 155 155	150 150 150 150	140	6
Whitley County, KY. Monhallen, Edward.....	Monhallen.....	5658	Blue Gem.....	335	315	235	260	225	225	145	140	5
CUMBERLAND COUNTY, TENN. Ruffner & Hall (John Ruffner).....	Ruffner & Hall.....	5379	Sewanee.....	250	230	205	210	185	195	135	130	4

[F. R. Doc. 42-8872; Filed, September 8, 1942; 11:44 a. m.]

PART 330—MINIMUM PRICE SCHEDULE, DISTRICT NO. 10

[Docket No. A-1591]

ORDER GRANTING RELIEF, ETC.

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of the New Black Diamond Coal Co. for the establishment of price classifications and minimum prices for the coals of its new Black Diamond Coal Co. Mine in District No. 10. An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act



**TITLE 32—NATIONAL DEFENSE**

**Chapter VI—Selective Service System**

[No. 120]

**NOTICE TO APPEAR BEFORE LOCAL BOARD ORDER PRESCRIBING FORM**

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885) and the authority vested in me by the rules and regulations prescribed by the President thereunder, and more particularly the provisions of § 605.51 of the Selective Service Regulations, I hereby prescribe the following change in DSS forms:

Revision of DSS Form 60, entitled "Notice to Appear Before Local Board," effective immediately upon the filing hereof with the Division of the Federal Register.<sup>1</sup> The original supply of forms will be used until exhausted.

The foregoing revision shall, effective immediately upon the filing hereof with the Division of the Federal Register, become a part of the Selective Service Regulations.

**LEWIS B. HERSHEY,**  
*Director.*

**JULY 1, 1942.**

[F. R. Doc. 42-8898; Filed, September 8, 1942; 2:36 p. m.]

[Order No. 53]

**GORHAM PROJECT**

**ESTABLISHMENT FOR CONSCIENTIOUS OBJECTORS**

I, Lewis B. Hershey, Director of Selective Service, in accordance with the provisions of section 5 (g) of the Selective Training and Service Act of 1940 (54 Stat. 885) and pursuant to authorization and direction contained in Executive Order No. 8675 dated February 6, 1941, hereby designate the Gorham Project to be work of national importance, to be known as Civilian Public Service Camp No. 53. Said camp, located at Gorham, Coos County, New Hampshire, will be the base of operations for forestry work in the State of New Hampshire, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and non-combatant military service and have been placed in Class IV-E, may be assigned to said camp in lieu of their induction for military service.

The work to be undertaken by the men assigned to Civilian Public Service Camp No. 53 will consist of fire suppression, fire suppression, construction of telephone lines, construction of look-out houses, water systems and other administrative improvements, including some campground facilities, and shall be under the technical direction of the Forest Service of the United States Department of Agriculture insofar as concerns the planning and direction of the

<sup>1</sup> Form filed as part of the original document.

work program. The camp, insofar as camp management is concerned, will be under the direction of approved representatives of the National Service Board for Religious Objectors. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder. Administrative and directive control shall be under the Selective Service System through the Camp Operations Division of National Selective Service Headquarters.

**LEWIS B. HERSHEY,**  
*Director.*

**SEPTEMBER 5, 1942.**

[F. R. Doc. 42-8896; Filed, September 8, 1942; 2:36 p. m.]

[Order No. 54]

**WARNER PROJECT**

**ESTABLISHMENT FOR CONSCIENTIOUS OBJECTORS**

I, Lewis B. Hershey, Director of Selective Service, in accordance with the provisions of section 5 (g) of the Selective Training and Service Act of 1940 (54 Stat. 885) and pursuant to authorization and direction contained in Executive Order No. 8675 dated February 6, 1941, hereby designate the Warner Project to be work of national importance, to be known as Civilian Public Service Camp No. 54. Said camp, located at Warner, Merrimack County, New Hampshire, will be the base of operations for forestry work in the State of New Hampshire, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and noncombatant military service and have been placed in Class IV-E, may be assigned to said camp in lieu of their induction for military service.

The work to be undertaken by the men assigned to Civilian Public Service Camp No. 54 will consist of fire suppression, fire suppression, completion of a recreational road and parking area project, and shall be under the technical direction of the Forest Service of the United States Department of Agriculture insofar as concerns the planning and direction of the work program. The camp, insofar as camp management is concerned, will be under the direction of approved representatives of the National Service Board for Religious Objectors. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder. Administrative and directive control shall be under the Selective Service System through the Camp Operations Division of National Selective Service Headquarters.

**LEWIS B. HERSHEY,**  
*Director.*

**SEPTEMBER 5, 1942.**

[F. R. Doc. 42-8897; Filed, September 8, 1942; 2:36 p. m.]

**Chapter IX—War Production Board**

**Subchapter B—Director General for Operations**

**PART 962—IRON AND STEEL**

[Interpretation 1 of Supplementary Order M-21-d<sup>1</sup>]

**CORROSION AND HEAT RESISTANT CHROME STEEL**

Paragraph (a) (2) of the order (§ 962.5) provides that its prohibitions shall not apply to fully fabricated articles. For the purposes of this order, formed molding is considered to be a fully fabricated article.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

**AMORY HOUGHTON,**  
*Director General for Operations.*

[F. R. Doc. 42-8923; Filed, September 9, 1942; 11:13 a. m.]

**PART 965—IRON AND STEEL SCRAP**

[Revocation of Supplementary Order M-24-a]

Section 965.2 *Supplementary Order M-24-a*<sup>2</sup> is hereby revoked.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

**AMORY HOUGHTON,**  
*Director General for Operations.*

[F. R. Doc. 42-8922; Filed, September 9, 1942; 11:13 a. m.]

**PART 977—MANILA FIBER AND MANILA CORDAGE**

[Amendment 1 to General Preference Order M-36, as Amended July 4, 1942]

Section 977.1 *General Preference Order M-36*, as amended July 4, 1942,<sup>3</sup> is amended in the following respects:

1. The words "or Metals Reserve Company" are inserted after the words "Defense Supplies Corporation" wherever they appear in the order except in paragraph (c).

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

(e) *Restrictions on sales and deliveries of Manila cordage.* (1) (i) No cordage processor shall sell or deliver more Manila cordage during the period from March 2, 1942, to January 1, 1943, than an amount thereof equal to five times his basic monthly poundage, and, in each month thereafter, no cordage processor shall sell or deliver more Ma-

<sup>1</sup> 6 F.R. 6775; 7 F.R. 2383.

<sup>2</sup> 7 F.R. 2271, 5020.

<sup>3</sup> 7 F.R. 5116.

nila cordage than 41½ per cent of his basic monthly poundage: *Provided, however*, That any cordage processor keeping his books on a weekly basis shall apply the said percentage to the weekly periods of processing most nearly approximating the respective calendar periods mentioned in this paragraph.

(ii) There is excepted from the provisions of paragraph (e) (1) (i) any manila cordage manufactured on defense order pursuant to paragraph (e) (3) (i) of Amendment No. 3 issued February 20, 1942, and in the possession of a cordage processor and ready for delivery on March 2, 1942, *Provided*, failure to make such delivery prior to March 2, 1942, did not result from circumstances under the control of such cordage processor.

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

(2) In addition to the limitations in the paragraphs (e) (1) and (e) (3) no cordage processor or dealer shall sell or deliver any Manila cordage and no person shall purchase or accept delivery of any Manila cordage except to fill the following:

(i) Orders for Manila cordage for delivery to or for the account of the Army of the United States, the United States Navy, the United States Maritime Commission, its Agents, and the War Shipping Administration, its Operating or General Agents, or for physical incorporation in other products to be delivered to or for the account of the Army of the United States, the United States Navy, the United States Maritime Commission, its Agents, and the War Shipping Administration, its operating or general agents. Every such purchase order for physical incorporation into products to be delivered to or for the account of the foregoing named agencies shall be accompanied by a certificate in substantially the following form:

The undersigned hereby represents to his vendor and to the War Production Board that the Manila cordage covered by the annexed purchase order is for physical incorporation into the products to be delivered to ----- (here insert name of one of the foregoing named agencies) pursuant to contract No. -----

-----  
Name of purchaser  
Date -----  
By -----  
Authorized person

(ii) Purchase orders for the following categories and uses:

(a) Purse lines for use in commercial fishing;

(b) Lines not less than 4½" in circumference used exclusively in towage and by ocean-going vessels engaged in the carriage of cargo and passengers as common carriers;

(c) Manila drilling cables for use in drilling oil wells, gas wells, and mines;

(d) Manila torpedo lines for use in handling explosives;

(e) Manila shot lines.

(iii) Purchase orders for manila cordage.

(a) Carrying a preference rating of A-1-j or higher, evidenced by a preference rating certificate, or

(b) For use on vessels engaged in the carriage of cargo, as common carriers of passengers, in towage, in lighterage or in fishing for commercial fish markets or canneries, for use in hoisting for the loading or discharge of cargo of such vessels, and for uses of shipbuilding.

*Provided, however*, That the Manila fiber for the manufacture of cordage covered by the purchase order of the type specified in this paragraph (e) (2) (iii) (a) shall have been put into process by a cordage processor on or before September 14, 1942; *And provided further*, That Manila fiber for the manufacture of cordage covered by purchase orders of the categories specified in paragraph (e) (2) (iii) (b) shall have been put into process by a cordage processor on or before July 4, 1942.

(iv) Orders placed by Defense Supplies or Metals Reserve Company: *Provided, however*, That no cordage processor or dealer shall deliver any Manila cordage upon any order placed with him pursuant to paragraph (c) (2) (ii) or (e) (2) (iii) (b), unless and until such processor or dealer shall have first received from the person placing such order a certificate signed on behalf of such person by a duly authorized individual in substantially the following form:

The undersigned hereby represents that the Manila cordage covered by this order will be used by the undersigned only for the uses specified in paragraph (e) (2) of General Preference Order M-36 as amended July 4, 1942, with the terms of which the undersigned is familiar.

4. Paragraph (g) (1) (v) is repealed.

5. Paragraph (m) is amended to read as follows:

(m) *Effective date*. This amendment shall take effect on July 4, 1942, except that paragraph (e) (2) (i) shall not take effect until September 14, 1942.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

AMORY HOUGHTON,  
Director General for Operations.

[F. R. Doc. 42-8921; Filed, September 9, 1942;  
11:13 a. m.]

#### PART 1084—CANNED FOODS

[Supplementary Order M-86-c]

##### SALMON

§ 1084.4 *Supplementary Order M-86-c*. Pursuant to Order M-86,<sup>1</sup> which this order supplements, it is hereby ordered that each canner shall set aside and hold until further notice, for the requirements of government agencies, his entire pack of salmon, packed by him at any time from March 1, 1942, to February 28, 1943, or such part thereof as remains in his possession on the effective date of this order, notwithstanding any previous

<sup>1</sup> 7 F.R. 1998.

notice of release and notwithstanding the time when any canner may have given notice pursuant to paragraph (c) of Order M-86-b.<sup>2</sup> Except as superseded by this order, the provisions of said Orders M-86 and M-86-b shall remain in effect with respect to such salmon.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

AMORY HOUGHTON,  
Director General for Operations.

[F. R. Doc. 42-8927; Filed, September 9, 1942;  
11:14 a. m.]

#### PART 1244—INSTRUMENTS, VALVES, AND REGULATORS USED IN INDUSTRIAL PROCESSES

[Conservation Order L-134, as Amended  
September 9, 1942]

##### CHROMIUM & NICKEL

Section 1244.1 *Conservation Order L-134*<sup>1</sup> is hereby amended to read as follows:

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

§ 1244.1 *Conservation Order L-134*—  
(a) *Definitions*. For the purposes of this order:

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

(2) "Manufacturer" means any person manufacturing any industrial instrument, instrument end, instrument connection, control valve, safety valve, or regulator as defined below, to the extent he is engaged in such manufacture; and includes sales and distribution outlets controlled by such manufacturer.

(3) "Dealer" means any person primarily engaged in the business of selling or distributing industrial instruments, control valves, regulators, or safety valves, whether at wholesale, retail, or otherwise, but does not include sales and distribution outlets controlled by a manufacturer.

(4) "Industrial instrument" means any type of indicating, recording or measuring, or controlling instrument ordinarily used in industrial processes and containing an instrument connection listed in paragraph (5) below, or an instrument end listed in paragraph (6) below; except "laboratory equipment" as defined in Order L-144.

(5) "Instrument connection" means any of the following, to the extent used with or in an industrial instrument, if fabricated in whole or in part from

<sup>1</sup> 7 F.R. 3933.

<sup>2</sup> 7 F.R. 3928.

nickel, chromium, or any alloy thereof; capillary tubing having an internal diameter of .025" or less; protective armor tubing; tubes or springs (pressure measuring systems); diaphragms or bellows (pressure measuring systems except differential measuring systems) and extension lead wire.

(6) "Instrument end" means any of the following to the extent used with or in an industrial instrument, if fabricated in whole or in part from nickel, chromium, or any alloy thereof; sockets, wells, protecting tubes, sheaths and target tubes; liquid level floats, float rods, float cages and flanges, expansion and immersion tubes; venturi tubes; cleanout valve trim and liner for use with venturi tubes; flow nozzles; orifice plates; orifice meters accessories; thermocouples and thermocouple wire; temperature bulbs (fluid filled tube system type); bushings and revolving or coupling nuts; safety shutters and switches for radiation pyrometers; contact rods for flame control; straightening vanes; studs for differential pressure chambers; conductivity cells for measuring conductivity of fluids; pitot tubes; and flexible and rigid extension stems for temperature bulbs.

(7) "Control valve" means any glove or butterfly type valve, the inner portion of which is automatically positioned by pneumatic, hydraulic, or electric motive power, containing any of the parts listed in paragraphs (d) (1), (2), (3) and (5), provided such parts are fabricated in whole or in part from nickel or chromium, or any alloy thereof. The term shall not include any type of gate valve or slide valve.

(8) "Regulator" means any self-operated or integral pilot operated type valve used to control temperature, pressure above 25 p. s. i., pressure where inlet pressure is above 25 p. s. i. flow or liquid level, and containing any of the parts listed in paragraphs (d) (1), (2), (3), and (5), provided such parts are fabricated in whole or in part from nickel or chromium, or any alloy thereof.

(9) "Safety valve" means any self-operated valve designed to relieve pressure at a predetermined set point in excess of 25 p. s. i. gage, and containing any of the parts listed in paragraph (d) (1), (3), (4) and (5), provided such parts are fabricated in whole or in part from nickel or chromium or any alloy thereof.

(b) *General restrictions.* (1) On and after the date of issuance of this order, as amended, no manufacturer shall knowingly put in process any chromium, nickel, or alloy thereof, in the production of any instrument end, instrument connection, industrial instrument containing an instrument end or instrument connection, control valve, regulator or safety valve, except for use under such operating conditions, if any, as may be specified in paragraphs (c) or (d): *Provided, however,* That the provisions of this subparagraph shall not apply to such items sold to another manufacturer or dealer for resale, or to items sold for use in a foreign country (except Canada).

(2) On and after the date of issuance of this order, as amended, no manufacturer or dealer shall knowingly deliver, and no person shall accept delivery of, any instrument end, instrument connection, industrial instrument containing an instrument end or instrument connection, control valve, regulator, or safety valve, except for use under such operating conditions, if any, as may be specified in paragraph (c) or (d): *Provided, however,* That the provisions of this subparagraph shall not apply to deliveries by a manufacturer to another manufacturer or dealer for resale, or to deliveries of any item to be used in a foreign country (except Canada).

(3) On and after the date of issuance of this order, as amended, no manufacturer shall put in process any chromium, nickel, or alloy thereof for the production of any instrument end, instrument connection, industrial instrument containing an instrument end or instrument connection, control valve, regulator or safety valve except in accordance with the specifications enumerated in paragraph (c) or (d).

(4) On and after the date of issuance of this order, as amended, no manufacturer or dealer shall accept an order for, or deliver, and no person shall accept delivery of any instrument end, instrument connection, industrial instrument containing an instrument end or instrument connection, control valve, regulator or safety valve, except pursuant to a preference rating of A-1-c or better: *Provided, however,* That the limitations and restrictions of this paragraph (b) (4) shall not apply to:

(i) Any order accepted by a manufacturer or dealer prior to September 9, 1942, and bearing a preference rating of A-10 or better, or

(ii) Any order for maintenance and repair purposes, bearing a preference rating of A-8 or better, or

(iii) Any order by and for the use of the Army, Navy, Maritime Commission, War Shipping Administration, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Authority, the National Advisory Committee for Aeronautics, or the Office of Scientific Research and Development.

(5) No person shall accept delivery of any instrument end, instrument connection, industrial instrument containing an instrument end or instrument connection, control valve, regulator or safety valve, for use, unless based upon experience records he expects to install the item which is being delivered, and all similar items on hand, within the next 90 days.

(6) *Certification to be furnished.* (1) Each person (other than a manufacturer or dealer acquiring the item for resale or any person purchasing the item for use in a foreign country, except Canada) receiving delivery of an instrument end, instrument connection, industrial instrument containing an instrument end or instrument connection, control valve, regulator or safety valve, shall certify to the manufacturer or dealer

from whom he receives such delivery, as a condition to receiving delivery, the following on the purchase order, or in a separate letter:

The undersigned hereby certifies that

(here fill in items ordered)

will be used under the operating conditions permitted for such items under the terms of Conservation Order L-134. The operating conditions under which the items will be used are:

Here fill in operating conditions, if any (by reference to paragraph of order) for which items will be used.

By \_\_\_\_\_ Company

*Provided, however,* That such certification shall be required only where a limitation on the use of the item in question is prescribed in an operating condition specified in paragraph (c) or (d), except where otherwise provided in paragraph (c) or (d).

(ii) No person shall make a delivery under this paragraph (b) who has reason to believe that the person accepting delivery has furnished a false certification; and no person shall falsely furnish the certification specified above. The certification specified above shall constitute a representation to the Director General for Operations, War Production Board, of the facts certified therein.

(7) Nothing in this order shall be construed to place any restriction upon any instrument, valve or regulator, or part thereof, unless such instrument, valve, regulator or part thereof contains nickel, chromium, or any alloy thereof (not including plating); or upon any instrument, valve, regulator or part thereof which was manufactured prior to the date of this order, as originally issued.

(8) The provisions of this order shall not apply to any instrument end, instrument connection, industrial instrument containing an instrument end or instrument connection, control valve, regulator or safety valve to be incorporated in, or used exclusively on board a vessel of the Army or Navy of the United States.

(c) *Operating conditions and specifications for instrument ends, instrument connections, and industrial instruments containing instrument ends or connections.* Pursuant to the provisions of paragraph (b) hereof, the production and delivery of the following instrument ends, instrument connections, and industrial instruments containing instrument ends or instrument connections shall be governed by the following operating conditions and specifications:

(1) *Capillary tubing having an internal diameter of .025" or less—(i) Operating conditions.* Capillary tubing having an internal diameter of .025" or less shall be delivered for use only under the operating conditions specified in List A paragraph 1; capillary tubing for use with a mercury filled thermal system may be delivered for use under any operating condition.

(ii) *Specifications.* Capillary tubing having an internal diameter of .025" or less shall be manufactured from a metal whose nickel and chromium alloy con-

tent does not exceed that of Type 347 metal and shall be manufactured in the following four sizes only: .06" x .007"; .06" x .011"; .06 x .017"; .06" x .025".

(2) *Protective armor tubing*—(i) *Operating conditions*. Protective armor tubing shall be delivered for use only under the operating conditions specified in List A, paragraph 1.

(ii) *Specifications*. Protective armor tubing shall be manufactured in lengths not in excess of 6" at either the instrument or bulb.

(3) *Tubes and springs (Pressure measuring systems)*—(i) *Operating conditions*. Tubes or springs for pressure measuring systems may be delivered for any use, but certification of operating conditions shall be required where delivery is for the use described in List A, paragraphs 1 or 2.

(ii) *Specifications*. The total nickel and chromium alloy content of such tubes or springs shall not exceed 6% chromium (with no nickel): *Provided, however*, That for use under the operating conditions described in List A, paragraphs 1 or 2, the total nickel and chromium alloy content shall not exceed 32%.

(4) *Diaphragms or bellows. (Pressure measuring systems except differential measuring systems)*—*Operating conditions*. Diaphragms or bellows for pressure measuring systems (except differential measuring systems) shall be delivered for use only under the operating conditions specified in List A, paragraphs 1 or 2.

(5) *Sockets, wells, protecting tubes, sheaths and target tubes*. The operating temperatures specified below shall be deemed part of the operating conditions for purposes of certification:

(i) *Operating temperature up to 1,400° F.*—(a) *Operating conditions*. When used under operating temperatures up to 1,400° F., sockets, wells, protecting tubes, sheaths and target tubes shall be delivered for use only under the operating conditions specified in List A, paragraphs 1 (a) to 1 (k) inclusive, paragraph 2, or paragraph 3 (b) or 3 (c), or on aircraft.

(b) *Specifications*. The total nickel and chromium alloy content of sockets, wells, protecting tubes, sheaths and target tubes shall not exceed 30%, or 20% of either nickel or chromium: *Provided, however*, That for use under operating conditions specified in List A, paragraph 1 (f) or 1 (k) the total nickel and chromium alloy content shall not exceed 80%, and maximum nickel and chromium content of not over 65% and 30%, respectively.

(ii) *Operating temperatures from 1,401° F. to 1,900° F.*—*Specifications*. The total nickel and chromium alloy content of sockets, wells, protecting tubes, sheaths and target tubes, used under operating temperatures from 1,401° F. to 1,900° F. shall not exceed 52%, and the nickel and chromium contents shall not exceed 35% and 28%, respectively: *Provided, however*, That for use under the operating conditions specified in List A, paragraphs 1 (f) or 1 (k) the total nickel and chromium alloy content shall not exceed 80%, and

maximum nickel and chromium content of not over 65% and 30%, respectively.

(iii) *Operating temperatures of 1,901° F. and above*—(a) *Operating conditions*. When used under operating temperatures of 1,901° F. and above, sockets, wells, protecting tubes and sheaths shall only be delivered for use under the operating conditions specified in List A, paragraphs 1 (f) or 1 (k). Target tubes may be delivered for use under any conditions.

(b) *Specifications*. Sockets, wells, protecting tubes, sheaths and target tubes employed under the operating conditions specified in (a) above shall contain a maximum total nickel and chromium alloy content not to exceed 80%, and maximum nickel and chromium content of not over 65% and 30%, respectively.

(6) *Temperature bulbs (fluid filled tube system type)*—(i) *Operating conditions*. When used without sockets or protecting tubes, temperature bulbs (fluid filled tube system type) may be delivered for use only under the operating conditions specified in List A, paragraphs 1, 2, 3 (b) or 3 (c).

(ii) *Specifications*. The total nickel and chromium alloy content of temperature bulbs (fluid filled tube system type) shall not exceed 30%, or 20% of either nickel or chromium. No nickel, chromium, or alloy thereof, shall be used in temperature bulbs (except for mercury filled systems) when such bulbs are used in a socket or in protecting tubes. When used with a mercury filled system in a socket, temperature bulbs shall be manufactured from S. A. E. 4140 or alternate steels of no greater chromium alloy content and containing no more than 0.60% nickel.

(7) *Bushings and revolving or coupling nuts*—*Operating conditions*. Bushings and revolving or coupling nuts shall be delivered for use only under the operating conditions specified in List A, paragraphs 1 or 2.

(8) *Flexible and rigid extension stems for temperature bulbs*—(i) *Operating conditions*. When used with temperature bulbs without separable sockets or protecting tubes, flexible or rigid extension stems shall be delivered for use only under the operating conditions specified in List A, paragraph 1, 2, 3 (b) or 3 (c).

(ii) *Specifications*. The total nickel and chromium alloy content of such stems shall not exceed 30%, or 20% of either nickel or chromium.

(9) *Contact rods for flame control*—*Specifications*. The alloy content of contact rods for flame control, including contiguous brackets or clamps, shall not exceed 80% nickel and 20% chromium.

(10) *Thermocouples*. The operating temperatures specified below shall be deemed part of the operating conditions for purposes of certification.

(i) *Operating temperatures up to 800° F.*—*Specifications*. Where used in temperature ranges up to and including 800° F., the thermocouple wire alloy content shall not exceed 46% nickel, and the size of the wire shall not exceed #14 B and S gage.

(ii) *Operating temperatures from 801° F. to 1,400° F.*—*Specifications*. Where used in temperature ranges between 801° F. and 1,400° F., inclusive, the thermocouple wire alloy content shall not exceed 46% nickel, and the size of the wire shall not exceed #8 B and S gage, or as an alternate, the thermocouple wire alloy content shall not exceed 95% nickel or 20% chromium in either wire, and the size of the wire shall not exceed #14 B and S gage.

(iii) *Operating temperatures from 1,401° F. to 2,050° F.*—*Specifications*. Where used in temperature ranges between 1,401° F. and 2,050° F., inclusive, the thermocouple wire chromium alloy content shall not exceed 20% chromium in either wire, and the size of the wire shall not exceed #8 B and S gage.

(iv) *Operating temperatures of 2,051° F. and above*—(a) *Operating conditions*. When used in temperature ranges of 2,051° F. and above, thermocouple wire shall be delivered for use only under the operating conditions specified in List A, paragraphs 1 (f) or 1 (k).

(b) *Specifications*. The size of the wire shall be limited to No. 2 B and S gage or smaller when used under the operating conditions in List A, paragraph 1 (f), and shall be limited to No. 8 B and S gage or smaller when used under the operating conditions of List A, paragraph 1 (k).

(v) *Special provisions for replacement*. Except with respect to size of extension lead wire when used with potentiometer type pyrometers, the limitations of subparagraphs (i), (ii), (iii) and (iv) shall not apply to replacements if the extension lead wire or parts required to recalibrate existing instruments are not available in the user's plant.

(11) *Extension lead wire*—(i) *Specifications*. Two conductor extension lead wires shall not exceed 46% nickel content and shall be manufactured in sizes not larger than #16 B and S gages; except that extension lead wire used with millivoltmeter type pyrometers shall be limited in size to #14 B and S gage. When used with KA2S thermocouples, which measure surface tube temperatures, the nickel and chromium alloy content shall not exceed 95% nickel and 20% chromium in either wire, and no wire shall be longer than necessary: *Provided, however*, That there shall be no limitation on the size of wire used on aircraft.

(12) *Safety shutters and switches for radiation pyrometers*—*Specifications*. The nickel or chromium alloy content of safety shutters for radiation pyrometers shall not exceed 20% each; except that this restriction does not apply to the nickel or chromium alloy content of switches for radiation pyrometers.

(13) *Liquid level float cages and flanges*—(i) *Operating conditions*. Liquid level float cages and flanges shall be delivered for use only under the operating conditions specified in List A, paragraphs 2 (a) and 3 (b).

(ii) *Specifications*. The total nickel and chromium alloy content shall not

exceed 30%, or 20% of either nickel or chromium: *Provided, however,* That when used under the operating conditions of List A, paragraph 2 (a), the nickel and chromium alloy content shall not exceed that of the contiguous metal.

(14) *Liquid level floats and float rods—*  
(i) *Operating conditions.* Liquid level floats and float rods shall be delivered for use only under the operating conditions specified in List A, paragraphs 1, 2, or 3 (b).

(ii) *Specifications.* The total nickel and chromium alloy content shall not exceed 30%, or 20% of either nickel or chromium: *Provided, however,* That when used under the operating conditions of List A, paragraph 2 (a), the nickel or chromium alloy content shall not exceed that of the contiguous metal.

(15) *Liquid level expansion and immersion tubes—Operating conditions.* Liquid level expansion and immersion tubes shall be delivered for use only under the operating conditions specified in List A, paragraphs 1 or 2 or at temperatures of 400° F. and above.

(16) *Flow nozzles—Operating conditions.* Flow nozzles shall be delivered for use only in the presence of a flowing medium with a temperature in excess of 900° F.

(17) *Pitot tubes—Specifications.* No nickel, chromium or alloy thereof shall be used in the manufacture of pitot tubes, except when used on aircraft.

(18) *Orifice plates—Operating conditions.* Orifice plates shall be delivered for use only under the operating conditions specified in List A, paragraphs 1, 2, 3 (b) or 3 (c).

(19) *Orifice meter accessories—Specifications.* No nickel, chromium or alloy thereof shall be used in the manufacture of settling chambers, separating chambers or condensers.

(20) *Straightening vanes—*(i) *Operating conditions.* Straightening vanes shall be delivered for use only under the operating conditions specified in List A, paragraphs 1 or 3 (c) and their delivery shall be further limited to use in pipes having an internal diameter of 10 inches or less.

(ii) *Specifications.* The total nickel and chromium alloy contents shall not exceed 30%, or 20% of either nickel or chromium.

(21) *Cleanout valve trim and liners for use with Venturi tubes—Operating conditions.* Cleanout valve trim and liners for Venturi tubes shall be delivered for use only under the operating conditions specified in List A, paragraphs 1, 2, 3 (b) or 3 (c).

(22) *Venturi tubes — Specifications.* No nickel, chromium or alloy thereof shall be used in the manufacture of Venturi tubes.

(23) *Studs for differential pressure chambers—Specifications.* Studs for differential pressure chambers shall be manufactured from S. A. E. 4140 or alternate steels of no greater chromium alloy content and containing no more than 0.60% nickel.

(24) *Conductivity cells for measuring conductivity of fluids—Operating conditions.* Conductivity cells for measuring

conductivity of fluids shall be delivered for use only under the operating conditions specified in List A, paragraphs 1 or 2.

(d) *Operating conditions and specifications for safety valves, control valves, and regulators.* Pursuant to the provisions of paragraph (b) hereof, the production and delivery of the following safety valves, control valves and regulators shall be governed by the following operating conditions and specifications:

(1) *Bodies, bonnets and blind flanges—*(i) *Operating conditions.* Bodies, bonnets and blind flanges shall be delivered for use only under the operating conditions specified in List A, paragraph 2 (a) and 3 (b).

(ii) *Specifications.* When used under operating conditions of List A, paragraph 3 (b) the total nickel and chromium alloy content shall not exceed 30%, or 20% of either nickel or chromium: *Provided, however,* That when used under the operating conditions of List A, paragraph 2 (a), the nickel and chromium alloy content shall not exceed that of the contiguous metal.

(2) *Inner valves and seat rings (exclusive of safety valves)—*(i) *Operating conditions.* Inner valves and seat rings (exclusive of safety valves) shall be delivered for use only under an operating pressure drop of 50 p. s. i. or more, or under the operating conditions specified in List A, paragraphs 1 or 2.

(ii) *Specifications.* When used under operating conditions of a pressure drop of 50 p. s. i. or more, the flow cutting surface shall be made of carbon steel, faced, where practicable, with a chromium or nickel alloy not in excess of  $\frac{3}{16}$ " finished thickness. When used under the operating conditions specified in List A, paragraphs 1 or 2, the total nickel and chromium alloy content shall not exceed 30%, or 20% of either nickel or chromium: *Provided, however,* That when used under the conditions of List A paragraph 2 (a) the nickel and chromium alloy content shall not exceed that of the contiguous metal.

(3) *Studs for valve bodies and flanges—*(i) *Operating conditions.* Studs for valve bodies and flanges may be used under any operating conditions; but certification shall be required for use under the operating conditions of List A, paragraph 3 (b) or 3 (d).

(ii) *Specifications.* Studs for valve bodies and flanges shall be manufactured from S. A. E. 4140 or alternate steels of no greater chromium alloy content and containing no more than 0.60% nickel: *Provided, however,* That where used under the operating conditions specified in List A, paragraphs 3 (b) or 3 (d) the total nickel and chromium alloy content shall not exceed 30%, or 20% of either nickel or chromium.

(4) *Safety valve nozzles, discs and trim—Operating conditions.* Safety valve nozzles, discs, adjusting rings, and guides shall be delivered for use only under the operating conditions specified in List A, paragraph 1 or 3 (d).

(5) *Stems, bushings and guiding surfaces for control valves, safety valves, and regulators—Specifications.* The total

nickel and chromium alloy content of stems, bushings, and guiding surfaces for control valves, safety valves and regulators shall not exceed 30%, or 20% of either nickel or chromium.

(e) *Ninety-day exemption of Army, Navy, and Maritime Commission.* The provisions of this order shall not apply to deliveries to and for the use of the Army, Navy, or Maritime Commission until 90 days after the date of original issuance of this order. As used in this paragraph, the terms "Army," "Navy," and "Maritime Commission" shall not include any privately operated plant or shipyard, financed or controlled by any of these organizations, or operated on a cost-plus-fixed-fee basis.

(f) *Appeals.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him may appeal to the War Production Board setting forth the pertinent facts and the reasons he considers he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(g) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, General Industrial Equipment Branch, Washington, D. C., Ref: L-134.

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

(i) *Records and reports.* All manufacturers affected by this order shall keep and preserve for not less than two years accurate and complete records concerning production, deliveries, and orders for industrial instruments.

All persons affected by this order shall execute and file with the Director General for Operations, War Production Board, such reports and questionnaires as said Director General for Operations shall from time to time request. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

AMORY HOUGHTON,  
Director General for Operations.

LIST A

- PARAGRAPH 1. When exposed to:  
(a) Nitric acid (dilute or concentrated).  
(b) Coke oven gas.  
(c) Blast furnace gas.  
(d) Sulphurous gases.  
(e) Steam above 200 p. s. i. or 400° F.  
(f) Molten metal baths.

- (g) Sulphuric or hydrochloric acids.  
 (h) Sour gas and vapors, and liquids contaminated with sour gas and vapors.  
 (i) Hydrofluoric acid.  
 (j) Salt brine in crude petroleum.  
 (k) Salt baths containing nitrates, chlorides, cyanides, or fluorides.

PAR. 2. (a) When contiguous metal coming in contact with the processed medium at the point of measurement or control is also a nickel or chromium alloy.

(b) When contiguous surfaces coming in contact with the processed medium at the point of measurement or control are non-metallic but no protection other than that containing nickel or chromium will withstand the corrosive medium.

(c) In the production of synthetic rubber, when an explosive hazard due to chemical reaction cannot otherwise be avoided, or where acetic acid has a corrosive effect on seating, guiding, and measuring surfaces.

(d) When no other material can be substituted without contaminating the material being processed.

PAR. 3. When the fluid to which the part is to be subject is under:

- (a) Static pressure of 250 pounds per square inch or more;  
 (b) Temperature of 750° F. and above, or minus 20° F. and below;  
 (c) Normal pipe velocity of 5,000 ft. per minute or more for gases or vapors; or 300 ft. per minute or more for liquids;  
 (d) Temperature of minus 250° F. to minus 20° F. inclusive, and from 400° F. to 1,250° F. inclusive, and 400 p. s. i. to 2,500 p. s. i. inclusive.

[F. R. Doc. 42-8924; Filed, September 9, 1942; 11:13 a. m.]

#### PART 1249—DRUM EXTERIOR COATING

[Conservation Order M-158, as Amended September 9, 1942]

Section 1249.1 *Conservation Order M-158* is hereby amended to read as follows:

(a) *Definitions.* For the purpose of this order:

(1) "Drum" means any 29 gauge or heavier sheet steel cylindrical or bilged shipping container with or without bails, including kits and pails, which has a capacity of two gallons or more and is provided with a fixed or removable head or cover.

(2) "Class A coating" means any protective coating, lacquer, varnish or enamel, clear white, pigmented or colored, which contains any or all of the following materials: tung, oiticica, perilla or dehydrated castor oils; alkyd, phenolic, vinyl, urea or melamine resins; or cellulose esters or ethers.

(b) *Restrictions on drum exterior coatings.* On and after June 20, 1942, no person shall apply a Class A coating to the exterior surface of any drum, whether used, completed or in process of manufacture except:

(1) Where the drum is required for offshore or export shipment by such person, or where the person coating the drum is furnished with a written statement by the person on whose order the drum is coated that the drum is re-

quired for offshore or export shipment, provided that the exception contained in this subparagraph (b) (1) shall not apply to Class A coatings containing tung or oiticica oil; or

(2) Where a Class A coating is required to be applied to the drum by any contract or subcontract for the United States Army, Navy, Coast Guard, Maritime Commission or War Shipping Administration; or

(3) Where such Class A coating shall have been manufactured on or before June 5, 1942; or

(4) Where such Class A coating is wash-up salvage; or

(5) Where such Class A coating shall have been determined by the Director General for Operations to be overrun, off-color or other type of scrap coating.

(c) *Miscellaneous provisions.*—(1) *Applicability of priorities regulations.* This order and all transactions affected hereby are subject to all applicable provisions of War Production Board Priorities Regulations, as amended from time to time.

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

(3) *Appeal.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of drum coatings conserved, or that compliance with this order would disrupt or impair a program of conversion from non-defense to defense work, may appeal to the Director General for Operations by addressing a letter to the War Production Board, Chemicals Branch, Washington, D. C. Ref.: M-158, setting forth the pertinent facts and the reasons he considers that he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(4) *Communications.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Branch, Washington, D. C., Ref.: M-158. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

AMORY HOUGHTON,  
 Director General for Operations.

[F. R. Doc. 42-8928; Filed, September 9, 1942; 11:14 a. m.]

#### PART 3075—COPPER CHEMICALS

[General Preference Order M-227]

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

§ 3075.1 *General Preference Order M-227*—(a) *Definitions.* For the purposes of this order:

(1) "Copper chemicals" means copper sulfate, copper carbonate, copper chloride, copper oxide, copper nitrate and copper cyanide. Such term includes copper chemicals in both cupric and cuprous form.

(2) "Producer" means any person engaged in the production of any copper chemical and includes any person who has such material produced for him pursuant to toll agreement.

(3) "Distributor" means any person who has purchased or purchases any copper chemical for purpose of resale without change in form.

(b) *Restrictions on delivery and use of copper chemicals.* (1) On and after October 1, 1942 no producer or distributor, subject to the exemptions provided for in paragraph (c) hereof, shall make delivery of any copper chemical except as specifically authorized by the Director General for Operations upon application pursuant to paragraph (d) hereof, and no person shall accept delivery of any copper chemical which he has reason to believe is made in violation of this order.

(2) Each person accepting delivery of any copper chemical pursuant to authorization of the Director General for Operations shall use the same only for the purposes specified in such authorization.

(3) Each person affected by this order shall comply with such directions as may be given from time to time by the Director General for Operations with respect to the delivery or use of any copper chemical.

(c) *Small order exemptions.* The specific authorization provided for in paragraph (b) (1) hereof, shall not be required with respect to the delivery by any producer or distributor to any one person in any one month of four hundred and fifty (450) pounds or less of copper sulfate or of twenty-five (25) pounds or less of copper carbonate, copper chloride, copper oxide, copper nitrate or copper cyanide, respectively, subject to the following conditions:

(1) Each supplier desiring to make small order deliveries of any copper chemical pursuant to this paragraph (c) shall apply for authorization to make small order deliveries pursuant to paragraph (d) (2) (ii) hereof and the aggregate amount of small order deliveries made by any supplier during any month shall not exceed the amount of such deliveries which he is specifically authorized to make during such month.

(2) Each person seeking authorization to accept a small order delivery of any

copper chemical shall file with his supplier at the time of placing his order therefor, a certificate to the effect that after the delivery covered by such order is made, the deliverer will not have received during the current month in excess of the amount of the particular copper chemical covered by the exemption provided for in this paragraph (c).

(d) *Applications and reports.* In addition to such other reports as may from time to time be required by the Director General for Operations:

(1) Each person seeking authorization to accept delivery of any copper chemical pursuant to paragraph (b) (1) hereof shall apply therefor on Form PD-600. Such applicant shall file with the War Production Board the original and two copies of such form on or before the 15th day of the month preceding the month for which such authorization is requested and shall file with his supplier one copy of such form on or before the 15th day of such month if the supplier is a producer or on or before the 10th day of such month if the supplier is a distributor, which form shall be prepared in the manner prescribed therein, subject to the following specific instructions:

(i) *Heading.* Specify "copper chemicals" and order number "M-227", and specify pounds as the unit of measure, and in addition to specifying the delivery destination, indicate the address to which communications should be directed.

(ii) *Columns 1, 11 and 19.* Specify copper sulfate, copper carbonate, copper chloride, copper oxide, copper nitrate or copper cyanide and the percentage, by weight, of copper content.

(iii) *Columns 3, 20 and 22.* In the case of a distributor, specify "Resale pursuant to further authorization". In the case of a consumer, specify:

Preservative.	Dehydrating agent.
Insecticide.	Desulfurant.
Fungicide.	Deodorant.
Pigment.	Bactericide.
Antidote.	Purifier.
Mildew proofing agent.	Coloring agent.
Catalyst.	Electroplating solution.
Mordant disinfectant.	Other chemicals.
	Other.

If "Other chemicals" or "other" is specified, describe briefly.

(iv) *Column 4.* In the case of a distributor, disregard. In the case of a consumer, specify:

U. S. Army specification number.
U. S. Navy specification number.
U. S. Army-Navy Aircraft specification number.
U. S. Maritime Commission specification number.
Other (Identify) U. S. Government agency specification number.
Agriculture.
Synthetic rubber.
Petroleum.
Printing ink.
Electric batteries.
Textiles.
Lumber.
Paint.
Electroplating.
Wood pulp.

Pharmaceuticals.  
Varnish.  
Pyrotechnics.  
Ceramics.  
Glazes.  
Porcelain enamel.  
Paper.  
Glass.  
Other.

If "Other" is specified, describe briefly. If "Electroplating" is specified, describe briefly the parts to be electroplated and the equipment in which they will be used.

(2) Each producer and each distributor seeking authorization to deliver any copper chemical pursuant to paragraph (b) (1) hereof, shall apply therefor on Form PD-601. Such applicant shall file with the War Production Board the original and two copies of such form on or before the 20th day of the month preceding the month for which such authorization is requested, which form shall be prepared in the manner prescribed therein, subject to the following specific instructions:

(i) *Heading.* Specify "copper chemicals" and order number "M-227", and specify pounds as the unit of measure, and in addition to specifying the plant or warehouse address, indicate the address to which communications should be directed.

(ii) *Column 1.* List customers alphabetically with respect to each grade. If authorization to fill small orders under paragraph (c) (1) is requested, insert "Aggregate small order deliveries" in Column 1 after completing the list of customers with respect to each grade and specify in column 4 the aggregate amount of small order deliveries requested to be authorized for the particular grade.

(iii) *Columns 3 and 8.* Specify copper sulfate, copper carbonate, copper chloride, copper oxide, copper nitrate, or copper cyanide and the percentage, by weight, of copper content.

(e) *Notification of customers.* Producers and distributors shall, as soon as practicable, notify each of their regular customers of the requirements of this order, but failure to give such notice shall not excuse any such person from complying with the terms hereof.

(f) *Miscellaneous provisions—(1) Applicability of priorities regulations.* This order and all transactions affected hereby are subject to all applicable provisions of War Production Board Priorities Regulations, as amended from time to time.

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

(3) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact, or furnishes false information to any department or agency of the United States is

guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(4) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Branch, Washington, D. C. Ref: M-227. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

AMORY HOUGHTON,  
Director General for Operations.

[F. R. Doc. 42-8925; Filed, September 9, 1942;  
11:14 a. m.]

#### PART 3079—PHOSPHORUS

[General Preference Order M-230]

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

§ 3079.1 *General Preference Order M-230—(a) Definitions.* For the purposes of this order:

(1) "Phosphorus" means the chemical element of that name in both yellow and white form excluding however, red phosphorus and other allotropic forms of phosphorus.

(2) "Producer" means any person engaged in the production of phosphorus and includes any person who has phosphorus produced for him pursuant to toll agreement.

(3) "Distributor" means any person who has purchased, or purchases, phosphorus for resale.

(b) *Restrictions on use and delivery of phosphorus.* (1) On and after October 1, 1942, no person shall, subject to the exemption provided for in paragraph (c) hereof, deliver or use any phosphorus without the specific authorization of the Director General for Operations upon application pursuant to paragraph (e) hereof, and no person shall accept delivery of any phosphorus which he knows or has reason to believe is made in violation of this order.

(2) Each person accepting delivery of phosphorus pursuant to specific authorization of the Director General for Operations shall use the same only for the purposes specified in such authorization.

(3) Each person affected by this order shall comply with such directions as may be given from time to time by the Direc-

tor General for Operations with respect to the use or delivery of phosphorus.

(c) *Small order exemption.* The specific authorization provided for in paragraph (b) (1) hereof, shall not be required with respect to the following:

(1) Use by any person of 1,000 pounds or less of phosphorus during any one month.

(2) Delivery by any person of 1,000 pounds or less of phosphorus to any one person during any one month, and the acceptance of delivery thereof by such person, subject to the following conditions:

(i) Each person desiring to make small order deliveries of phosphorus pursuant to this paragraph (c) (2) shall apply for authorization to make small order deliveries pursuant to paragraph (e) (2) (ii) hereof, and the aggregate amount of small order deliveries made by any such person during any month shall not exceed the amount of such deliveries which he is specifically authorized to make: *Provided, however,* That authorization to make small order deliveries pursuant to this paragraph (c) (2) (i) shall not be required with respect to small order deliveries by any one person where the aggregate amount of such deliveries during any month does not exceed 1,000 pounds of phosphorus.

(ii) Each person seeking delivery of 1,000 pounds or less of phosphorus during any month shall file with his supplier at the time of placing his order therefor, a certificate to the effect that if the delivery covered by such order is made, the deliverer will not have received during the current month in excess of an aggregate of 1,000 pounds of phosphorus.

(d) *Production and establishment of inventories.* (1) Each producer shall comply with such directions as may be given from time to time by the Director General for Operations with respect to the production of phosphorus.

(2) Each person affected by this order shall comply with such directions as may be given from time to time by the Director General for Operations with respect to the establishment of inventories of phosphorus.

(3) Each person producing any primary product specifically named in paragraph (e) (1) (iii) hereof, regardless of whether produced directly from phosphorus or from any other material, shall comply with such directions as may be given from time to time by the Director General for Operations with respect to the production of any such primary product and with respect to the establishment of inventories thereof.

(e) *Applications and reports.* In addition to such other reports as may be required from time to time by the Director General for Operations:

(1) Each person seeking authorization to use or accept delivery of phosphorus shall apply therefor on Form PD-600. Such applicant shall file with the War Production Board the original and two copies of such form on or before the 15th day of the month preceding the month

for which such authorization is requested and shall file one copy of such form with his supplier on or before the 15th day of such month if the supplier is a producer or on or before the 10th day of such month if the supplier is a distributor, which form shall be prepared in the manner prescribed therein, subject to the following specific instructions:

(i) *Heading.* Specify "phosphorus" and order number "M-230", and specify pounds as the unit of measure, and in addition to specifying the delivery destination indicate the address to which communications should be directed.

(ii) *Columns 1, 11 and 19.* Specify "P", the chemical symbol for phosphorus.

(iii) *Columns 3, 20 and 22.* In the case of a distributor, specify "Resale pursuant to further authorization". In the case of a consumer specify:

Red phosphorus.  
Phosphoric anhydride.  
Phosphorus trichloride.  
Phosphorus pentachloride.  
Phosphorus oxychloride.  
Phosphorus sesquisulphide.  
Phosphorus pentasulphide.  
Phosphoric acid.  
Mono ammonium phosphate.  
Di ammonium phosphate.  
Phosphor copper.  
Mono calcium phosphate.  
Di calcium phosphate.  
Tri calcium phosphate.  
Mono sodium phosphate.  
Di sodium phosphate.  
Tri sodium phosphate.  
Tetra sodium pyrophosphate.  
Sodium metaphosphate.  
Sodium acid pyrophosphate.  
Sodium tetraphosphate.  
Other.

If "other" is specified, describe briefly.

(iv) *Column 4.* In the case of a distributor, disregard. In the case of a consumer, specify:

Lend-Lease.  
Phosphate plasticizers.  
Bomber plastics.  
Mining flotation agents.  
Bearing metals.  
Rustproofing.  
Petroleum catalysts.  
Petroleum additives.  
Sulfa drugs.  
Conditioners (identify).  
Dyestuffs.  
Matches.  
Activated carbon.  
Household soaps.  
Industrial soaps.  
Food sanitation.  
Pharmaceuticals (other than sulfa drugs & vitamins).  
Yeast.  
Oil well drilling.  
U. S. Army specification number.  
U. S. Navy specification number.  
U. S. Army-Navy Aircraft specification number.  
U. S. Maritime Commission specification number.  
Chemical Warfare Service specification number.  
Other (identify) U. S. Government agency specification number.  
Boiler water treatment.  
Vitamins.  
Textiles.  
Household detergents.  
Industrial detergents.  
Fireproofing.

Acid leavening agents.  
Sugar refining.  
Gelatin.  
Beverages.  
Other.

If "other" is specified, describe briefly.

(2) Each producer and distributor seeking authorization to deliver phosphorus pursuant to paragraph (b) (1) hereof, shall apply therefor on Form PD-601. Such applicant shall file with the War Production Board the original and two copies of such form on or before the 20th day of the month preceding the month for which such authorization is requested, which form shall be prepared in the manner prescribed therein, subject to the following specific instructions:

(i) *Heading.* Specify "phosphorus" and order number "M-230" and specify pounds as the unit of measure, and in addition to specifying the plant or warehouse address indicate the address to which communications should be directed.

(ii) *Column 1.* If authorization to make small order deliveries under paragraph (c) (2) (i) hereof is requested, insert "aggregate small order deliveries" in Column 1 after completing the list of customers requiring in excess of 1,000 pounds of phosphorus and specify in Column 4 the aggregate amount of small order deliveries requested to be authorized.

(iii) *Columns 3 and 8.* Specify "phosphorus".

(f) *Notification of customers.* Producers and distributors shall, as soon as practicable, notify each of their regular customers of the requirements of this order, but failure to give such notice shall not excuse any such person from complying with the terms hereof.

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

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

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

(4) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications



concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Branch, Washington, D. C. Ref.: M-230. (P.D. Reg. 1, as amended, 6 F.R. 6880; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 9th day of September 1942.

AMORY HOUGHTON,  
Director General for Operations.

[F. R. Doc. 42-8926; Filed, September 9, 1942; 11:13 a. m.]

Chapter XI—Office of Price Administration

PART 1300—PROCEDURE

[Amendment 2 to Procedural Regulation 3]

PROTESTS AND AMENDMENTS OF MAXIMUM RENT REGULATIONS AND ADJUSTMENTS UNDER SUCH REGULATIONS

Section 1300.245 of Procedural Regulation No. 3<sup>1</sup> is hereby amended to read as follows:

§ 1300.245 *Former employee not to be representative.* No former officer or employee of the Office of Price Administration shall, within two years after the termination of his employment, be permitted to act as agent, attorney, or representative of any person in connection with any protest, petition for amendment, petition for adjustment, or other proceeding before the Office of Price Administration: *Provided, however,* That this provision shall not apply to a person who performs services for the Office of Price Administration without pay.

§ 1300.247a *Effective dates of amendments.* \* \* \*

(b) Amendment No. 2 to Procedural Regulation No. 3 (§ 1300.245) shall become effective September 8, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 8th day of September 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-8903; Filed, September 8, 1942; 4:08 p. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[Amendment 16 to Rationing Order 2A<sup>2</sup>]

NEW PASSENGER AUTOMOBILE RATIONING REGULATIONS

Sections 1360.341 and 1360.344 are hereby amended to read as set forth below:

§ 1360.341 *Establishment of quotas.* (a) The Office of Price Administration will from time to time set quotas and re-

serve quotas stating the maximum number of new passenger automobiles for the transfer of which certificates may be issued, which quotas may be altered or revoked as the occasion may demand. No Board shall issue a quota certificate for the transfer of a new passenger automobile in excess of its quota.

(b) The Office of Price Administration will withhold a portion of each quota as a national reserve to be administered by it for the making of such adjustments as it may deem necessary, as provided in § 1360.344 and will withhold a further portion of each quota as a regional reserve to be administered by the Regional Administrator of the Office of Price Administration of each region, for the making of such adjustments as he may deem necessary, as provided in § 1360.344. The Office of Price Administration will also withhold a portion of each quota as a state reserve to be administered by the State Director of such state for the purpose of making necessary adjustment of quotas for the local War Price and Rationing Boards within the state, as provided in § 1360.342.

§ 1360.344 *Adjustment of state and regional quotas by the Office of Price Administration.* (a) A Regional Administrator of the Office of Price Administration may draw upon the regional reserve provided for in § 1360.341 to adjust the quotas within the different states of his region, as he may determine. Each State Director may apply for an allotment from the regional reserve held by the Regional Administrator of the Office of Price Administration of his region to augment the state reserve held under his control. Each such application shall be accompanied by a statement setting forth in full the facts giving rise to such application.

(b) The Office of Price Administration may draw upon the national reserve provided for in paragraph (b) of § 1360.341 to adjust the quotas within the different regions, as it may determine. Each Regional Administrator may apply for an allotment from the national reserve held by the Office of Price Administration to augment the regional reserve held under his control. Each such application shall be accompanied by a statement setting forth in full the facts giving rise to such application.

*Effective Dates*

§ 1360.442 *Effective dates of amendments.* \* \* \*

(p) Amendment No. 16 (§§ 1360.341, 1360.344) to Rationing Order No. 2A shall become effective September 10, 1942.

(Pub. Law 421, 77th Cong. W.P.B. Dir. No. 1, Supp. Dir. No. 1A, 7 F.R. 562, 698, 1493)

Issued this 8th day of September 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-8902; Filed, September 8, 1942; 4:08 p. m.]

PART 1382—HARDWOOD LUMBER

[Correction to Maximum Price Regulation 97<sup>1</sup>]

SOUTHERN HARDWOOD LUMBER

In paragraph (b) of § 1382.113 and paragraph (b) of § 1382.114 the date, "July 27, 1942," is corrected to read "August 27, 1942."

§ 1382.111a *Effective dates of amendments.* (a) Correction (§§ 1382.113 and 1382.114) to Maximum Price Regulation No. 97 shall become effective September 8, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 8th day of September 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-8901; Filed, September 8, 1942; 4:08 p. m.]

PART 1426—WOOD PRESERVING AND PRIMARY FOREST PRODUCTS

[Maximum Price Regulation No. 218]

CENTRAL APPALACHIAN WOODEN MINE MATERIALS

In the judgment of the Price Administrator, the maximum prices for certain mine posts, wedges, blocking and other wooden mine materials as established by the General Maximum Price Regulation should be put under specific dollars and cents maximum price regulation. In issuing the regulation, the Price Administrator has ascertained and given due weight to the prices prevailing between October 1 and October 15, 1941, and has made the adjustments which appear to be necessary and proper when viewed in the light of the Emergency Price Control Act of 1942. So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this Regulation.

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of said Act. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.\*

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1,<sup>2</sup> issued by the Office of Price Administration, Maximum Price Regulation No. 218 is hereby issued.

Sec.

1426.51 Maximum prices for Central Appalachian wooden mine materials.  
1426.52 Less than maximum prices.  
1426.53 Adjustable pricing.

\*Copies may be obtained from the Office of Price Administration.

<sup>1</sup> 7 F.R. 5667.

<sup>2</sup> 7 F.R. 971, 3663, 6967.

<sup>1</sup> 7 F.R. 3936, 3991, 6081.

<sup>2</sup> 7 F.R. 1542, 1647, 1756, 2108, 2242, 2305, 2903, 3097, 3482, 4343.

Sec.	
1426.54	Evasion.
1426.55	Licensing.
1426.56	Records and reports.
1426.57	Enforcement.
1426.58	Petitions for amendment.
1426.59	Definitions.
1426.60	Applicability of General Maximum Price Regulation.
1426.61	Effective date.
1426.62	Appendix A: Maximum prices for Central Appalachian wooden mine materials delivered to the mine.

AUTHORITY: §§ 1426.51 to 1426.62, inclusive, issued under Pub. Law 421, 77th Cong.

§ 1426.51 *Maximum prices for Central Appalachian wooden mine materials.* On and after September 8, 1942:

(a) Regardless of any contract or other obligation no person shall sell or deliver any Central Appalachian wooden mine materials and no person shall buy or receive in the course of trade or business any Central Appalachian wooden mine materials at prices higher than the maximum prices set forth in Appendix A, § 1426.62 hereof.

(b) No person shall offer, agree, solicit or attempt to do any of the foregoing.

(c) The provisions of this Maximum Price Regulation No. 218 shall not be applicable to sales or deliveries of Central Appalachian wooden mine materials to a purchaser, if prior to September 8, 1942, such mine materials had been received by a carrier other than a carrier owned or controlled by the seller for shipment to such purchaser.

§ 1426.52 *Less than maximum prices.* Lower prices than those set forth in Appendix A, § 1426.62, may be charged, demanded, paid or offered.

§ 1426.53 *Adjustable pricing.* Nothing in this Maximum Price Regulation No. 218 shall be construed to prohibit the making of a contract to sell wooden mine materials at a price not to exceed the maximum price at the time of delivery or supply. Where a petition for amendment or for adjustment or exception has been filed which requires extended consideration, the Price Administrator may, upon application, grant permission to agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

§ 1426.54 *Evasion.* The price limitations set forth in this Maximum Price Regulation No. 218 shall not be evaded whether by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to Central Appalachian wooden mine materials, alone or in conjunction with any other commodity or by way of commission, service, transportation, or other charge or discount, premium or other privilege, or by tying agreement or other trade understanding or otherwise.

§ 1426.55 *Licensing.* The provisions of Supplementary Order No. 18 (§ 1305.22) licensing persons selling lumber, lumber products or building materials, are applicable to every person (except mills, manufacturers or producers) making

sales of Central Appalachian wooden mine materials for which maximum prices are established by this regulation. The term "mills", "manufacturers" and "producers" when used in this section shall have the meaning given to them by Supplementary Order No. 18.

§ 1426.56 *Records and reports.* (a) On and after September 8, 1942, every person who, during any calendar month, offers or agrees to sell, sells or delivers, or offers or agrees to buy, buys or receives a total of one thousand dollars worth, or more of Central Appalachian wooden mine materials in the course of trade or business, shall keep for inspection by the Office of Price Administration for a period of not less than two years, a complete and accurate record of every offer, agreement, purchase, sale or delivery of Central Appalachian wooden mine materials showing the date thereof, the name and address of the buyer and the seller, the price paid or received, an exact description of the material and the quantity thereof.

(b) Such persons shall keep such other records in addition to or in place of the records required in paragraph (a) of this section and shall submit such reports to the Office of Price Administration as that Office may from time to time require or permit.

§ 1426.57 *Enforcement.* (a) Persons violating any provision of this Maximum Price Regulation No. 218 are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Maximum Price Regulation No. 218 or any price schedule, regulation, or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation are urged to communicate with the nearest district, state, or regional office of the Office of Price Administration or its principal office in Washington, D. C.

§ 1426.58 *Petitions for amendment.* Persons seeking any modification of this Maximum Price Regulation No. 218, or any adjustment or exception not provided for therein may file petitions for amendment in accordance with the provisions of Procedural Regulation No. 1,<sup>2</sup> issued by the Office of Price Administration.

§ 1426.59 *Definitions.* (a) This Maximum Price Regulation No. 218 and the terms appearing therein, unless the context otherwise requires, shall be construed as follows:

(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 government, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Central Appalachian wooden mine materials" means any materials used in mines and named in Appendix

<sup>2</sup> *Supra*, Note 1.

A, § 1426.62 hereof, which is delivered to the mine and produced in any of the following counties of Pennsylvania: Greene, Fayette, Somerset, Washington, Westmoreland, Butler, Clearfield, Beaver, Lawrence, Mercer, Venango, Forest, Elk, Cameron, Jefferson, Centre, Cambria, Indiana, Bedford, Huntington, Fulton, Blair, Clarion, Armstrong, and Allegheny; or produced in either of the following counties of Maryland: Garrett and Allegany; or produced in any of the following counties of West Virginia: Mineral, Preston, Grant, Randolph, Upshur, Wetzel, Hampshire, Hardy, Tucker, Barbour, Monongalia, Taylor, Marion, and Marshal.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

§ 1426.60 *Applicability of General Maximum Price Regulation.* The provisions of this Maximum Price Regulation No. 218 supersede the provisions of the General Maximum Price Regulation with respect to sales and deliveries for which maximum prices are established for this regulation.

§ 1426.61 *Effective date.* Maximum Price Regulation No. 218 (§§ 1426.51 to 1426.62, inclusive) shall become effective September 8, 1942.

§ 1426.62 *Appendix A: Maximum prices for Central Appalachian wooden mine materials delivered to the mine.* (a) The maximum prices for Central Appalachian wooden mine materials delivered to the mine shall be as follows:

TABLE 1—STANDARD PIT POSTS

	Each
5 ft.....	\$0.155
5½ ft.....	.17
6 ft.....	.20
6½ ft.....	.21
7 ft.....	.235
7 ft. 6 inches.....	.26
8 ft.....	.28
9 ft.....	.35

TABLE 2—ROUND PIT POSTS

	Each
7 ft.—4" top diameter.....	\$0.26
7 ft.—4½" top diameter.....	.31
7 ft.—5" top diameter.....	.38
7 ft. 6 inches—5" top diameter.....	.41
7 ft. 6 inches—6" top diameter.....	.53
8 ft.—4" top diameter.....	.32
8 ft.—4½" top diameter.....	.37
8 ft.—5" top diameter.....	.44
8 ft.—5½" top diameter.....	.47
8 ft.—6" top diameter.....	.575
9 ft.—4½" top diameter.....	.43
9 ft.—5" top diameter.....	.47
9 ft.—5½" top diameter.....	.56
9½ ft.—5" top diameter.....	.54
10 ft.—4" top diameter.....	.44
10 ft.—4½" top diameter.....	.50
10 ft.—5" top diameter.....	.595
10 ft.—6" top diameter.....	.71
11 ft.—5" top diameter.....	.625
11 ft.—6" top diameter.....	.75
11 ft. 6 inches—5" top diameter.....	.655
11 ft. 6 inches—6" top diameter.....	.81
12 ft.—5" top diameter.....	.685
12 ft.—6" top diameter.....	.84
14 ft.—5" top diameter.....	.935
14 ft.—6" top diameter.....	1.10
15 ft.—5" top diameter.....	1.02
15 ft.—6" top diameter.....	1.12
16 ft.—6" top diameter.....	1.56

TABLE 3—MIXED OAK AND HARDWOODS—  
MINE TIES

	Per M
3" x 5"—5 ft.	\$32.50
3" x 5"—5½ ft.	31.50
3" x 5"—6 ft.	32.50
4" x 5"—5½ ft.	32.00
4" x 5"—6 ft.	33.00
4" x 6"—5 ft.	32.50
4" x 6"—5½ ft.	33.50
4" x 6"—6 ft.	34.00
5" x 6"—5 ft.	32.50
5" x 6"—5½ ft.	32.00
5" x 6"—6 ft.	32.50
5" x 7"—5½ ft.	33.50
5" x 7"—6 ft.	34.50
7" x 7"—6½ ft.	35.00
7" x 7"—7 ft.	35.00
6" x 8"—6 ft.	36.00
6" x 8"—6½ ft.	36.00
7" x 9"—7 ft.	41.00

NOTE: For all mixed oak, add \$4.50 per thousand feet.

TABLE 4—MIXED OAK AND HARDWOOD CROSS  
BARS

	Per M
3" x 8"—10' to 14'	\$36.00
3" x 8"—16'	38.50
4" x 5"—10' to 14'	36.00
4" x 5"—16'	38.50
4" x 6"—10' to 14'	37.00
4" x 6"—16'	38.50
5" x 6"—10' to 14'	36.00
5" x 6"—16'	38.50
6" x 6"—10' to 14'	37.00
6" x 6"—16'	41.00
6" x 8"—10' to 14'	37.00
6" x 8"—16'	41.00

NOTE: For all mixed oak, add \$5.50.

TABLE 5—MIXED OAK AND HARDWOOD MINE  
WEDGES

	Each
½" x 1" x 5"—13"	\$0.02
¾" x 1" x 5"—12"	.02
¾" x 1¼" x 5"—12"	.0225
¾" x 3" x 5"—18"	.0475
¾" x 2" x 5"—12"	.03

TABLE 6—MIXED OAK AND HARDWOOD MINE  
POST CAPS

	Each
2" x 5"—16"	\$0.035
2" x 5"—18"	.0375
3" x 5"—16"	.055
3" x 5"—18"	.0575
8" x 4"—18"	Per M 36.00

TABLE 7—MIXED OAK AND HARDWOOD MINE  
CRIBBING BLOCKS

	Per M
4" x 5"—2½'	\$32.50
5" x 6"—2½'	34.50

TABLE 8—MIXED OAK AND HARDWOOD MINE  
SWITCH TIES—UNTREATED

	Per M
5" x 7"—6' to 14'	\$37.00
5" x 7"—16'	41.00

(b) The maximum prices herein established shall not be increased by any charges for the extension of credit and shall be decreased for prompt payment to the same extent that the sale price would have been decreased by the seller on April 1, 1942. The cash and credit periods recognized by the seller on April 1, 1942 shall not be reduced.

(c) All invoices of sales of mine materials subject to this regulation must show the complete description of the materials and the quantity thereof.

(d) No person shall pay and no person shall charge or receive a commission for

purchasing Central Appalachian wooden mine materials which is based on the amount or value of such materials purchased, if the amount of the commission plus the purchase price is higher than the maximum price permitted by this Maximum Price Regulation No. 218.

(e) A gross price above the maximum price herein established shall not be quoted even if accompanied by a discount, the effect of which is to bring the net price below such maximum price.

Issued this 8th day of September 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-8900; Filed, September 8, 1942; 4:08 p. m.]

TITLE 46—SHIPPING

Chapter IV—War Shipping Administration

[General Order 20]

PART 302—CONTRACTS WITH VESSEL OWNERS AND RATES OF COMPENSATION RELATING THERETO

BASIS FOR VALUATION FOR WAR RISK INSURANCE PURPOSES

Adopting and amending General Order No. 53<sup>1</sup> of the United States Maritime Commission (§§ 243.1 to 243.5, incl.), prescribing basis for valuation of United States flag vessels and of foreign-flag vessels owned by a national of the United States, for war risk insurance purposes.

The War Shipping Administration, to whom there has been transferred by Executive Order of the President dated February 7, 1942, the insurance functions of the United States Maritime Commission under the Merchant Marine Act, 1936, as amended, and related Acts, hereby amends from its inception General Order No. 53 (§§ 243.1 to 243.5, incl.) of the United States Maritime Commission.

1. By striking out subparagraph (1) of § 243.2 (b) *Excess valuation* of said General Order No. 53, and substituting therefor the following:

§ 302.70 *Basis of valuation of United States-flag vessels and foreign-flag vessels owned by a national of the United States, for war risk insurance purposes.* \* \* \*

(b) \* \* \*

(1) Payments of total or constructive total loss will be put in escrow; except with respect to vessels the proceeds of whose loss are required by the United States Maritime Commission to be placed in the owner's capital reserve fund established under the provisions of Title VI of the Merchant Marine Act, 1936, as amended, in which cases payments will be made into said fund subject to suitable agreements for the utilization of said payments and the return to the

<sup>1</sup>General Order No. 53 appears at 7 F.R. 823, now renumbered for the purposes of the War Shipping Administration §§ 302.69 to 302.74, inclusive.

Commission of the equivalent of payments not utilized for new construction, all in a manner similar to the requirements of this General Order applicable to other vessels subject to the provisions hereof relating to "excess valuation".

Funds in escrow may be used for replacement of the vessel by new construction approved by the Commission, if such new construction is completed within three years after peace between the United States and the nations with which it is now at war is proclaimed. In the event that such funds are not so used within such prescribed period, they will be paid to the Commission, after deduction of insurance premiums paid with respect to "excess valuation" on the vessel involved, which shall be returned to the owner of the vessel.

The escrow shall be in the form of an escrow agreement with a depository satisfactory to the Commission, to which the Commission and the Assured shall be parties, containing such provisions consistent with the provisions of this General Order as the Commission may determine to be necessary or advisable, and in the event that the owner elects to put the entire net proceeds of loss, as said term is defined in section 511 of the Merchant Marine Act, 1936, as amended, and regulations issued thereunder, in a Construction Reserve Fund, as provided in said section 511 and said regulations, the agreement shall contain additional provisions necessary or appropriate in the opinion of the Commission in order to permit payments by the Escrow Agent to the depository of said Construction Reserve Fund instead of to the owner.

By adding as a final paragraph to said General Order No. 53 (§§ 243.1 to 243.5, incl.) the following:

§ 302.74 *Effective date; definitions.* \* \* \*

Wherever in this General Order the term "Commission" is used (except with respect to the first reference thereto in the first paragraph of subparagraph (1) of § 243.2 (b)) the word "Commission" shall be understood to include the War Shipping Administration as successor to the functions and duties of the Commission under the aforementioned Executive Order of the President.

The War Shipping Administration hereby adopts said General Order No. 53 (§§ 243.1 to 243.5, incl.) of the United States Maritime Commission, as herein amended, as a General Order of the War Shipping Administration, with respect to all cases to which it has been made applicable by specific action of the United States Maritime Commission or the War Shipping Administration, or to which it may hereafter be made applicable by specific action of the War Shipping Administration. (E.O. 9054, 7 F.R. 837)

By Order of the War Shipping Administrator.

[SEAL]

W. C. PEET, Jr.,  
Secretary.

SEPTEMBER 7, 1942.

[F. R. Doc. 42-8899; Filed, September 8, 1942; 1:03 p. m.]

## Notices

### DEPARTMENT OF THE INTERIOR.

#### Bituminous Coal Division.

[Docket No. B-314]

LINDSAY H. PUTMAN

#### NOTICE OF AND ORDER FOR HEARING

A complaint dated August 17, 1942, pursuant to the provisions of section 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937 (the "Act"), having been duly filed on August 20, 1942, by Bituminous Coal Producers Board for District No. 1, a district board, complainant, with the Bituminous Coal Division (the "Division"), alleging wilful violation by Lindsay H. Putman, Hooversville, Pennsylvania (the "Code Member"), of the Bituminous Coal Code (the "Code"), or rules and regulations thereunder:

*It is ordered,* That a hearing in respect to the subject matter of such complaint be held on October 19, 1942, at 10 a. m. at a hearing room of the Bituminous Coal Division at Room 118, Colonial Hotel, Altoona, Pennsylvania.

*It is further ordered,* That W. A. Cuff or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, to take evidence, and to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said code member and to all other parties herein and to all persons and entities having an interest in this proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Act, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Division at its Washington Office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the code member; and that failure to file an answer within such period, unless otherwise ordered, shall be deemed to be an admission of the allegations of the complaint herein and a consent to the entry of an appropriate order on the basis of the facts alleged.

Notice is also hereby given that if it shall be determined that the code member has wilfully committed any one or

more of the violations alleged in the complaint, an order may be entered either revoking the membership of the code member in the Code and the code member's right to an exemption from the taxes imposed by section 3520 (b) (1) of the Internal Revenue Code, or directing the code member to cease and desist from violating the Code and regulations made thereunder.

All persons are hereby notified that the hearing in the above entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

Notice is also hereby given that any application, pursuant to § 301.132 of the Rules of Practice and Procedure before the Division for the disposition of this proceeding without formal hearing, must be filed not later than fifteen (15) days after receipt by the code member of the complaint herein.

The matter concerned herewith is in regard to the complaint filed by said complainant alleging that Lindsay H. Putman, Hooversville, Pennsylvania, code member, whose code membership became effective as of June 21, 1937, and who operates the Fallen Timber Mine, Mine Index No. 1914, in Subdistrict No. 37, District No. 1, Somerset County, Pennsylvania, (1) wilfully violated section 4, Part II (e) of the Act and Part II (e) of the Code, by selling and delivering subsequent to September 30, 1940, below the effective minimum prices established therefor, as set forth in the Schedule of Effective Minimum Prices for District No. 1 For Truck Shipments, coal produced at the aforesaid mine, including (a) sales during the period November 27, 1940, to February 22, 1941, both dates inclusive, of approximately 15 net tons of slack coal, to L. Carano, Hooversville, Pennsylvania, at \$1.50 per net ton f. o. b. said mine; and (b) sales and deliveries during the period October 11, 1940, to May 19, 1941, both dates inclusive, of approximately 140 net tons of slack coal, to the Hooversville Schools, Hooversville, Pennsylvania, at the delivered price of \$2.15 per net ton, whereas all of said coal, pursuant to Price Instruction No. 4 as set forth in said schedule was classified as Size Group 3 and priced at \$2.20 per net ton f. o. b. said mine in said Schedule, which transactions constituted sales and deliveries of coal at prices less than the minimum established therefor by the Division, thereby resulting in violations of section 4, Part II (e) of the Act and Part II (e) of the Code;

(2) That said code member wilfully violated section 4, Part II (e) and (g) of the Act and Part II (e) and (g) of the Code by selling and delivering subsequent to September 30, 1940, below the effective minimum price established therefor as set forth in said Schedule, coal produced at the aforesaid mine, including sales and deliveries during the period from January 19 to May 24, 1941, both dates inclusive, of approximately

18 net tons of slack coal to various purchasers at Hooversville, Pennsylvania, at \$2.25 per net ton delivered, whereas the effective minimum f. o. b. mine price for said coal, pursuant to Price Instruction 4, as set forth in said Schedule was \$2.20 per net ton, to which there should have been added the transportation charges, handling charges or incidental charges from the transportation facilities at the mine to said purchasers at Hooversville, Pennsylvania, as required by Price Instruction No. 6 as amended, and contained in Supplement No. 1 to said Schedule, resulting in violations of section 4, Part II (e) and (g) of the Act and Part II (e) and (g) of the Code; and

(3) That said code member failed and refused to file with the Statistical Bureau of the Division for District No. 1, for each month from and including January 1, 1941, to date, within 5 days after the end of each of said months, a report of all sales made during each of said months of coal produced at said Fallen Timber Mine, Mine Index No. 1914, and shipped from said mine by truck or wagon to various purchasers and copies of truck tickets, sales slips, invoices and listings of said sales as required by section III (b) of Order of the Division No. 307 issued December 11, 1940, resulting in violations of Order of the Division No. 308 issued January 14, 1941 pursuant to said Order No. 307, and provisions of the Act and Code, pursuant to which said orders were issued.

Dated: September 8, 1942.

[SEAL]

DAN H. WHEELER,  
Acting Director.

[F. R. Doc. 42-8915; Filed, September 9, 1942; 11:03 a. m.]

### DEPARTMENT OF LABOR.

#### Wage and Hour Division.

#### LEARNER EMPLOYMENT CERTIFICATES

##### NOTICE OF ISSUANCE

Notice of issuance of Special Certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly wages lower than the minimum wage rate applicable under section 6 of the Act are issued under section 14 thereof, Part 522 of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4723), and the Determination and Order or Regulation listed below and published in the FEDERAL REGISTER as here stated.

Apparel Learner Regulations, September 7, 1940, (5 F.R. 3591).

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724).

Artificial Flowers and Feathers Learner Regulations, October 24, 1940 (5 F.R. 4203).

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order of September 20, 1940 (5 F.R. 3748).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530).

Independent Telephone Learner Regulations, September 27, 1940 (5 F.R. 3829).

Knitted Wear Learner Regulations, October 10, 1940 (5 F.R. 3982).

Millinery Learner Regulations, Custom Made and Popular Priced, August 29, 1940 (5 F.R. 3392, 3393).

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446).

Woolen Learner Regulations, October 30, 1940 (5 F.R. 4302).

Notice of amended order for the employment of learners in the Cigar Manufacturing Industry, July 29, 1941 (6 F.R. 3753).

The employment of learners under these Certificates is limited to the terms and conditions as to the occupations, learning periods, minimum wage rates, et cetera, specified in the Determination and Order or Regulation for the industry designated above and indicated opposite the employer's name. These Certificates become effective September 7, 1942. The Certificates may be cancelled in the manner provided in the Regulations and as indicated in the Certificates. Any person aggrieved by the issuance of any of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS, AND EXPIRATION DATE

*Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry*

Besco Shirt Co., Inc., 600 Fulton St., Elizabeth, New Jersey; Shirts and jackets for the U. S. Government; 35 learners (T); September 7, 1943.

Eastern Isles Importing Co., Inc., Union and Mechanic Sts., Clinton, Massachusetts; Underwear, nightwear, negligees of woven fabrics; 10 percent (T); September 7, 1943.

Fairfield Mfg. Co., 1 Franklin St., New Haven, Connecticut; Men's dress shirts, sport shirts; 10 percent (T); September 7, 1943.

Falcon Waist Co., Inc., 621 River St., Troy, New York; Ladies blouses; 10 percent (T); September 7, 1943.

Gem Undergarment Co., Inc., Slate-dale, Pennsylvania; Ladies underwear; 25 learners (E); March 7, 1943.

A. C. Meyers & Co., 811 Cherry St., Philadelphia, Pennsylvania; Ladies neckwear and scarfs; 3 learners (T); September 7, 1943.

Osgood & Sons, Inc., Warsaw, Illinois; Wash dresses; 10 percent (T); September 7, 1943.

Panara Brothers, Camden St., Rockland, Maine; Bathrobes; 10 percent (T); September 7, 1943.

Reliance Mfg. Co., East Tipton St., Seymour, Indiana; Shirts; 10 percent (T); September 7, 1943.

Shawnee Garment Mfg. Co., 115½ N. Bell St., Shawnee, Oklahoma; Overalls,

pants, coats; 10 learners (E); January 7, 1943.

Silton Bros., 1128 Washington St., St. Louis, Missouri; Leather jackets, sportswear; 3 learners (T); September 7, 1943.

U. S. Garment Co., 1121 Post St., Seattle, Washington; Ladies slack suits, skirts, jackets and raincoats, house coats, maternity dresses and army jackets; 10 percent (T); September 7, 1943.

Weil-Kalter Mfg. Co., 4th & Cherry Sts., Troy, Missouri; Woven underwear; 10 percent (T); September 7, 1943.

Weil-Kalter Mfg. Co., 4th & Cherry Sts., Troy, Missouri; Woven underwear; 15 learners (E); March 7, 1943.

*Cigar*

General Cigar Co., Inc., 5th & Hickory Sts., Mt. Carmel, Pennsylvania; Cigars; 10 percent (T); Hand cigar makers to have learning period of 960 hours at 75 percent of the applicable minimum wage; September 6, 1943.

General Cigar Co., Inc., 205 Court St., Evansville, Indiana; Cigars; 10 percent (T); Hand cigar makers to have learning period of 960 hours and machine strippers to have learning period of 160 hours at 75 percent of the applicable minimum wage; September 6, 1943.

Metropolitan Cigar Corp., 107 Sycamore St., Evansville, Indiana; Cigars; 10 percent (T); Hand cigar rollers to have learning period of 960 hours and machine bunchmakers to have learning period of 320 hours at 75 percent of the applicable minimum wage; September 6, 1943.

*Glove*

Gloversville Knitting Co., 49-51 Beaver St., Gloversville, New York; Knit wool gloves; 25 learners (E); March 7, 1943.

*Hosiery*

Collegedale Hosiery Mill, Collegedale, Tennessee; Full-fashioned hosiery; 20 learners (E); June 16, 1943.

Garon's Knitting Mills, 101 N. 30th Ave. W., Duluth, Minnesota; Seamless hosiery; 3 learners (T); September 7, 1943.

Norris Hosiery Mill, Bell Buckle, Tennessee; Seamless hosiery; 5 learners (T); September 7, 1943. (This certificate replaces the one bearing the expiration date of January 12, 1943).

*Knitted Wear*

Girard Knitting Mills, 3225 N. Amber St., Philadelphia, Pennsylvania; Knitted underwear; 5 learners (T); September 7, 1943.

*Telephone*

Paullina Telephone Exchange, Company, Paullina, Iowa; To employ learners at its Paullina Exchange, located at Paullina, Iowa, as commercial switchboard operators (T); September 7, 1943.

*Textile*

Bergen Mfg. Co., Inc., 1620 Manhattan Ave., Union City, New Jersey; Manufacture decorative linens consisting of show towels, bridge sets, pillow cases and dresser scarfs; 3 learners (T); September 7, 1943.

Best Silk Mfg. Co., Inc., 10 West Mulberry Ave., Pleasantville, New Jersey;

Narrow fabrics; 3 learners (T); September 7, 1943.

Clover Spinning Mills, Inc., N. Main St., Clover, South Carolina; Combed and carded yarns; 3 percent (T); September 7, 1943.

Dixie Mercerizing Co., Chattanooga, Tennessee; Cotton yarn; 3 percent (T); September 7, 1943.

Opp Cotton Mills, Opp, Alabama; Cotton yarns, cotton cloth; 9 learners (T); September 7, 1943.

Pelzer Mills, Pelzer, South Carolina; Bandage cloths, adhesive backing, uniform cloth, sheetings, grey cloth; 38 learners (T); September 7, 1943.

Statesville Cotton Mills, Statesville, North Carolina; Colored carded cotton yarns, woven jacquard velours; 3 percent (T); September 7, 1943.

Signed at New York, N. Y., this 5th day of September 1942.

MERLE D. VINCENT,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 42-8895; Filed, September 8, 1942; 1:37 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order No. 102]

VESTING ALL OF THE CAPITAL STOCK OF ROENTGEN SUPPLIES, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Roentgen Supplies, Inc., a New York corporation, consisting of 30 shares, the numbers of the certificates representing which, the number of shares represented by such certificates, and the names of the registered owners of which, are, respectively, as follows:

Certificate numbers	Number of shares	Names of registered owners
1	1	Carl Scheu.
2	1	Julius Koeniger.
4	1	Florence Koeniger.
5	16	Carl Scheu.
6	11	Julius Koeniger.

is property of nationals, and represents ownership of a business enterprise within the United States which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or are cloaks for a designated enemy country (Germany) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national

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

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

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", "designated enemy country" and "business enterprise within the United States" as used herein

shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 11, 1942.

LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 42-8914; Filed, September 9, 1942; 10:11 a. m.]

[Vesting Order No. 107]

ALL OF THE CAPITAL STOCK OF E. LEITZ, INC. (1916)

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of E. Leitz, Inc., a corporation organized under the laws of the State of New York on April 22, 1916, which is a business enterprise within the United States, consisting of 1,834 shares of \$100 par value stock owned by the persons whose names, last known addresses and number and class of shares owned by them, respectively, are as follows:

Names	Last known addresses	Preferred stock	Class A common stock	Class B common stock	Class C common stock
Dr. Ernst Leitz.....	Wetzlar, Germany.....	524		262	262
E. Leitz, G. m. b. H.....	Wetzlar, Germany.....	393	393		
Total.....		917	393	262	262

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

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. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 24, 1942.

LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 42-8913; Filed, September 9, 1942; 10:11 a. m.]

[Vesting Order No. 108]

ALL OF THE CAPITAL STOCK OF E. LEITZ, INC. (1941), AND CERTAIN INDEBTEDNESS OWING BY IT

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

(a) That the property described as follows:

All of the capital stock of E. Leitz, Inc., a corporation organized under the laws of the State of New York on March 29, 1941 (herein called the "1941 Corporation"), which is a business enterprise within the United States, consisting of 1,800 shares of \$100 par value stock owned by the persons whose names, last

known addresses and number and class of shares owned by them, respectively, are as follows:

Names	Last known addresses	Common stock	6 percent cumulative preferred stock
Alfred Boch.....	New York, New York.....	25	
H. W. Zieler.....	New York, New York.....	25	
E. Leitz, Inc., a corporation organized under the laws of the State of New York on April 22, 1916 (herein called the "1916 Corporation"), which is the predecessor of the 1941 Corporation, holding for the benefit of Dr. Ernst Leitz and E. Leitz, G. m. b. H., both of Wetzlar, Germany.....	New York, New York.....		1,750
Total.....		50	1,750

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Germany); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of the 1916 Corporation, Dr. Ernst Leitz, and E. Leitz, G. m. b. H., or any of them, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or any of them by the 1941 Corporation, including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness, and including particularly but not limited to all outstanding 20 year serial debentures issued by the 1941 Corporation.

is an interest in the aforesaid business enterprise held by nationals of an enemy country, and also is property within the United States owned or controlled by nationals of a designated enemy country (Germany), and determining that the property described in this sub-paragraph (b) is necessary for the maintenance or safeguarding of other property [namely, that hereinbefore described in sub-paragraph (a)] belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order;

and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers

of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

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. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 24, 1942.

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 42-8912; Filed, September 9, 1942; 10:11 a. m.]

[Vesting Order No. 114]

1,990 SHARES OF THE CAPITAL STOCK OF AMERICAN VOITH CONTACT COMPANY, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

1,990 shares of \$100 par value common capital stock of American Voith Contact Company, Inc., a New York corporation, which is a business enterprise within the United States, which shares are registered in the name of Christian F. Benz, whose last known address was represented to the undersigned as being in Tuckahoe, New York, and who holds such shares for the benefit of the persons whose names and last known addresses, and the number of shares held for whom, are, respectively, as follows:

Names and last known addresses	Number of shares
Walther, Voith Heidenheim, Germany	690
Hanns Voith Heidenheim, Germany	650
Hermann Voith, Heidenheim, Germany	650
Total	1,990

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

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. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 25, 1942.

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 42-8911; Filed, September 9, 1942; 10:12 a. m.]

[Vesting Order No. 115]

ALL OF THE CAPITAL STOCK OF J. M. VOITH COMPANY, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of J. M. Voith Company, Inc., a New York corporation, which is a business enterprise within the United States, consisting of 200 shares of no par value common stock which shares are registered in the name of Christian F. Benz, whose last known address was represented to the undersigned as being in Tuckahoe, New York, and who holds such shares for the benefit of the J. M. Voith partnership and/or Walther Voith, Hanns Voith and Hermann Voith, co-partners in such partnership, the last known address of which partnership and all of which co-partners was represented to the undersigned as being in Heidenheim, Germany.

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and

taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

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. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 25, 1942.

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 42-8910; Filed, September 9, 1942; 10:12 a. m.]

[Vesting Order No. 116]

ALL OF THE CAPITAL STOCK OF VOITH-SCHNEIDER PROPELLER COMPANY, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Voith-Schneider Propeller Company, Inc., a New York corporation, which is a business enterprise within the United States, consisting of 80 shares of no par value common stock which shares are registered in the names of Christian F. Benz, whose last known address was represented to the undersigned as being in Tuckahoe, New York, and who holds such shares for the benefit of the J. M. Voith partnership and/or Walther Voith, Hanns Voith and Hermann Voith, co-partners in such partnership, the last known address of which partnership and all of which co-partners was represented to the undersigned as being in Heidenheim, Germany.

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national

interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

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. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 25, 1942.

LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 42-8909; Filed, September 9, 1942; 10:12 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

[Order 16 to Revised Price Schedule 64—Domestic Cooking and Heating Stoves]

HENRY WATERMAN & BRO. CORP.

ORDER APPROVING MAXIMUM PRICES

Approval of maximum prices of new models of Henry Waterman & Bro. Corp., New York, New York.

On the 24th day of June 1942, Henry Waterman & Bro. Corp. filed an application pursuant to § 1356.1 (d) of Revised Price Schedule No. 64 for approval of maximum prices to a new model of gas range designated at Model No. 20V5. Due consideration has been given to the application and an opinion has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion and under the authority vested in the Price Administrator by the

<sup>1</sup> 7 F. R. 1329, 1836, 2000, 2132, 4404.

Emergency Price Control Act of 1942, it is hereby ordered:

(a) Henry Waterman & Bro. Corp., New York, New York, may sell, offer to sell, deliver or transfer Model No. 20V5 at a maximum price to real estate owners and builders of \$31.28 and at a maximum price to dealers of \$30.58 subject to discounts and allowances no less favorable than those in effect as to Model 1620 under § 1356.1 (a) (1) of Revised Price Schedule No. 64.

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

(c) Unless the context otherwise requires, the definitions set forth in § 1356.11 of Revised Price Schedule No. 64 shall apply to the terms used herein.

(d) This Order No. 16 shall become effective on the 9th day of September, 1942.

Issued this 8th day of September 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-8905; Filed, September 8, 1942; 4:10 p. m.]

[Order 17 Under Maximum Price Regulation 148—Dressed Hogs and Wholesale Pork Cuts—Docket 3148-75]

CAROLINA PACKING COMPANY

ORDER GRANTING PETITION FOR ADJUSTMENT

On June 1, 1942, the Carolina Packing Company, Orangeburg, South Carolina filed a petition for amendment redocketed as a petition for an adjustment pursuant to § 1364.29 (a) of Maximum Price Regulation No. 148. Due consideration was given to the petition and on June 26, 1942, Order No. 1 under Price Regulation No. 148 was issued granting relief as to some of the items requested and denying it as to others. Simultaneously with the issuance of Order No. 1 an opinion in support of it was issued and filed with the Division of the Federal Register. On August 25, the Carolina Packing Company requested that such petition receive further consideration. In compliance with this request, its petition has been redocketed as Docket No. 3148-75.

Such petition has been duly reconsidered, and an opinion in support of this Order No. 17 has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1,<sup>2</sup> issued by the Office of Price Administration, it is hereby ordered:

(a) The Carolina Packing Company may sell and deliver, and agree, offer, solicit, and attempt to sell and deliver, the kinds of wholesale pork cuts set forth in paragraph (b), at prices not in excess of those stated therein. Any person may

<sup>1</sup> 7 F. R. 3821, 4342.

<sup>2</sup> 7 F. R. 971.

buy and receive, such kinds of wholesale pork cuts at such prices from the Carolina Packing Company.

(b)

	Cents per pound
Dry salt clear plates.....	12½
Bolled hams.....	49½
Dry salt jowls.....	13
Dry Salt bellies.....	18
Dry salt fat backs.....	14
Smoked shankless picnics.....	29
Boned rolled and tied hams.....	43¼

(c) The permission granted to the Carolina Packing Company in this Order No. 17 is subject to the following condition: that the prices specified in paragraph (b) shall apply only during the period April 1 to November 30, inclusive, of any year during which Maximum Price Regulation No. 148 is in effect and that during the period December 1, to March 31, inclusive, of any such year, the maximum price at which the Carolina Packing Company may sell or deliver, or agree, offer, solicit, or attempt to sell or deliver, and at which any person may buy or receive or agree, offer, solicit, or attempt to buy or receive from the Carolina Packing Company, each wholesale pork cut specified shall be the seller's maximum price for such cut as determined under the provisions of § 1364.22 of Maximum Price Regulation No. 148.

(d) All prayers of this petition not granted by Order No. 1 or not granted herein are denied.

(e) This Order No. 17 may be revoked or amended by the Price Administrator at any time.

(f) Unless the context otherwise requires, the definitions set forth in § 1364.32 of Maximum Price Regulation No. 148 shall apply to terms used herein.

This Order No. 17 shall become effective September 9, 1942.

Issued this 8th day of September, 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-8904; Filed, September 8, 1942; 4:09 p. m.]

[Order 41 Under Maximum Price Regulation 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket 3120-100]

WILLIAM PATVAROS

ORDER GRANTING ADJUSTMENT

For the reasons set forth in an Opinion which has been issued simultaneously herewith and pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942 and Procedural Regulation No. 1,<sup>2</sup> it is ordered:

(a) William Patvaros, Sheridan, Sheridan County, Wyoming, doing business as Storm King Coal Company, may sell and deliver, and any person may buy and receive the sizes of bituminous coal set forth in paragraph (b) below at prices not in excess of those stated therein:

(b) Coals produced at the Storm King Mine (Mine Index No. 16), District No. 19, located in Sheridan County, Wyoming, in Size Groups 1, 4, 8, 10, 12 and 15 may be sold at prices not to exceed \$3.10,



\$2.90, \$2.75, \$2.75, \$2.50 and \$2.00 per net ton, respectively, f. o. b. the mine for shipment by truck or wagon;

(c) This Order No. 41 may be revoked or amended by the Administrator at any time;

(d) All prayers of the petition not granted herein are denied;

(e) Unless the context otherwise requires, the definitions set forth in § 1340.-208 of Maximum Price Regulation No. 120 shall apply to terms used herein;

(f) This Order No. 41 shall become effective September 9, 1942.

Issued this 8th day of September 1942.

LEON HENDERSON,  
Administrator.

[F. R. Doc. 42-8906; Filed, September 8, 1942;  
4:09 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-598]

GENERAL ELECTRIC COMPANY AND ELECTRICAL SECURITIES CORPORATION

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of September, 1942.

Notice is hereby given that a joint application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by General Electric Company and by Electrical Securities Corporation. All interested persons are referred to said application, which is on file in the office of this Commission, for a statement of the transactions therein proposed which are summarized as follows:

General Electric Company, through its wholly-owned subsidiaries, Electrical Securities Corporation and G. E. Employees Securities Corporation, proposes to exercise its right to subscribe for shares of common stock, par value \$1 per share, of Southwestern Public Service Company at a price not less than \$4.50 nor more than \$6.00 per share at the rate of 2 shares of common stock of Southwestern Public Service Company for each 5 shares of common stock of Community Power & Light Company in connection with a merger of Community Power & Light Company and of General Public Utilities, Inc., into Southwestern Public Service Company.

The Commission having on August 25, 1942, issued its notice of and order for hearing providing for a hearing to be held on September 4, 1942, at 10:00 a. m., with respect to joint and several applications

<sup>1</sup> 7 F.R. 3168, 3447, 3901, 4336, 3432, 4404, 4540, 4541, 4700, 5059, 5560, 5827, 5835, 6169, 6218, 5607.

<sup>2</sup> 7 F.R. 971, 3663.

filed by General Electric Company, Electrical Securities Corporation and G. E. Employees Securities Corporation relating to the request of said applicants for an extension of the Commission's order of August 18, 1941 which authorized such applicants to acquire 40,000 shares of the common stock of Community Power & Light Company on the condition that they sell or otherwise dispose of a sufficient number of the 40,000 shares of said common stock in order that at the close of business on August 31, 1942, said applicants did not directly or indirectly own, control or hold with power to vote 5% or more of the outstanding voting securities of Community Power & Light Company and which exempted said applicants from the provisions of the Public Utility Holding Company Act of 1935 which would require them to register under said Act; and said hearing having been adjourned on the record until September 10, 1942, at 10 a. m., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania.

It further appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to the proposed acquisition of common stock of Southwestern Public Service Company by the applicants herein, that said matters be considered together and in connection with the matters raised in the notice of and order for hearing of this Commission dated August 25, 1942, and that said application shall not become effective except pursuant to further order of this Commission;

It is ordered, That the scope of the hearing to be held on September 10, 1942, at 10 a. m., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, be and hereby is enlarged for the purpose of considering the application with respect to the acquisition of the common stock of Southwestern Public Service Company under the applicable provisions of said Act and the Rules and Regulations thereunder. On such date the hearing room clerk in Room 318 will advise as to the room where such hearing will be held.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 42-8908; Filed, September 9, 1942;  
9:53 a. m.]

[File No. 70-589]

MIDLAND UNITED COMPANY, TRUSTEE

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Penn-

sylvania, on the 8th day of September, A. D., 1942.

The Trustee of Midland United Company, a registered holding company, having filed a declaration pursuant to section 12 of the Public Utility Holding Company Act of 1935, and certain rules promulgated thereunder, regarding a capital contribution to Indiana Railroad, its wholly owned nonutility subsidiary, in the aggregate amount of \$7,093,910.08 (plus interest, accrued to date of the capital contribution on the Demand Promissory Notes of Indiana Railroad payable to Midland United Company, estimated at \$11,287.22) in the following form and amounts:

Open Account Indebtedness of Indiana Railroad to Midland United Company.....	\$6,223,600.31
Fourteen Demand Promissory Notes of Indiana Railroad issued to Midland United Company during 1932 (aggregate face amount).....	302,132.13
Two Demand Promissory Notes of Indiana Railroad payable to Public Service Company of Indiana and endorsed for transfer to Midland United Company (aggregate face amount) .....	176,932.10
Reduction in principal amount of Demand Promissory Note of Indiana Railroad payable to Midland United Company, issued December 31, 1931, presently in the face amount of \$1,111,245.54 (amount of reduction) .....	391,245.54
Total.....	\$7,093,910.08

The declaration having been filed on August 13, 1942, a notice of said filing having been duly given in the form and in the manner prescribed by Rule U-23, promulgated under the Act, and an amendment to said declaration having been filed on August 19, 1942, and the Commission not having received a request for a hearing with respect to the declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; the above named party having requested that the effective date of said declaration be accelerated;

The Commission finding with respect to said proposed capital contribution that the requirements of section 12 (b) of the Act and Rule U-45, are complied with; and being satisfied that the effective date of such declaration, as amended, should be advanced;

It is hereby ordered, Pursuant to said Rule U-23, and the applicable provisions of said Act, and subject to the terms and conditions prescribed by Rule U-24, that the aforesaid declaration, as amended, be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 42-8907; Filed, September 9, 1942;  
9:53 a. m.]