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Regulations

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q.—Q. 48]

PART 301—DOMESTIC QUARANTINE NOTICES

MODIFICATION OF JAPANESE BEETLE QUARANTINE REGULATIONS

Revision of Regulations 3 and 5, effective January 14, 1943.

Introductory Note: Extensions of the regulated areas in Maryland, New York, Pennsylvania, Virginia, and West Virginia are made in the following revision of regulation 3 (§ 301.48-3). In Maryland, considerable territory on both the Eastern and Western Shores of the State has been brought under regulation, resulting in the inclusion of the entire State except for the southernmost section of the Western Shore and two small areas in the westernmost counties of the State. In New York, the village of Silver Creek, in Chautauqua County, and the cities of Fulton and Oswego, in Oswego County, have been added. In Pennsylvania, the borough of Wesleyville, in Erie County, is the only addition. Virginia extensions include the towns of West Point, in King William County, Pulaski, in Pulaski County, Woodstock, in Shenandoah County, and the cities of Radford and Roanoke. The area in West Virginia has been extended to include the counties of Barbour, Lewis, and Upshur, and the city of Hinton, in Summers County, the districts of Charleston, Elk, Loudon, and Malden, the town of South Charleston, in Kanawha County, and the town of Rowlesburg, in Preston County.

Under regulation 5 (§ 301.48-5) the area from which the movement of fruits and vegetables by motortruck or refrigerator car is regulated has been extended to include a magisterial district each in the Virginia counties of Norfolk and Princess Anne, the remaining sections of the Eastern Shore of Maryland previously excluded from this heavily infested area, 9 townships in Cumberland and York Counties, Pa., and a few town-

ships each in Bergen, Morris, Passaic, and Warren Counties, N. J.

[Amendment 1 to the Rules and Regulations Supplemental to Notice of Quarantine 48]

Pursuant to the authority conferred by section 8 of the Plant Quarantine Act of August 20, 1912, as amended (7 U.S.C. 161), §§ 301.48-3 and 301.48-5 of the subpart entitled "Japanese Beetle" of part 301, chapter III, title 7, Code of Federal Regulations [regulations 3 and 5 of the rules and regulations supplemental to Notice of Quarantine No. 48], which were promulgated effective March 24, 1942, are hereby amended effective January 14, 1943 to read as follows:

AREAS UNDER REGULATION

§ 301.48-3 *Regulated areas.* In accordance with the provisos to § 301.48, the Secretary of Agriculture designates as regulated areas for the purpose of these regulations the States, Districts, counties, townships, towns, cities, election districts, and magisterial districts listed below, including all cities, towns, boroughs, or other political subdivisions within their limits:

- Connecticut.* The entire State.
- Delaware.* The entire State.
- District of Columbia.* The entire District.
- Maine.* County of York; towns of Auburn and Lewiston, in *Androscoggin County*; towns of Cape Elizabeth, Gorham, Gray, New Gloucester, Raymond, Scarborough, Standish, and the cities of Portland, South Portland, Westbrook, and Windham, in *Cumberland County*; the city of Waterville, in *Kennebec County*; and the city of Brewer, in *Penobscot County*.
- Maryland.* The entire State except the counties of Garrett and St. Marys; the election districts of Orleans (No. 1), Oldtown (No. 2), Flintstone (No. 3), North Branch (No. 16), Gross (No. 21), and Kifer (No. 33), in *Alleghany County*; the election districts of Hill Top (No. 2), Cross Roads (No. 3), Allens Fresh (No. 4), Harris Lot (No. 5), Bryantown (No. 8), Patuxent (No. 9), and Marbury (No. 10), in *Charles County*; and the election district of Hancock (No. 5), in *Washington County*.
- Massachusetts.* The entire State.
- New Hampshire.* Counties of Belknap, Cheshire, Hillsboro, Merrimack, Rockingham, Strafford, and Sullivan; towns of Brookfield, Eaton, Effingham, Freedom, Madison, Moultonboro, Ossipee, Sandwich, Tamworth, Tuf-tonboro, Wakefield, and Wolfeboro, in *Carroll County*; towns of Alexandria, Ashland,

(Continued on next page)

CONTENTS

REGULATIONS AND NOTICES

BITUMINOUS COAL DIVISION:	Page
District Board 2, hearing.....	573
Minimum price schedules amended:	
District 2 (2 documents)....	560, 562
District 7.....	564
ENTOMOLOGY AND PLANT QUARANTINE BUREAU:	
Japanese beetle quarantine regulations; modification.....	557
FEDERAL COMMUNICATIONS COMMISSION:	
Hearings:	
Fisher's Blend Station, Inc. (KJR)	575
M and M Broadcasting Co. (WMAM)	576
WJNO, Inc.....	576
WSAV, Inc.....	575
FISH AND WILDLIFE SERVICE:	
Piedmont National Wildlife Refuge, Ga.; regulations for administration.....	572
FOOD DISTRIBUTION ADMINISTRATION:	
Philadelphia, Pa., marketing area; handling of milk.....	573
GENERAL LAND OFFICE:	
Oregon; right-of-way permits for logging roads.....	571
Utah; air-navigation site withdrawals, establishment and reduction.....	573
HOME OWNERS' LOAN CORPORATION:	
Functions of property committee.....	560
INTERSTATE COMMERCE COMMISSION:	
Grain from foreign countries; movement by rail.....	572
MINES BUREAU:	
Sodium nitrate used as fertilizer.....	564
Weisner, Edward; revocation of license.....	573
OFFICE OF PRICE ADMINISTRATION:	
Adjustments, etc.:	
Economy Coal Co.....	577
Honey Butter Products Corp.....	569
Johnston Coal and Coke Co.....	577
Olympia Canning Co.....	570
Standard Brands, Inc.....	570
Star Mining Corp.....	577
Sunset Electric Co.....	577
Tennessee Stove Works.....	576
Walker Coal Mining Co.....	578

(Continued on next page)



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CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—	
Continued.	
Adjustments, etc.—Continued.	Page
Weese, J. C., Coal Mines, Inc.	578
Winthrop Chemical Co., Inc.	570
Alaska; specific maximum prices (MPR 288, Am. 2)-----	567
Coffee (Ration Order 12, Am. 7)-----	566
Corn (MPR 25)-----	567
Defense-rental areas; hotels and rooming houses (MRR Supp. Am. 8A, Corr.)-----	569
Food products, sales at wholesale (MPR 237, Am. 7, Corr.)-----	569
Gasoline (Ration Order 5C, Am. 13)-----	565
Poultry (Rev. MPR 269, Am. 3)-----	567
SUGAR AGENCY:	
Puerto Rico; sugarcane production, 1943-44-----	559
WAGE AND HOUR DIVISION:	
Lerner employment certificates, various industries (3 documents)-----	574, 575
WAR PRODUCTION BOARD:	
Suspension orders:	
Haas, Julius-----	565
Tru Val Petroleum Co.-----	564
Utilities; maintenance, repair and supplies (P-46-c)-----	565

Bridgewater, Bristol, Canaan, Dorchester, Enfield, Grafton, Groton, Hanover, Hebron, Holderness, Lebanon, Lyme, Orange, and Plymouth, in *Grafton County*.

New Jersey. The entire State.

New York. Counties of Albany, Bronx, Broome, Chemung, Chenango, Columbia, Cortland, Delaware, Dutchess, Fulton, Greene, Kings, Madison, Montgomery, Nassau, New York, Oneida, Onondaga, Orange, Otsego, Putnam, Queens, Rensselaer, Richmond, Rockland, Saratoga, Schenectady, Schoharie, Suffolk, Sullivan, Tioga, Ulster, Washington,

and Westchester; towns of Red House and Salamanca, and the city of Salamanca, in *Cattaraugus County*; city of Auburn and the towns of Fleming, Owasco, and Sennett, in *Cayuga County*; village of Silver Creek, in *Chautauqua County*; towns of Amherst, Cheektowaga, and Tonawanda, and the cities of Buffalo and Lackawanna, in *Erie County*; towns of Columbia, Danube, Fairfield, Frankfurt, German Flats, Herkimer, Litchfield, Little Falls, Manheim, Newport, Salisbury, Schuyler, Stark, Warren, and Winfield, and the city of Little Falls, in *Herkimer County*; town of Watertown and city of Watertown in *Jefferson County*; town of Mount Morris and village of Mount Morris, in *Livingston County*; city of Rochester, towns of Brighton and Pittsford, and village of East Rochester, in *Monroe County*; town of Manchester, in *Ontario County*; cities of Fulton and Oswego, in *Oswego County*; towns of Catharine, Cayuta, Dix, Hector, Montour, and Reading, and the borough of Watkins Glen, in *Schuyler County*; towns of Caton, Corning, Erwin, Hornby, and Hornellsville, and the cities of Corning and Hornell, in *Steuben County*; towns of Caroline, Danby, Dryden, Enfield, Ithaca, Newfield, and the city of Ithaca, in *Tompkins County*; towns of Luzerne and Queensbury and the city of Glens Falls in *Warren County*.

Ohio. Counties of Belmont, Carroll, Columbiana, Cuyahoga, Guernsey, Harrison, Jefferson, Mahoning, Medina, Portage, Stark, Summit, Tuscarawas, and Wayne; the city of Coshocton, in *Coshocton County*; the city of Columbus, and villages of Bexley, Grandview, Grandview Heights, Hanford, Marble Cliff, and Upper Arlington, in *Franklin County*; townships of Kirtland, Mentor, and Willoughby, and the villages of Kirtland Hills, Lakeline, Mentor, Mentor-on-the-Lake, Waite Hill, Wickliffe, Willoughby, and Willowick, in *Lake County*; the township of Newark and the city of Newark, in *Licking County*; the city of Toledo, in *Lucas County*; the township of Madison and the city of Mansfield, in *Richland County*; townships of Bazetta, Braceville, Brookfield, Champion, Fowler, Hartford, Howland, Hubbard, Liberty, Lordstown, Newton, Southington, Warren, Weathersfield, and Vienna, the cities of Niles and Warren, and the villages of Cortland, Girard, Hubbard, McDonald, Newton Falls, and Orangeville, in *Trumbull County*.

Pennsylvania. The entire State except the townships of Athens, Beaver, Bloomfield, Cambridge, Conneaut, Cussewago, East Fairfield, East Fallowfield, East Mead, Fairfield, Greenwood, Hayfield, North Shenango, Pine, Randolph, Richmond, Rockdale, Sadsbury, South Shenango, Spring, Steuben, Summerhill, Summit, Troy, Union, Venango, Vernon, Wayne, West Fallowfield, West Mead, West Shenango, and Woodcock, the boroughs of Blooming Valley, Cambridge Springs, Cochran, Conneaut Lake, Conneautville, Linesville, Saegerstown, Springboro, Townville, Venango, and Woodcock, in *Crawford County*; the townships of Amity, Conneaut, Elk Creek, Fairview, Franklin, Girard, Greene, Greenfield, Harborcreek, Lawrence Park, Le Boeuf, McKean, North East, Springfield, Summit, Union, Venango, Washington, and Waterford, and the boroughs of Albion, Cranesville, East Springfield, Edinboro, Fairview, Girard, Middleboro, Mill Village, North East, North Girard, Platea, Union City, Waterford, and Wattsburg, in *Erie County*; the townships of Deer Creek, Delaware, Fairview, French Creek, Greene, Hempfield, Lake, Mill Creek, New Vernon, Otter Creek, Perry, Pymatuning, Salem, Sandy Creek, Sandy Lake, South Pymatuning, Sugar Grove, and West Salem, and the boroughs of Clarksville, Fredonia, Greenville, Jamestown, New Lebanon, Sandy Lake, Sheakleyville, and Stoneboro, in *Mercer County*.

Rhode Island. The entire State.

Vermont. Counties of Bennington, Rutland, Windham, and Windsor; and the town of Burlington, in *Chittenden County*.

Virginia. Counties of Accomac, Arlington, Culpeper, Elizabeth City, Fairfax, Fauquier, Henrico, Loudoun, Norfolk, Northampton, Prince William, Princess Anne, and Stafford; magisterial districts of Bermuda, Dale, Manchester, and Matoaca, in *Chesterfield County*; town of Emporia, in *Greensville County*; town of West Point, in *King William County*; magisterial district of Sleepy Hole, in *Nansemond County*; village of Schoolfield, in *Pittsylvania County*; town of Pulaski, in *Pulaski County*; magisterial districts of Hampton, Jackson, and Wakefield in *Rappahannock County*; town of Woodstock, in *Shenandoah County*; magisterial district of Courtland, in *Spotsylvania County*; town of Front Royal, in *Warren County*; magisterial district of Newport, in *Warwick County*; magisterial district of Washington, in *Westmoreland County*; and the cities of Alexandria, Charlottesville, Danville, Fredericksburg, Hampton, Newport News, Norfolk, Petersburg, Portsmouth, Radford, Richmond, Roanoke, South Norfolk, Suffolk, and Winchester.

West Virginia. Counties of Barbour, Brooke, Hancock, Harrison, Jefferson, Lewis, Marion, Monongalia, Ohio, Taylor, and Upshur; magisterial districts of Arden, Falling Waters, Hedgesville, and Opequon and the city of Martinsburg, in *Berkeley County*; districts of Charleston, Elk, Loudon, and Malden, the city of Charleston, and the town of South Charleston, in *Kanawha County*; magisterial districts of Sand Hill, Union, Washington, and Webster, in *Marshall County*; town of Keyser and magisterial district of Frankfort, in *Mineral County*; the town of Rowlesburg, in *Preston County*; city of Hinton, in *Summers County*; magisterial district of Lincoln, in *Tyler County*; town of Paden City, in *Tyler and Wetzel Counties*; the city of Parkersburg and magisterial districts of Lubeck and Tygart, in *Wood County*.

MOVEMENT OF FRUITS AND VEGETABLES

§ 301.48-5 *Restrictions on the movement of fruits and vegetables*—(a) *Control of movement.* (1) Unless a certificate shall have been issued therefor, by an inspector, except as provided in subdivisions (i) to (iv), inclusive, of this section, no fruits or vegetables of any kind shall be moved interstate via refrigerator car or motortruck from any of the areas listed below to or through any point outside the regulated areas:

Delaware. The entire State.

District of Columbia. The entire District.

Maryland. Counties of Baltimore, Caroline, Cecil, Dorchester, Harford, Kent, Queen Annes, Somerset, Talbot, Wicomico, and Worcester; election districts Nos. 3, 4, and 5, in *Anne Arundel County*; the city of Baltimore; election districts of Elk Ridge (No. 1), and Ellicott City (No. 2), in *Howard County*.

New Jersey. Counties of Atlantic, Bergen, Burlington, Camden, Cape May, Cumberland, Essex, Gloucester, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Ocean, Salem, Somerset, and Union; townships of Boonton, Chatham, Chester, Denville, East Hanover, Hanover, Harding, Mendham, Montville, Morris, Morristown, Parsippany-Troy Hills, Passaic, Randolph, and Washington, the town of Boonton and the boroughs of Chatham, Florham Park, Lincoln Park, Madison, Mendham, Morris Plains, and Mountain Lakes, in *Morris County*; townships of Little Falls and Wayne, the cities of Clifton, Passaic, Paterson, and the boroughs of Haledon, Hawthorne, North Haledon, Prospect Park, Totowa, and West Paterson, in *Passaic County*; townships of Allamuchy, Franklin, Greenwich, Hackettstown, Independence, Lopatcong, Mansfield, Phillipsburg, Pohatcong, and Washington, and the boroughs of Alpha and Washington, in *Warren County*.

Pennsylvania. Counties of Bucks, Chester, Delaware, Lancaster, Montgomery, and Philadelphia; all of *Berks County* except the townships of Albany, Bethel, Centre, Greenwich, Jefferson, Marion, North Heidelberg, Penn, Perry, Tilden, Tulpehocken, Upper Bern, Upper Tulpehocken, and Windsor, and the boroughs of Bernville, Centreport, Hamburg, Lenhartsville, Shoemakersville, Strausstown, and West Leesport; townships of Lower Allen, Monroe, and Upper Allen, and boroughs of Lemoyne, Mechanicsburg, and New Cumberland, in *Cumberland County*; townships of Londonderry, Lower Paxton, Lower Swatara, Susquehanna, and Swatara, the city of Harrisburg, and the boroughs of Highspire, Middletown, Paxtang, Penbrook, Royaltown, and Steelton, in *Dauphin County*; all of *Lehigh County* except the townships of Heidelberg, Lowhill, Lynn, Washington, and Weisenberg, and borough of Slatining; all of *Northampton County* except the townships of Bushkill, Lehigh, Moore, Plainfield, Upper Mount Bethel, and Washington, and boroughs of Bangor, Chapman, East Bangor, Pen Argyl, Portland, Roseto, Stockertown, Walnutport, and Wind Gap; and all of *York County* except the townships of Carroll, Codorus, Dover, Franklin, Heidelberg, Jackson, Manheim, Monaghan, Paradise, Penn, Warrington, Washington, and West Manheim, and boroughs of Dillsburg, Dover, Franklintown, Hanover, Jefferson, Spring Grove, and Wells-ville.

Virginia. Counties of Accomac, Arlington, and Northampton; magisterial district of Tanners Creek, in *Norfolk County*, and magisterial district of Kempville, in *Princess Anne County*:

Provided, That shipments of fruits and vegetables moving interstate from the area specified in paragraph (a) (1) of this section to other points in the regulated area and subsequently diverted to points outside the regulated area, shall be regarded as direct shipments from the points of origin. As such they require certification:

Provided further, That the Chief of the Bureau of Entomology and Plant Quarantine may by administrative instructions extend or reduce the areas specified in this section when in his judgment such action is considered advisable.

(i) No restrictions are placed on the interstate movement of fruits and vegetables between October 16 and June 14, inclusive, except that in the case of movement interstate from the following areas, the exemption applies only during the period from October 16 to May 31, inclusive:

Virginia. The counties of Accomac and Northampton; magisterial district of Tanners Creek, in *Norfolk County*, and magisterial district of Kempville, in *Princess Anne County*.

(ii) No certificate or permit will be required for the interstate movement of fruits and vegetables when transported by a common carrier on a through bill of lading either from a point outside the area designated in this section through that area to another outside point, or from the area designated in this section through a nonregulated area to another regulated area, except that a certificate is required for interstate movement from the area specified in paragraph (a) (1) of this section to Toledo, Ohio, and Charlottesville and Winchester, Va. No restrictions are placed on the movement of fruits and vegetables from the above-named isolated points.

(iii) No restrictions are placed on the interstate movement of fruits and vegetables when they shall have been manufactured or processed in such a manner that in the judgment of the inspector no infestation could be transmitted.

(iv) No restrictions are placed on the interstate movement of fruits and vegetables from the area listed in paragraph (a) (1) of this section to the remainder of the regulated area, other than as specified in subdivision (ii) of this section.

(b) *Conditions of certification.* Certificates may be issued for the interstate movement of fruits and vegetables between June 15 and October 15, inclusive (or between June 1 and October 15, inclusive, when consigned from Accomac County, Northampton County, magisterial district of Tanners Creek, in *Norfolk County*, or magisterial district of Kempville, in *Princess Anne County*, Va.) under one of the following conditions:

(1) When the fruits and vegetables moving by motortruck have actually been inspected by the United States Department of Agriculture and found free from infestation. The number of inspection points for such certification will be limited and their location determined by shipping needs and further conditioned on the establishment at such points of provisions satisfactory to the inspector for the handling and safeguarding of such shipments during inspection. Such inspection may be discontinued and certification withheld by the inspector during periods of general or unusual flight of the beetles.

(2) When the fruits and vegetables have been handled or treated under the observation of an inspector in manner and by method to free them from any infestation.

(3) When the fruits and vegetables have originated outside the areas designated in this section, and are to be re-shipped directly from freight yards, transfer points, or unloading docks within such areas, under provisions satisfactory to the inspector for safeguarding of such shipments pending certification and reshipment. Certificates on this basis will be issued without inspection only in cases where, in the judgment of the inspector, the shipments concerned have not been exposed to infestation while within such freight yards, transfer points, or unloading docks.

(4) When the fruits and vegetables were grown in districts where the fact has been established to the satisfaction of the inspector that no infestation exists and are to be shipped directly from the farms where grown to points outside the areas designated in paragraph (a) (1) of this section, or are shipped from infested districts where the fact has been established to the satisfaction of the inspector that the Japanese beetle has not begun or has ceased its flight.

(5) When the fruits and vegetables moving via refrigerator car from the area designated in this section have been inspected and loaded in a manner to prevent infestation, in a refrigerator car with closed or adequately screened doors and hatches, which car prior to loading

has been determined by an inspector as fumigated or thoroughly swept and cleaned by the common carrier in a manner to rid it of infestation. During the interval between fumigation or cleaning and loading, such refrigerator car must be tightly closed and sealed. (For further requirements on the cleaning of refrigerator cars, see § 301.48-13.)

(6) When the fruits and vegetables moving via refrigerator car from the area designated in this section have been fumigated in the car, when deemed necessary in the judgment of the inspector, and when the doors and hatches of the car have been tightly closed or adequately screened under the supervision of an inspector.

(7 CFR § 301.48; sec. 6, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 161)

This amendment shall be effective on and after January 14, 1943.

Done at the city of Washington this 12th day of January 1943. Witness my hand and the seal of the United States Department of Agriculture.

[SEAL]

CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 43-593; Filed, January 12, 1943; 11:35 a. m.]

Chapter VIII—Sugar Agency

PART 802—SUGAR DETERMINATIONS

SUGAR CANE PRODUCTION IN PUERTO RICO DURING CROP YEAR 1943-44

Determination of farming practices to be carried out in connection with the production of sugarcane during the crop year 1943-44 in Puerto Rico, pursuant to the Sugar Act of 1937, as amended.

Pursuant to the provisions of section 301 (e) of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.43f *Farming practices to be carried out in connection with the production of sugarcane during the crop year 1943-44.* The requirements of section 301 (e) of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to any farm in Puerto Rico if food crops for human consumption are grown during the period February 1, 1943, to January 31, 1944, on the type of land and in the manner set forth below:

(a) The land to be used for the production of the food crops shall be land suitable for the production of sugarcane.

(b) The food crops planted must be among the following: beans (any type), cowpeas, corn, rice, yams, potatoes (Irish and sweet), gandules (plant crop), tannier, apio, cassaba (yuca).

(c) The acreage of such food crops shall be equal to not less than 20% of the land on the farm on which sugarcane is growing at January 31, 1943 (but in no event less than one-tenth of an acre): *Provided, however*, That not less than 50% of such acreage shall be planted to the food crops specified in paragraph (b) which are legumes.

(d) The land devoted to the crops in question shall be suitably prepared by

plowing or disking, adequately seeded, and cultivated in a workmanlike manner to assure a good stand at the time of maturity. (Sec. 301, 50 Stat. 910; 7 U.S.C. 1940 ed. 1131)

Done at Washington, D. C., this 14th day of January 1943. Witness my hand and seal of the Department of Agriculture.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 43-690; Filed, January 14, 1943;
11:11 a. m.]

TITLE 24—HOUSING CREDIT

Chapter IV—Home Owners' Loan Corporation

[Bulletin 153]

PART 403—PROPERTY MANAGEMENT DIVISION

PROPERTY COMMITTEE

The first paragraph of § 403.02 shall be amended to read as follows:

§ 403.02 *Property Committee.* The Property Committee is a part of the Home Office organization of the Property Management Division. It shall consist of not less than three nor more than five members.

All cases submitted to that committee shall be reviewed by at least three of its members. The concurrence of a majority of the members reviewing a case shall be sufficient to decide any question that may be presented, except in cases which are required by the manual to be submitted to the General Manager or Deputy General Manager in charge of property management.

Subject to the above limitations on the authority of the Property Committee, its functions shall be:

Paragraph (b) of § 403.02 shall be amended to read as follows:

(b) To review and render decisions with regard to all cases which the Regional Manager or Regional Property

Committee may deem it advisable to submit or which may be submitted by the Regional Manager as an appeal from the decision of the Regional Property Committee.

Effective: January 16, 1943.

(Secs. 4 (a), 4 (k), 48 Stat. 129, 132, as amended by sec. 13, 48 Stat. 647; 12 U.S.C. 1463 (a), (k); E.O. 9070, 7 F.R. (1529))

[SEAL] J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 43-655; Filed, January 13, 1943;
1:51 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

[Docket Nos. A-1773, A-1777]

PART 322—MINIMUM PRICE SCHEDULE, DISTRICT NO. 2

ORDER GRANTING RELIEF, ETC.

Order granting motion to amend petition, amending petition, consolidating petitions and 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 and for changes in shipping points for the coals of certain other mines.

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 requesting changes in shipping points for the coals of certain other mines also located in District No. 2; and

A motion having been filed with the Division on December 15, 1942, by the above-named petitioner, requesting that its original petition filed in Docket No. A-1773 be amended by deleting therefrom paragraph 3 (a) relating to the

request for a change in shipping point for the coals of Mine Index No. 2341, for the reason that such relief is now unnecessary; and

It appearing that said petitions should be consolidated and 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 said petitions be, and the same hereby are, consolidated.

It is further ordered, That said motion be, and the same hereby is granted, and that the original petition heretofore filed in Docket No. A-1773 be, and the same hereby is amended by deleting paragraph 3 (a) therefrom;

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 § 322.9 (*Special prices—(c) Railroad fuel*) is amended by adding thereto Supplement R-II, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petitions in the above-entitled matters 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: January 1, 1943.

[SEAL] DAN H. WHEELER,
Director.

§ 322.7 Alphabetical list of code members—Supplement R-I—Continued

Table with columns: Mine index No., Code member, Mine name, Seam, Sub-dist. No., Shipping point, Railroad, Freight origin group No., and Size group Nos. (1-16). Rows include Republic Steel Corp., Shannopin Coal Co., Vesta Coal Co., etc.

Indicates no classifications effective for these size groups.

NOTE: The above prices are applicable only via the respective Freight Origin Groups, Shipping Points, and Railroads shown for the respective mines. Freight Origin Groups, Shipping Points, and Railroads previously assigned to these mines are no longer applicable.

§ 322.9 Special prices—(c) Railroad fuel—Supplement R-II.

NOTE: In § 322.9 (c) in Minimum Price Schedule add the mine index numbers in groups shown. Group No. 1: 21, 160; 33, 170; 49, 231; 58, 232; 93, 233. Group No. 2: 229, Group No. 3: 177, 2174. Group No. 6: 38, 176; 39, 2171; 40, 2173; 118. Group No. 7: 35, 164; 53, 180; 56, 194; 60, 204; 67, 236; 77, 2146; 146, 2170. Group No. 9: 48, 88, 165, 2113.

[F. R. Doc. 43-649; Filed, January 13, 1943; 12:24 p. m.]

[Docket Nos. A-1791, A-1793, A-1798] PART 322—MINIMUM PRICE SCHEDULE, DISTRICT NO. 2

ORDER GRANTING RELIEF, ETC.

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 and for changes in shipping points for the coals of certain other mines.

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, re-

questing the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 2 and requesting changes in shipping points for the coals of certain other mines also located in District No. 2; and

It appearing that said petitions should be consolidated, and 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 matters; and

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

It is ordered, That said petitions be, and the same hereby are, 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 Supplements R-I and R-III, § 322.9 (Special prices—(c) Railroad fuel) is amended by adding thereto Supplements 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.

It is further ordered, That pleadings in opposition to the original petitions in

the above-entitled matters 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: January 1, 1943.

[SEAL]

DAN H. WHEELER, Director.

FOR TRUCK SHIPMENTS
 § 322.23 General prices—Supplement T

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	8	4	5	6	7	8	9	10	11
FAYETTE COUNTY														
Ajax Coal Company (Earl E. Harned).	2609	Ajax.....	Sewickley...	295	285	275	260	240	230	230	230	215	210	195
Dearth Coal Company (Lawrence Parshall).	2613	Dearth (S)....	Pittsburgh...	310	300	290	270	250	240	235	240	225	220	195
Mononview Coal Company c/o Carl W. Walker.	2611	Martin #1 (S).	Pittsburgh...	310	300	290	270	250	240	235	240	225	220	195
Mrozek, Steve.	2610	Baran (D)....	Sewickley...	295	285	275	260	240	230	230	230	215	210	195
Wynn Coal & Coke Co. (Martin W. Ruane).	2607	Bruni (S)....	Pittsburgh...	310	300	290	270	250	240	235	240	225	220	195
WASHINGTON COUNTY														
Brown Coal Co. (W. F. Brown).	2608	Union Valley..	Pittsburgh...	315	305	295	270	260	245	230	245	210	195	190
WESTMORELAND COUNTY														
Beatty Coal Company.....	284	Duquesne (W)	Pittsburgh...	(*)	(*)	(*)	(*)	(*)	(*)	240	15(*)	(*)	(*)	(*)
Ford, Lee S. (Ford Coal Co.).	2612	Latrobe (S)...	Pittsburgh...	300	290	280	270	250	240	240	235	215	205	195
Paul, Weimer, & Leonard (Wm. P. Paul).	2585	Paul #2.....	Pittsburgh...	330	320	310	290	270	260	255	265	230	220	195
King Coal Company (C. F. King).	2614	Barnhart.....	Redstone...	285	275	265	250	245	235	215	220	200	190	180

¹⁵ For mechanically cleaned coal add 10¢ to Size Group 7.
 *Indicates prices previously established for these size groups.

[F. R. Doc. 43-650; Filed, January 13, 1943; 12:24 p. m.]

[Docket No. A-1551]

PART 327—MINIMUM PRICE SCHEDULE,
 DISTRICT NO. 7

ORDER GRANTING RELIEF, ETC.

Order of the director granting relief in the matter of the petition of District Board No. 7 for a change in price classifications in minimum prices in Size Group 7 for all shipments except truck and Size Group 4, for truck shipment, for the coals of Hunter No. 2 mine, Mine Index No. 84 of Fire Creek Fuel Company.

This proceeding was instituted upon a petition filed with the Bituminous Coal Division, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, by District Board No. 7 requesting that the price classification of "C" in Size Group 7, presently established for the coals of the Hunter No. 2 Mine (Mine Index No. 84) of the Fire Creek Fuel Company, be changed to classification "B" for all shipments except truck.

Pursuant to an appropriate order and after due notice, a hearing in this matter was held on October 6, 1942, before D. C. McCurtain, a duly designated Examiner of the Division, at a hearing room thereof in Washington, D. C., at which interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard.

District Board No. 7 and the Bituminous Coal Consumers' Counsel entered their appearances.

The preparation and filing of a report by the Examiner were waived by all parties thereto and the record was thereupon submitted to the undersigned.

The undersigned having made Findings of Fact and Conclusions of Law herein and having rendered an opinion in this matter, all of which are filed herewith;

Now, therefore, it is ordered, That commencing forthwith § 327.11 (*Low volatile coals: Alphabetical list of code members*) is amended by adding thereto Supplement R, and § 327.34 (*General prices 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.¹

It is further ordered, That the petition of District Board No. 7 be and it is hereby granted to the extent set forth herein and it is in all other respects hereby denied.

Dated: January 12, 1943.

[SEAL] DAN H. WHEELER,
 Director.

[F. R. Doc. 43-648; Filed, January 13, 1943; 12:24 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter III—Bureau of Mines

PART 303—GENERAL LICENSES PERTAINING
 TO EXPLOSIVES

SODIUM NITRATE USED AS FERTILIZER

The document dated December 7, 1942 (an extension of general purchaser's license for sodium nitrate used as fertil-

¹ Not filed as part of the original document.

izer), published December 29, 1942, [7 F.R. 10925] under this title, is corrected by changing the section number appearing therein as "§ 303.7" to "§ 303.6," and the section number appearing therein as "§ 301.6" to "§ 303.6".

R. R. SAYERS,
 Director.

Approved: January 11, 1943.

OSCAR L. CHAPMAN,
 Assistant Secretary.

[F. R. Doc. 43-675; Filed, January 14, 1943; 10:23 a. m.]

Chapter IX—War Production Board

Subchapter B—Director General for Operations

PART 1010—SUSPENSION ORDERS

[Suspension Order S-211]

TRU VAL PETROLEUM CO.

Sidney Smook, doing business as Tru Val Petroleum Company, located at Main Street and Carlton Avenue, Port Washington, New York, is engaged in the marketing of motor fuel to service stations and the maintenance and operation of service stations. During the months of April, May and June, 1942, Tru Val Petroleum Company delivered to five service stations including the Sidney Smook Service Station located at Farmingdale, New York, which is owned and operated by Tru Val Petroleum Company, approximately 48,476 gallons of motor fuel in excess of the amounts permitted to be delivered to such service stations in accordance with the provisions of Limitation Order L-70.

These violations of Limitation Order L-70 have impeded and hampered the war effort of the United States by diverting motor fuel to uses unauthorized by the War Production Board. In view of the foregoing facts, It is hereby ordered, That:

§ 1010.211 Suspension Order S-211.

(a) Sidney Smook, doing business under the name of Tru Val Petroleum Company, or under any other name, his or its successors and assigns, shall not deliver or cause to be delivered, directly or indirectly, to any of the service stations listed below any motor fuel as the same is defined in Limitation Order L-70, except as specifically authorized by the Director General for Operations:

Bellwein Service Station, Inc., Great Neck, New York.
 Glen Shore Service Station, Inc., Glen Cove, New York.
 Sidney Smook Service Station, Farmingdale, New York.
 Boulevard Auto Service, Port Washington, L. I.
 Boulevard Auto Service, Freeport, New York.

(b) Sidney Smook and any other person or persons who may now or hereafter occupy the service station located at Farmingdale, New York, now or recently occupied by said Sidney Smook, shall not accept at that service station the delivery of any motor fuel as the same is defined in Limitation Order L-70, except as specifically authorized by the Director General for Operations.

(c) No persons shall deliver any motor fuel as the same is defined in Limitation Order L-70 to the service station located at Farmingdale, New York, now or recently occupied by Sidney Smook.

(d) Nothing contained in this order shall be deemed to relieve Sidney Smook, doing business under the name of Tru Val Petroleum Company or under any other name, from any restriction, prohibition or provision contained in any other order or regulation of the Director of Industry Operations or the Director General for Operations, except in so far as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on January 15, 1943, and shall terminate on April 15, 1943, at which time the restrictions contained in this order shall be of no further effect.

(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 13th day of January 1943.

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 43-651; Filed, January 13, 1943; 1:20 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-213]

JULIUS HAAS

Julius Haas is the owner of the premises known as 2015 Walnut Street, Philadelphia, Pennsylvania. On or about September 7, 1942, Mr. Haas began construction, ordered, purchased and accepted delivery of materials in order to begin construction on the remodeling of said premises from a house into nine apartments, at an estimated cost of approximately \$8,200.00, without having obtained specific authorization from the Director General for Operations. The construction is now partially completed, work having been stopped by the War Production Board approximately two months ago. At the time this construction began Julius Haas knew or should have known of the restrictions contained in Conservation Order L-41 and his acts constituted a wilful violation of said order.

This violation of Conservation Order L-41 has hampered and impeded the war effort of the United States by diverting scarce materials to uses not authorized by the War Production Board. In view of the foregoing facts, *It is hereby ordered, That:*

§ 1010.213 *Suspension Order S-213.*

(a) Neither Julius Haas nor any other person shall order, purchase, accept delivery of, withdraw from inventory, or in any other manner secure or use material or construction plant in order to continue or complete construction of the apartment house located at 2015 Walnut Street, Philadelphia, Pennsylvania, except as specifically authorized by the Director General for Operations.

(b) For a period of three months from the effective date of this order, no application filed by Julius Haas or any other person for authorization to complete the apartment house mentioned in paragraph (a) hereof, shall be granted.

(c) Nothing contained in this order shall be deemed to relieve Julius Haas from any restriction, prohibition, or provision contained in any other order or regulation of the Director of Industry Operations or the Director General for Operations, except in so far as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on January 15, 1943.

(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 13th day of January 1943.

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 43-652; Filed, January 13, 1943; 1:20 p. m.]

PART 978—UTILITIES: MAINTENANCE, REPAIR AND SUPPLIES

[Supplementary Preference Rating Order P-46-c]

In accordance with the provisions of § 978.1 *Preference Rating Order P-46*, as amended, which the following order supplements:

§ 978.4 *Supplementary Preference Rating Order P-46-c.* Notwithstanding the provisions of paragraph (f) (3) (ii) of *Preference Rating Order P-46*, as amended, electric service connections may be made by producers to permit the operation of farm production equipment, *Provided*, That all of the following conditions are satisfied:

(a) The prospective consumer possesses one of the following types of electric farm equipment of sufficient capacity for the use contemplated, or can obtain such equipment without priorities assistance, or a preference rating of AA-5 or better has been assigned to deliveries of such equipment to him:

(1) Water pump for livestock; (2) milking machine; (3) milk cooler; (4) incubator; (5) brooder; (6) feed grinder.

(b) There is no other means of operating such equipment on the premises.

(c) The length of such connection will not exceed 100 feet per animal unit determined in accordance with Schedule I annexed hereto, and will not exceed 5,000 feet total length, except upon specific authorization from the Director General for Operations.

(d) The prospective consumer will use electric service to operate equipment for farm production derived from animals aggregating not less than 10 animal units, determined in accordance with Schedule I annexed hereto.

(e) Primary lines are single phase and are constructed of No. 6 galvanized steel wire (except that copper-covered steel wire or No. 4 or No. 6 A. C. S. R. conduc-

tor may be used to the extent that it is available in the excess inventory of any producer).

(f) Secondary lines and services require not more than 30 pounds of copper for any prospective consumer.

(g) The prospective consumer's application for service is accompanied by a certification from his USDA County War Board in substantially the following form:

(To the Utility Addressed):

Mr. _____ is eligible for an electric connection of _____ feet under the terms of Preference Rating Order P-46-c. In the opinion of this USDA County War Board this connection will result in a substantial increase in farm production, or a substantial saving of farm labor, and is in accord with the spirit, as well as the letter, of Preference Rating Order P-46-c.

(For USDA County War Board)

(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 14th day of January 1943.

ERNEST KANZLER,
Director General for Operations.

SCHEDULE I

EQUIVALENT ANIMAL UNITS

A. Livestock on hand:

1 Milk cow.....	one unit
10 Beef cattle (all cattle, including calves, other than milk cows and cattle in feed lot).....	one unit
30 Breeding ewes.....	one unit
3 Brood sows.....	one unit
75 laying hens.....	one unit
40 Turkeys or geese.....	one unit

B. Estimated production of livestock for market:

20 Cattle (in feed lot) per year.....	one unit
160 Lambs (in feed lot) per year.....	one unit
30 Feeder pigs per year.....	one unit
250 Chickens (not broilers) per year.....	one unit
600 Chickens (broilers) per year.....	one unit

[F. R. Doc. 43-694; Filed, January 14, 1943; 11:27 a. m.]

Chapter XI—Office of Price Administration

PART 1394—RATIONING OF FUEL AND FUEL OIL PRODUCTS

[Ration Order 5C,¹ Amendment 13]

MILEAGE RATIONING: GASOLINE REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Paragraph (b) of § 1394.7757, paragraph (c) of § 1394.7758, paragraph (e) of § 1394.8051, and paragraph (c) of § 1394.8052, are amended; a new paragraph (e) to § 1394.7705, a new paragraph (e) to § 1394.7755, a new paragraph

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

¹ 7 F.R. 9135, 9787, 10147, 10016, 10110, 10338, 10706, 10786, 10787, 11009, 11070; 8 F.R. 179, 274, 369, 372.

(f) to § 1394.8051, a new § 1394.8111, and a new paragraph (m) to § 1394.8352, are added; as set forth below:

Supplemental Rations

§ 1394.7705 *Issuance of supplemental rations.* * * *

(e) In the gasoline shortage area, upon the allowance by the Board of any mileage whatsoever, the Board's action may be reviewed by the District Manager, State Director or Regional Administrator as provided in § 1394.8111.

Official and Fleet Rations (for Official and Fleet Passenger Automobiles and Motor Vehicles)

§ 1394.7755 *Issuance of official and fleet rations.* * * *

(e) In the gasoline shortage area, upon the allowance by the Board of any mileage whatsoever the Board's action may be reviewed by the District Manager, State Director or Regional Administrator as provided in § 1394.8111.

§ 1394.7757 *Issuance of rations for use with vehicles operated on dealer plates.* * * *

(b) Such ration shall be issued in the same manner as a fleet ration under the conditions provided in §§ 1394.7754 and 1394.7755, and application for such ration shall be made to a Board on Form OPA R-551: *Provided*, That the certification therein contained as to ownership of tires by the registered owner of the vehicle shall be revised to constitute a certification as to tires owned by the owner of the vehicle. The applicant shall annex to the application a written statement showing the Federal Use Tax Stamp number and the engine number of such vehicle.

§ 1394.7758 *Issuance of rations to lessee of passenger automobiles or motorcycles available for public rental.* * * *

(c) If the Board finds the facts as stated on the application to be true, it shall determine the allowed mileage for such vehicle in the manner provided in § 1394.7754 and shall issue a ration in accordance with the provisions of paragraphs (a), (b), (c) and (e) of § 1394.7755 except as otherwise provided herein. The Board issuing the ration shall, at the time of issuance, note on the cover of the book the name and address of the person to whom the ration is issued, and shall note on the book and on the application the date on which it expires. If the term of the lease remaining from the date of issuance of the ration is less than the valid period of the ration as determined in accordance with the provisions of paragraph (a) of § 1394.7755, the Board shall issue a ration containing coupons sufficient to allow the allowed mileage for only the remaining term of the lease, and shall remove from the ration book or books issued all coupons in excess of such number, and in such case the expiration date of the ration shall be the date on which the lease terminates.

Renewal of Rations and Issuance of Further Rations

§ 1394.8051 *Renewal of rations.* * * *

(e) In the gasoline shortage area the Board when renewing a supplemental ration issued after December 9, 1942, or a fleet or official ration or a ration issued pursuant to the provisions of § 1394.7757 or § 1394.7758 may issue books or coupons for a valid period no longer than the valid period of the books in the current ration or coupons not in excess of the number issued for the vehicle or vehicles in the current ration. In renewing supplemental rations issued before December 9, 1942 a Board in the gasoline shortage area may issue a ration which would permit driving not in excess of 75 per cent of the mileage allowed by the current ration.

(f) No Board in the gasoline shortage area (unless otherwise directed by the District Manager, State Director or Regional Administrator) may in renewing any of the rations specified in paragraph (e) issue a ration or coupons in excess of the amounts, or having a shorter valid period than that specified in paragraph (e), unless the application for renewal is reviewed and such issuance is recommended by the District Manager, State Director or Regional Administrator is provided in § 1394.8111.

§ 1394.8052 *Issuance of further ration for use prior to expiration date of current ration.* * * *

(c) If the Board determines that, for one or more of the reasons specified in paragraph (a) of this section, more mileage is needed, or in the case of a non-highway ration, more gasoline is required than that stated in the application on the basis of which the current ration was issued, it may grant a further ration in accordance with the provisions of paragraph (b) of § 1394.8054. In any case in which application hereunder is made to compensate for a reduction in the unit value of Class A, B or C coupons held by the applicant the Board (unless otherwise directed by the District Manager, State Director or Regional Administrator) may not issue a further ration to compensate for mileage lost by reason of a reduction in the unit value of Class B or Class C coupons unless the application is reviewed by the District Manager, State Director or Regional Administrator as prescribed in § 1394.8111. The Board may grant a further ration to compensate for mileage lost by reason of a reduction in the unit value of Class A coupons only if it finds that the applicant still required the mileage lost by reason of such reduction.

§ 1394.8111 *Review and modification of rations by District Managers, State Directors and Regional Administrators in the gasoline shortage area.* (a) Any District Manager or State Director subject to the direction of the Regional Administrator, and any Regional Administrator, shall have power to review any supplemental, fleet or official ration or any ration under § 1394.7757 or § 1394.7758 issued after the date of this amend-

ment or any renewal of any such ration or any further ration granted under § 1394.8052, or any application therefor, if such ration, renewal or further ration includes or represents a restoration of the reduction in mileage caused to any ration holder by change in unit value of coupons. Such review shall be made as the Regional Administrator may direct either before or after the issuance of any such ration, renewal or further ration. Pursuant to such review and in order to meet the deficiencies in supply, to conserve gasoline for the most essential uses, and to give full effect to the provisions in this order with reference to ride-sharing and alternative means of transportation, the District Manager or State Director, subject to the direction of the Regional Administrator, or the Regional Administrator may order, or direct the Board to order such ration to be withheld, modified, suspended or revoked in whole or in part.

(b) In making such review or in ordering such withholding, modification, suspension or revocation, the District Manager or State Director, as the Regional Administrator may direct, or the Regional Administrator, may obtain such additional information as he deems necessary. Any person whose ration has been withheld, suspended, modified, or revoked hereunder may appeal from such action on the part of the Board, the District Manager, the State Director or the Regional Administrator in accordance with the procedure of Procedural Regulation No. 9.

Effective Dates

§ 1394.8352 *Effective dates of amendments.* * * *

(m) Amendment No. 13 (paragraph (b) of § 1394.7757, paragraph (c) of § 1394.7758, paragraph (e) of § 1394.8051, and paragraph (c) of § 1394.8052, are amended; a new paragraph (e) to § 1394.7705, a new paragraph (e) to § 1394.7755, a new paragraph (f) to § 1394.8051, a new § 1394.8111, and a new paragraph (m) to § 1394.8352) to Ration Order No. 5C shall become effective January 13, 1943.

(Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess., and by Pub. Law 507, 77th Cong., 2d Sess., Pub. Law 421, 77th Cong., 2d Sess., W. P. B. Dir. No. 1, Supp. Dir. No. 1Q, 7 F.R. 562, 9121, E.O. 9125, 7 F.R. 2719)

Issued this 13th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-662; Filed, January 13, 1943; 4:49 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Ration Order 12, Amendment 7]

COFFEE RATIONING REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and

17 F.R. 9710, 10380, 11071, 11072; 8 F.R. 28, 167.

has been filed with the Division of the Federal Register.*

Paragraph (a) of § 1407.1000 and paragraph (b) of § 1407.1004 are amended to read as follows; and paragraph (g) of § 1407.1090a and a new item to § 1407.1092 are added, as set forth below:

Institutional Users

§ 1407.1000 *Allotment certificates*—
(a) *Application.* Application for allotment certificates shall be made by a registering unit for each period, as provided in this section. The first period for which allotment certificates may be granted shall be the period from the date of registration to January 31, 1943, inclusive, and application therefor shall be made at the time of registration. All subsequent applications for allotment certificates shall be for consecutive one-month periods, the first of which shall commence on February 1, 1943. Applications shall be made not later than the fifth day of the month for which application is being made and not earlier than the 15th day of the preceding month. The board, in its discretion, may permit an application to be made at any time after the time specified herein but in such case the board shall reduce the allotment by an amount which bears the same proportion to the allotment as the number of days which have elapsed from the start of the period bears to the total number of days in the period.

§ 1407.1004 *Establishments which were not in operation between September 1 and November 21, 1942.* * * *

(b) Each of the first two allotments of roasted coffee to be granted for such an institutional establishment shall be equal to one pound of roasted coffee for every 100 meals to be served by the institutional establishment during the allotment period for which application is made, as estimated by the registering unit and approved by the board. The amount of each subsequent allotment shall be equal to one pound of roasted coffee for every 100 meals served by the institutional establishment in the preceding allotment period. In all other respects the institutional establishment shall be treated as if it had been in operation between September 1 and November 21, 1942.

Schedules

§ 1407.1092 *Allotment percentage for institutional users.*

Period:	Percentage of base
Feb. 1, 1943, to Feb. 28, 1943, inclusive	40

Effective Date

§ 1407.1090a *Effective dates of amendments.* * * *

(g) Amendment No. 7 (§§ 1407.1000 (a), 1407.1004 (b), 1407.1090a (g), and 1407.1092) shall become effective January 13, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 507, 421, and 729, 77th

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

Cong.; W.P.B. Dir. No. 1, Supp. Dir. No. 1-R)

Issued this 13th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-661; Filed, January 13, 1943; 4:49 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 288, Amendment 2]

SPECIFIC MAXIMUM PRICES IN ALASKA

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

Subparagraph (5) is added to paragraph (a) of § 1418.363.

§ 1418.363 *Tables of maximum prices.* (a) * * *

(5) The above prices shall be for the months of November, December and January. For the remaining months of the year the following additions shall be made to each of the above prices:

	Cents
February	1/2
March	1
April	1 1/2
May	2
June	2 1/2
July	3
August	3 1/2
September	2
October	1

§ 1418.362a *Effective dates of amendments.* * * *

(b) Amendment No. 2 (§ 1418.363 (a) (5)) to Maximum Price Regulation No. 288 shall become effective January 13, 1943.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 13th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-663; Filed, January 13, 1943; 4:48 p. m.]

PART 1429—POULTRY AND EGGS

[RPS 269, Amendment 3]

POULTRY

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

A new paragraph (c) is added to § 1429.14 as set forth below:

§ 1429.14 *Adjustment of maximum prices for live and dressed poultry.* * * *

(c) Each Regional Administrator is authorized to make adjustments or act upon applications for adjustment under this section.

¹ 7 F.R. 10581, 11012; 8 F.R. 28.
² 7 F.R. 10708, 10864, 11118.

§ 1429.25 *Effective dates of amendments.* * * *

(c) Amendment No. 3 to Revised Maximum Price Regulation No. 269 (§ 1429.14 (c)) shall become effective January 13, 1943.

(Pub. Law No. 421, 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 13th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-664; Filed, January 13, 1943; 4:48 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[Temporary MPR 25]

CORN

In accordance with the direction of the President to take action which will stabilize prices affecting the cost of living, and under the authority therewith delegated by the President pursuant to the Act of Congress approved October 2, 1942, entitled "An Act to aid in stabilizing the cost of living" (H. R. 7565), 77th Congress, 2nd Session, and under the authority of the Emergency Price Control Act of 1942, as Amended, and Executive Order No. 9250, the Price Administrator, after consultation with the Secretary of Agriculture, hereby issues this Temporary Maximum Price Regulation No. 25 establishing as the maximum prices for corn the prices prevailing on January 11, 1943, or during the five days prior to the date of issuance of this regulation.

AUTHORITY: § 1439.51 to 1439.62, inclusive, issued under Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.

§ 1439.51 *Maximum prices.* From January 13, 1943, to March 13, 1943, inclusive, regardless of any contract, agreement or other obligation, no person shall sell or deliver corn, and no person in the course of trade or business shall buy or receive corn at prices higher than the maximum prices set forth in Appendix A of this Temporary Maximum Price Regulation No. 25; and no person shall agree, offer, solicit or attempt to do any of the foregoing. Lower prices may be charged, demanded, paid or offered.

§ 1439.52 *Exempt sales.* (a) This Temporary Maximum Price Regulation No. 25 shall not apply to the following:

(1) Sales and deliveries made directly by a farmer of corn produced on his farm. However, this Temporary Maximum Price Regulation No. 25 shall apply to a sale or delivery by a farmers' cooperative.

(2) Sales and deliveries of seed corn, popcorn, grain sorghums, sweet corn, broom corn, or any corn not included within the definition of corn in § 1439.59 hereof.

§ 1439.53 *Evasion.* The price limitations set forth in this Temporary Maximum Price Regulation No. 25 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 corn alone or in conjunction with any other commodity, or by way of any commission, service, transportation or other charge, discount, premium or other privilege or by tying-agreement or other trade understanding.

§ 1439.54 *Conditional agreements.* No seller of corn shall enter into an agreement permitting the adjustment of the prices to prices which may be higher than the maximum prices provided by this Temporary Maximum Price Regulation No. 25 in the event that this regulation is amended or is determined by a court to be invalid or upon any other contingency; *Provided*, That if a petition for amendment has been duly filed, and such petition requires extensive consideration, the Price Administrator may grant an exception from the provisions of this section permitting the making of contracts adjustable upon the granting of the petition for amendment. Requests for such an exception may be included in the aforesaid petition for amendment.

§ 1439.55 *Sales for export.* The maximum prices at which a person may export corn shall be determined in accordance with the provisions of the Revised Maximum Export Price Regulation¹ issued by the Office of Price Administration.

§ 1439.56 *Records and reports.* (a) As to all sales not specifically exempted by other sections of this Temporary Maximum Price Regulation No. 25, every person selling corn shall preserve for examination by the Office of Price Administration all his existing records relating to prices at which he delivered, supplied or contracted to buy or sell corn during the period from January 8, 1943, to January 12, 1943, inclusive.

(b) As to all sales not specifically exempted by other sections of this Temporary Maximum Price Regulation No. 25, every person selling corn shall keep and make available for examination by the Office of Price Administration records of the same kind as he has customarily kept relating to the prices which he charged for corn during the period from January 13, 1943, to March 13, 1943, inclusive.

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

§ 1439.57 *Enforcement.* (a) Persons violating any provisions of this Temporary Maximum Price Regulation No. 25 are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of licenses, provided for by the Emergency Price Control Act of 1942, as amended.

(b) Persons who have evidence of any violation of this Temporary Maximum Price Regulation No. 25 or of 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, field or regional office of the Office of Price Administration or its principal office in Washington, D. C.

§ 1439.58 *Petitions for amendment.* Persons seeking modification of any provisions of this Temporary Maximum Price Regulation No. 25 or an adjustment or exception not provided for therein may file petitions for amendment in accordance with the provisions of Revised Procedural Regulation No. 1,² issued by the Office of Price Administration.

§ 1439.59 *Definitions.* (a) When used in this Temporary Maximum Price Regulation No. 25 the term:

(1) "Person" means an individual, corporation, partnership, association, or other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, any other government, or any of its political subdivisions, and any agencies of any of the foregoing.

(2) "Corn" means any grain which consists of 50 percent or more of shelled corn of the dent or flint varieties, and may contain not more than 10 percent of other grains for which standards have been established under the provisions of the United States Grain Standards Act.

(3) "Carload quantity" means a shipment or delivery of 60,000 pounds or more.

(4) "Less - than - carload quantity" means a shipment or delivery of less than 60,000 pounds.

(5) "Recognized cash grain market" means a market in which cash corn is regularly traded in substantial quantity. The term includes but is not restricted to the following markets:

Chicago, Ill.	Indianapolis, Ind.
Omaha, Nebr.	Baltimore, Md.
St. Louis, Mo.	Buffalo, N. Y.
Peoria, Ill.	Kansas City, Mo.
Louisville, Ky.	Sioux City, Iowa
Boston, Mass.	Cairo, Ill.
San Francisco, Calif.	Cincinnati, Ohio
Minneapolis, Minn.	Philadelphia, Pa.
Cedar Rapids, Iowa	Portland, Oreg.
Memphis, Tenn.	

(6) "Interior point" means any point outside the switching limits of the recognized grain markets.

(7) "Transit billing" means freight bills or transit credits representing inbound shipments of grain duly recorded with railroads or railroad transit bureaus for transit purposes.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 and in the General Maximum Price Regulation, issued by the Office of Price Administration, shall apply to other terms used herein.

§ 1439.60 *Revocation or replacement of regulation.* This Temporary Maximum Price Regulation No. 25 may be revoked or replaced by a permanent maximum price regulation or order is-

sued by the Office of Price Administration.

§ 1439.61 *Effective period.* This Temporary Maximum Price Regulation No. 25 (§§ 1439.51 to 1439.62, inclusive), shall become effective on January 13, 1943, and shall, unless earlier revoked or replaced, expire at 12 o'clock midnight, March 13, 1943.

§ 1439.62 *Appendix A—(a) Maximum prices per bushel for corn futures on the Commodity Exchanges in Chicago, Kansas City and Minneapolis.* (1) The maximum price per bushel at which a round lot contract or job lot contract for delivery in a future month may sell on the commodity exchanges of Chicago, Kansas City or Minneapolis shall be the highest price per bushel at which such contract for delivery in such future month was sold on such exchange during the trading session of Monday, January 11, 1943.

(2) If, at any one of such commodity exchanges, there was no trading in round lot or job lot contracts for delivery in some future delivery month on January 11, 1943, the maximum price per bushel for such a contract shall be the maximum price per bushel at which round lot or job lot contracts for delivery in May were traded on January 11, 1943, on such exchange, plus or minus the difference between the highest closing price per bushel for the May contract and the highest closing price per bushel for such contract on the first day prior to January 11, 1943, on which such contract and the May contract were both traded.

(b) *Maximum prices per bushel for any class and grade of corn in bulk, in carload quantities, in each recognized cash grain market.* (1) The maximum prices per bushel for any class and grade of corn in bulk, in carload quantities, in each recognized cash grain market shall be the highest price at which that class and grade was sold in that market on January 11, 1943.

(2) If there were no sale of any particular class and grade of corn at a particular recognized cash grain market on January 11, 1943, the maximum price per bushel shall be determined by adding to or subtracting from the highest price per bushel for the highest grade of that class of corn sold in that market on January 11, 1943, the difference between the highest price per bushel for this class and grade and the highest price per bushel for the class and grade on which the price is being determined, on the first day prior to January 11, 1943, when both such grades and classes were sold.

(c) *Maximum prices per bushel for each seller for any class and grade of corn in bulk, in carload quantities, delivered at interior points.* (1) The maximum prices per bushel for each seller for any class and grade of corn in bulk, in carload quantities, delivered at interior points shall be the highest of the prices determined as follows:

(i) The highest price at which the seller sold such class and grade of corn during the period January 8, 1943, to January 12, 1943.

¹ 7 F.R. 5059, 7242, 8829, 9000, 10530.

² 7 F.R. 8961.

(ii) The highest price at which the seller offered to sell such class and grade of corn during the period from January 8, 1943, to January 12, 1943.

(iii) The maximum price for such class and grade of corn at the nearest recognized grain market, or source of supply, plus the charge at the carload rail rate, flat or proportional, whichever is appropriate, from such recognized grain market to such interior point: *Provided*, That if the movement of corn to the interior point would normally be made on transit billing, the freight charge shall be calculated by using the normal transit balance rail rate applicable to such movement.

(d) *Maximum prices per bushel for shipments or deliveries of less-than-carload quantities.* Maximum prices per bushel for shipments or deliveries of less-than-carload quantities shall be the maximum carload price per bushel as determined in this Appendix A plus the differential per bushel charged by the seller for less-than-carload shipments or deliveries during the five days prior to January 13, 1943. If the seller made no less-than-carload shipments or deliveries during said period, he should take the differential charged during said period by his closest competitor.

(e) *Maximum prices per bushel for sacked corn.* Maximum prices per bushel for sacked corn shall be the maximum prices per bushel for corn, as determined in this Appendix A plus, if incurred by the seller, (1) the cost of sacks and (2) the cost of sacking.

Issued this 13th day of January 1943.

LEON HENDERSON,
Administrator.

Approved:

CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 43-660; Filed, January 13, 1943;
4:49 p. m.]

PART 1351—FOODS AND FOOD PRODUCTS

[MPR 237, Amendment 7]

ADJUSTED AND FIXED MARKUP REGULATION
FOR SALES OF CERTAIN FOOD PRODUCTS AT
WHOLESALE

Correction

In the document appearing on page 373 of the issue for Saturday, January 9, 1943, the figures listed in the table under "Class 3, service and delivery," and opposite items 11 and 12 should read "1.045" and "1.115," respectively, instead of "1.04" and "1.11".

PART 1388—DEFENSE-RENTAL AREAS

[Supp. Amendment 8A to Maximum Rent
Regulations]

HOTELS AND ROOMING HOUSES

Correction

The text following the introductory paragraph of the document appearing on page 434 of the issue for Tuesday, January 12, 1943, should read as follows:

§ ---- *Prohibition.* * * *

(b) (1) No tenant shall be required to change his term of occupancy.

(2) Where, during June, 1942, a room was rented or offered for rent for a weekly or monthly term of occupancy, the landlord shall continue to offer the room for rent for that term of occupancy except that he is not required to rent for that term more than the greatest number of rooms which were rented for the term at any one time during June, 1942. However, if, during the year ending on June 30, 1942, a landlord had regular and definite seasonal practices with reference to the renting of rooms on a weekly or monthly basis, he may request the Administrator to approve such practices. When approval is given the landlord shall offer rooms for rent for weekly and monthly terms of occupancy pursuant to the practices so approved. The Administrator may withdraw approval at any time if he finds that the landlord has failed to conform to such practices, or if he finds that the effects of the approval are inconsistent with the Act or this maximum rent regulation or are likely to result in the circumvention or evasion thereof.

(3) Any tenant on a daily or weekly term of occupancy shall on request be permitted by the landlord to change to a weekly or monthly term unless the landlord is then renting for such term a number of rooms equal to the number which he is required to rent for that term under subparagraph (2). If the room occupied by such tenant was not rented or offered for rent for such term during June, 1942, the landlord may transfer the tenant to a room, as similar as possible, which was so rented or offered for rent.

§ --- *Registration and records.* * * *

(e) (1) Every landlord of a room rented or offered for rent shall preserve, and make available for examination by the Administrator, all his existing records showing or relating to (i) the rent for each term and number of occupants for which such room was rented or regularly offered for rent during the thirty-day period determining the maximum rent for such room, (ii) the rent on any date determining a maximum rent for such room for a particular term and number of occupants under § ----¹ (c), and (iii) rooms rented and offered for rent on a weekly and monthly basis during June, 1942.

This supplementary amendment No. 8A to Maximum Rent Regulations for Hotels and Rooming Houses shall become effective January 20, 1943.

¹The applicable section number is to be inserted for each maximum rent regulation. The respective section number to be inserted for each maximum rent regulation is as follows: 1388.1504, No. 21A; 1388.1554, No. 22A; 1388.1604, No. 23A; 1388.1854, No. 29A; 1388.-1904, No. 30A; 1388.1954, No. 31A; 1388.2004, No. 32A; 1388.3004, No. 34A; 1388.4004, No. 36A; 1388.5004, No. 38A; 1388.6004, No. 40A; 1388.7004, No. 42A; 1388.8004, No. 44A; 1388.-9004, No. 46A; 1388.84, No. 48A; 1388.184, No. 50A; 1388.334, No. 54A; 1388.434, No. 56A; 1388.634, No. 58A; 1388.734, No. 59A; 1388.834, No. 61A; and 1388.934, No. 63A.

PART 1499—COMMODITIES AND SERVICES

[Order 215 Under § 1499.3 (b) of GMPR]

HONEY BUTTER PRODUCTS CORP.

Maximum Prices Authorized under § 1499.3 (b) of the General Maximum Price Regulation—Order No. 215.

The Honey Butter Products Corporation, Groton, New York, has made application under § 1499.3 (b) of the General Maximum Price Regulation for determination of maximum prices for its product known as "Golden Bar Honey Butter". Due consideration has been given to the application, and an opinion in support of this order issued simultaneously herewith 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, as amended, and in accordance with § 1499.3 (b) of the General Maximum Price Regulation, *It is hereby ordered That:*

§ 1499.1451 *Authorization of maximum prices for the Honey Butter Products Corporation.* (a) On and after January 15, 1943, the Honey Butter Products Corporation may sell and deliver to wholesalers and chain stores its product known as "Golden Bar Honey Butter" at the following prices:

Size:	<i>Maximum price per dozen</i>
3½ ounce-----	\$1.20
12 ounce-----	\$3.60

(b) The prices set out next above shall be the maximum prices which the Honey Butter Products Corporation may receive for "Golden Bar Honey Butter" delivered in the states of Maine, New Hampshire, Vermont, New York, Massachusetts, Rhode Island, Connecticut, New Jersey, Pennsylvania, Ohio, West Virginia, Maryland, Delaware, and the District of Columbia.

(c) The maximum prices which the Honey Butter Products Corporation may receive for its product delivered to states other than those set forth in paragraph (b) shall be the maximum prices set forth in paragraph (a), plus the actual transportation charges incurred from the plant to the place of destination less 80¢ per cwt.

(d) Sellers at wholesale shall determine their maximum delivered selling price by adding to their net cost per dozen of each size a maximum profit of 25% of their net cost. "Net cost" for a wholesaler shall be his invoice cost at his customary receiving point less all discounts allowed him, except the discount for prompt payment. No local hauling, loading or unloading charges shall be included in the net cost.

(e) Sellers at retail shall determine their maximum delivered selling price per item by adding to their net cost per dozen a maximum profit of 40% and dividing the figure so obtained by 12. When the maximum prices so determined result in fractions of a cent the price per item may be adjusted to the

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

next higher cent if the fraction is $\frac{1}{2}$ cent or more, it shall be adjusted downward if the fraction is less than $\frac{1}{2}$ cent. "Net cost" to a retailer shall mean his invoice price at his store less all discounts allowed him, except the discount for prompt payment.

The Honey Butter Products Corporation shall supply to their buyers, at the time of their first sale to such buyer, a written notice as follows:

The Office of Price Administration has authorized Honey Butter Products Corporation to sell "Golden Bar Honey Butter" at the following maximum delivered prices:

3 $\frac{1}{2}$ ounce----- \$1.20 per dozen.
12 ounce----- \$3.60 per dozen.

These are our maximum prices for "Golden Bar Honey Butter" delivered in the states of Maine, New Hampshire, Vermont, New York, Massachusetts, Rhode Island, Connecticut, New Jersey, Pennsylvania, Ohio, West Virginia, Maryland, Delaware, and the District of Columbia. Our maximum prices for these items delivered to states other than the aforementioned are the same as the prices set out above, plus the transportation from our plant less 80¢ per cwt.

The Office of Price Administration has authorized wholesalers to determine their maximum delivered selling prices per dozen by adding 25% to their net cost per dozen. "Net cost" means the invoice price less all discounts, except the discount for prompt payment.

(f) Honey Butter Products Corporation shall place on or in the smallest packing unit of each size a printed notice reading as follows:

The Office of Price Administration has authorized maximum ceiling prices for "Golden Bar Honey Butter" by specific Order No. 215. As a retailer, you are to determine your maximum delivered selling prices according to the provisions of this Order No. 215. This Order permits retailers to add to their net cost per dozen a maximum profit margin of 40% of this net cost. "Net cost" means the invoice price at your store less all discounts, except the discount for prompt payment. To arrive at your maximum selling price per item, divide the figure so obtained by 12. When the maximum prices so determined result in fractions of a cent, the price per item may be adjusted to the next higher cent if the fraction is $\frac{1}{2}$ ¢ or more, and shall be adjusted downwards to the next lowest cent if the fraction is less than $\frac{1}{2}$ ¢.

(g) This Order No. 215 may be revoked or amended by the Price Administrator at any time.

(h) This Order No. 215 (§ 1499.1451) shall become effective January 15, 1943.

(Pub. Law 421, and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-687; Filed, January 14, 1943;
10:45 a. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 216 Under § 1499.3 (b) of GMPR]

OLYMPIA CANNING CO.

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

§ 1499.1452 *Authorization of a maximum price for sales and deliveries prior to August 24, 1942, of 1942 pack of 3 plus 1 cold-pack Ettersburg strawberries packed in 50 gallon barrels by Olympia Canning Company, Olympia, Washington.* (a) On and after January 15, 1943, the maximum price for sales and deliveries prior to August 24, 1942, by Olympia Canning Company, Olympia, Washington, of 1942 pack of 3 plus 1 cold-pack Ettersburg strawberries packed in 50 gallon barrels shall be 14¢ per pound f. o. b. Olympia, Washington.

(b) Olympia Canning Company shall not change its customary discounts, allowances and price differentials, unless such change results in a lower selling price.

(c) Olympia Canning Company shall forthwith notify in writing purchasers from it of 1942 pack of 3 plus 1 cold-pack Ettersburg strawberries packed in 50 gallon barrels to whom sales and deliveries were made prior to August 24, 1942, as follows:

OPA has authorized us to charge you 14¢ per pound of 1942 pack of 3 plus 1 cold-pack Ettersburg strawberries packed in 50 gallon barrels for sales and deliveries prior to August 24, 1942, subject to all customary allowances and discounts. OPA requires you to keep this notice for examination.

(d) This Order No. 216 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 216 (§ 1499.1452) shall become effective January 15, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-688; Filed, January 14, 1943;
10:44 a. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 217 Under § 1499.3 (b) of GMPR]

WINTHROP CHEMICAL CO., INC.

Maximum Prices Authorized under § 1499.3 (b) of the General Maximum Price Regulation—Order No. 217.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,* and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, *It is hereby ordered*:

§ 1499.1453 *Approval of maximum prices for Vextra M Grade B sold by Winthrop Chemical Company, Inc.* (a) Winthrop Chemical Company, Inc., doing business in New York City, New York, may sell and deliver and any person may buy and receive from said company Vextra M Grade B, a compound for enriching flour, at the maximum prices hereinafter specified. The quality of Vextra M Grade B shall not differ from Vextra

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

M Grade A, now and heretofore produced by said company, by more than 20 per cent reduction in strength taking a weighted average of the active ingredients. For each one per cent of reduction in strength of Vextra M Grade B from Vextra M Grade A the maximum price of Vextra M Grade B shall be reduced a like percentage from the present maximum price of Vextra M Grade A, to wit:

100 pound container----- \$3.50
25 pound container----- \$3.55
10 pound container----- \$3.60

All of the foregoing prices shall be f. o. b. producer's plant and the maximum delivered price shall be said f. o. b. maximum prices plus the lowest established transportation charge to the buyer's receiving point.

(b) This Order No. 217 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 217 (§ 1499.1453) shall become effective January 15, 1943.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-689; Filed, January 14, 1943;
10:44 a. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 160 Under § 1499.18 (b) of GMPR]

STANDARD BRANDS, INCORPORATED

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

§ 1499.1061 *Adjustment of maximum prices for Standard Brands, Incorporated, brand Tenderleaf Tea.* (a) All wholesalers and retailers of Standard Brands, Incorporated, brand Tenderleaf Tea, throughout the continental United States, may sell and deliver; and any person may buy or receive the 1 $\frac{1}{4}$ ounce package of Tenderleaf Tea at the maximum price established for the 1 $\frac{1}{2}$ ounce package by the General Maximum Price Regulation.

(b) At the time of the first delivery of the 1 $\frac{1}{4}$ ounce package of Tenderleaf Tea following the effective date of this order, Standard Brands, Incorporated, shall supply to any wholesaler or retailer taking such delivery a written notice and shall also include such written notice in the smallest multiple unit shipping package in which this item is customarily packed for shipment to retailers. If such notice is enclosed within the shipping package, a legend shall be attached outside the package to read "Ceiling Price Notice Enclosed." The written notice shall read as follows:

The 1 $\frac{1}{2}$ ounce package of Tenderleaf Tea has been reduced to 1 $\frac{1}{4}$ ounces. The Office of Price Administration has authorized wholesalers and retailers to sell this 1 $\frac{1}{4}$ ounce package at the same ceiling price already established by each individual wholesaler and retailer for the 1 $\frac{1}{2}$ ounce package. If the initial sale of this item to any retailer is in a quantity less than packed in

the smallest multiple unit shipping package in which this item is customarily packed for shipment to retailers, the seller is required to supply such retailer with a copy of this notice. OPA requires wholesalers and retailers to keep this notice for examination.

(c) This Order No. 160 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 160 is hereby incorporated as a section of Supplementary Regulation No. 14 which contains modifications of maximum prices established by § 1499.2.

(e) This Order No. 160 (§ 1499.1061) shall become effective January 15, 1943.

(Pub. Laws 421, 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-686; Filed, January 14, 1943;
10:44 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

[Circular 1521]

PART 115—REVESTED OREGON AND CALIFORNIA RAILROAD AND RECONVEYED COOS BAY WAGON ROAD GRANT LANDS IN OREGON

PERMITS FOR RIGHTS-OF-WAY FOR LOGGING ROADS

Regulations governing permits for rights-of-way for logging roads over re-vested and reconveyed lands and intermingled public lands in Oregon.

Sec.	
115.114	Statutory authority.
115.115	Tramroads defined.
115.116	Application.
115.117	Showing which must accompany application.
115.118	Trespass.
115.119	Rental charge.
115.120	Agreement required as a condition to issuance of permit.
115.121	Term of permit.
115.122	Action on application.
115.123	Disposition of papers and money.
115.124	Causes for cancellation of permit.
115.125	Disposition of property on termination of permit.
115.126	Assignment of permit.
115.127	Appeals and other proceedings.

AUTHORITY: §§ 115.114 to 115.127, inclusive, issued under the authority contained in 28 Stat. 635; 43 U.S.C. 956 and sec. 5, 50 Stat. 875.

§ 115.114 *Statutory authority.* The act of January 21, 1895 (28 Stat. 635; 43 U.S.C. 956), authorizes the Secretary of the Interior under such regulations as may be fixed by him to permit the use of rights-of-way over the public lands of the United States; for tramroads to the extent of 50 feet on each side of the center line of the tramroad, by any citizen or association of citizens of the United States, engaged in the business of mining, or quarrying, or of cutting timber and manufacturing lumber.

Section 5 of the Act of August 28, 1937 (50 Stat. 875), providing for the conservation management of the re-vested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant

lands, authorizes the Secretary of the Interior to perform any and all acts and to make such rules and regulations as may be necessary and proper for the purpose of carrying the provisions of the Act into full force and effect.

By section 2 of the Act of June 9, 1916 (39 Stat. 219) and section 3 of the act of February 26, 1919 (40 Stat. 1180), the general laws relating to the granting of rights-of-way over or permits for the use of public lands were made applicable to the re-vested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands.

§ 115.115 *Tramroads defined.* Tramroads are considered as including tramways, narrow-gage railroads, and wagon or motor-truck roads, to be used in connection with mining, quarrying, logging, and the manufacturing of lumber.

§ 115.116 *Application.* All applications for permits for the temporary use of rights-of-way for logging road purposes over the Oregon and California Railroad and Coos Bay Wagon Road grant lands and intermingled public lands in the State of Oregon, under the jurisdiction of the Department of the Interior, should be submitted in duplicate, on form 4-980, which is made a part hereof,¹ and filed in the office of the Chief Forester, Oregon and California Revested Lands Administration, 410 Custom House, Portland, Oregon. Application forms will be furnished by the Chief Forester, upon request.

§ 115.117 *Showing which must accompany application.* Application by an individual must be accompanied by evidence of citizenship. The applicant must state in the application whether he is native born or a naturalized citizen. If naturalized, he must furnish the usual proof of naturalization.

(a) Application by a private corporation must be accompanied by a copy of its articles of incorporation duly certified by the proper officer of the company under its corporate seal or by the Secretary of the State where organized; also an uncertified copy. A company incorporated in a State other than the State of Oregon, must submit the certificate of the proper officer of the State of Oregon, that it has complied with the laws of that State governing foreign corporations to the extent required to entitle the company to operate in the State. If the company shall have previously filed the papers herein required, the requirement shall be held to be met if, in making subsequent applications specific reference is made to date and case number of such previous filings.

(b) A map prepared on tracing linen, with two print copies thereof, on a scale of 4 inches or 8 inches to the mile, showing the survey of the right-of-way properly located with relation to the public land surveys, so that the right-of-way may be accurately located on the ground by any competent engineer or forest officer. The map should comply with the following requirements:

¹ Form filed as part of the original document.

Courses and distances of the center line of the right-of-way should be given; the courses referred to the true meridian and the distance in feet and decimals thereof.

The initial and terminal points of the survey should be accurately connected by course and distance to the nearest corner of the public land surveys.

All subdivisions of the public lands surveys any part of which is within the limits of the survey should be shown in their entirety, based upon the official subsisting plats with subdivision, section, township and range clearly marked.

The width of the right-of-way should be given and if not of uniform width, the location and amount of change must be definitely shown.

The map should bear upon its face the affidavit of the engineer who made the survey and the certificate of the applicant. (Forms 1 and 2 which are made a part hereof).¹

§ 115.118 *Trespass.* The filing of an application for a temporary right-of-way permit will not authorize the applicant to use the right-of-way in any manner or for any purpose until a permit has been duly executed by the Chief Forester. Any unauthorized use of the right-of-way is a trespass. The Chief Forester will report such unauthorized use to the Regional Field Examiner and in no event shall a permit be issued for the right-of-way so used, or for any right-of-way, unless and until settlement has been made for the trespass.

§ 115.119 *Rental charge.* The charge for the use of rights-of-way for logging roads under a temporary permit shall be at the rate of five dollars (\$5) per mile or fraction thereof per annum or any part thereof, the minimum charge to be five dollars (\$5). No fee will be required on the filing of an application.

§ 115.120 *Agreement required as a condition to issuance of permit.* Before a permit will be issued for a logging road, the applicant will be required to execute and file an agreement on form 4-980a,¹ which is made a part hereof and shall constitute and form a part of the permit.

§ 115.121 *Term of permit.* When the necessary basic information has been secured, the Chief Forester, may in his discretion issue temporary permits for periods not to exceed two years. When the permit expires, it may be renewed for periods not to exceed two years, in the discretion of the Chief Forester, upon such terms and conditions as he may prescribe.

§ 115.122 *Action on application.* When an application is received, the Chief Forester will assign thereto a number similar to that used in timber sales, with the symbol R.W.A., which will identify it as a right-of-way application and will secure from the Register of the District Land Office a status report of the lands involved. If the status of the lands is such as would not preclude the issuance of a permit the Chief Forester will then cause a field examination to be made, if necessary, to ascertain the amount of Government timber to be cut, removed or destroyed, if any, in the construction and operation of the road, and will make a determination as to the advisability of approval of the application. In making such determination, consideration will be

given to the effect that the permit for the right-of-way will have on the removal of Government timber from the adjoining and adjacent revested and reconveyed areas, and as to whether the approval of the application will in any way interfere with the proper administration of the lands affected, or be inconsistent with the object of the Government, or adversely affect or impair watershed protection, stream-flow regulation and other conservation features enumerated in the act of August 28, 1937 (50 Stat. 874).

Upon determination that the use of the right-of-way applied for will not be contrary to public interest or inconsistent with the object of the Government, the Chief Forester will prepare a draft of agreement and permit, in quadruplicate, together with 2 copies thereof and shall transmit to the applicant the draft of agreement, in quadruplicate, for execution, allowing the applicant 10 days from receipt thereof in which to return the executed agreement, accompanied by such sum as may be specified by him as due in payment of the estimated damage to the Government timber which will be cut, removed, or destroyed, if any, in the construction of the road, plus the sum to cover the rental charge for the use of the right-of-way for the entire period specified in the agreement and permit. If the executed agreement is not returned, accompanied by the amounts due as rental and payment for damage to the Government timber, if any, or an application filed for the modification of any of its provisions, within the time specified, the application will be considered as abandoned and will be rejected.

If, within the time allowed, the applicant shall return the agreement properly executed, together with the sum due as rental and in payment for the damage to the Government timber, if any, the Chief Forester will date and sign the permit in quadruplicate, and make appropriate notations on the records of his office of the issuance of the permit.

§ 115.123 *Disposition of papers and money.* Upon the approval of the permit, the Chief Forester will forward one original to the permittee. One original permit and the duplicate application and a copy of the map will be retained by the Chief Forester for the files of his office. Two original permits with the two copies thereof, the original application, the original map and copy thereof, will be forwarded by the Chief Forester to the Register of the District Land Office for the district in which the land affected is located. The Register will not assign a serial number thereto but will make appropriate notations on his records of the permit, retaining one copy thereof and the copy of the map, and will transmit the two original permits and remaining copy together with the original application and map, to the Commissioner of the General Land Office.

(a) The moneys received in payment of rental charges and for damage to Government timber on revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands will be disposed of by the Chief Forester in the same manner as money received from

the sale of Government timber on such lands. In all cases involving other than revested or reconveyed lands, the Chief Forester will transmit to the Register of the appropriate District Land Office, the rental for disposition in accordance with the regulations approved August 7, 1939 (43 CFR 244.9a; Circ. 1459).

§ 115.124 *Causes for cancelation of permit.* If the permittee shall fail to comply with any of the provisions of these regulations, or makes default in the performance or observation of any of the terms and conditions of the agreement and permit, and such default shall continue for 10 days after service of written notice thereof by the Chief Forester, then that officer may in his discretion terminate and cancel the permit.

§ 115.125 *Disposition of property on termination of permit.* Upon the termination of the permit by expiration or by prior cancelation, in the absence of any agreement to the contrary, the permittee will be allowed 6 months in which to remove or otherwise dispose of all property, or improvements of any kind owned or controlled by him; but if not removed within this period, all such property and improvements shall become the property of the United States.

§ 115.126 *Assignment of permit.* Proposed assignment of a permit must be submitted in duplicate to the Chief Forester, accompanied by the same showing by the assignee of qualification, as is required of the applicant for a permit; and must be supported by a stipulation that the assignee agrees to comply with and be bound by the terms and conditions of the permit.

§ 115.127 *Appeals and other proceedings.* All action taken by the Chief Forester adverse to the applicant or the permittee will be subject to appeal under the Rules of Practice of the Department of the Interior as in cases initiated before the Registers of the District Land Office.

FRED W. JOHNSON,
Commissioner.

Approved: January 5, 1943.

ABE FORTAS,
Acting Secretary of the Interior.

[F. R. Doc. 43-678; Filed, January 14, 1943;
10:27 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Service Order 103]

PART 95—CAR SERVICE

GRAIN FROM FOREIGN COUNTRY

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of January, A. D. 1943.

It appearing, that an unusual movement by railroad of grain, in carloads, from points in a foreign country through the United States to points in another foreign country may result in shortage

of railroad equipment and congestion of traffic, and that the Office of Defense Transportation has requested this Commission to take action in the matter; and that an emergency exists requiring immediate action; *It is ordered*, That:

§ 95.4 *Grain from a foreign country.* (a) All common carriers by railroad are hereby ordered not to accept or move grain, in carloads, originating in a foreign country and moving by railroad through the United States, all-rail, to points in another foreign country; and all common carriers by railroad are hereby ordered not to furnish cars for such a movement.

(b) *Special and general permits.* The provisions of this order shall be subject to any special or general permit issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., to meet specific needs or exceptional circumstances (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17)).

It is further ordered, That this order shall become effective immediately and shall remain in force until further order of the Commission; that copies of this order and direction shall be served upon all common carriers by railroad subject to the Interstate Commerce Act and upon the Association of American Railroads, Car Service Division; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 43-656; Filed, January 13, 1943;
3:34 p. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service

PART 27—SOUTHEASTERN REGION NATIONAL WILDLIFE REFUGES, SUPPLEMENTARY REGULATIONS FOR THE ADMINISTRATION OF THE PIEDMONT NATIONAL WILDLIFE REFUGE, GEORGIA

GUIDES

Pursuant to section 84 of the act of March 4, 1909, as amended by the act of April 15, 1924, 43 Stat. 98; 18 U.S.C. 145, and section 10 of the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1222; 16 U.S.C. 715i), as amended, and in extension of § 12.9 of the Regulations for the Administration of National Wildlife Refuges under the jurisdiction of the Fish and Wildlife Service, dated December 19, 1940; *It is hereby ordered*, That the first sentence of § 27.732, paragraph (e) *Guides*, of the supplemental regulations dated December 19, 1941² governing the hunting of quail on the Piedmont National Wildlife

¹ 5 F.R. 5284.

² 7 F.R. 129-130.

Refuge, Georgia, be amended to read as follows:

(e) *Guides.* If and when so required by the Director of the Fish and Wildlife Service, each person or party of persons hunting on an open area of the refuge under appropriate State license and permit shall be accompanied by a guide who has been previously designated as such and shall be subject to the supervision and direction of such guide while so hunting on the refuge.

OSCAR L. CHAPMAN,
Assistant Secretary of the Interior.

DECEMBER 30, 1942.

[F. R. Doc. 43-657; Filed, January 13, 1943;
4:02 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. A-1768]

DISTRICT BOARD 2

ORDER GRANTING MOTION TO ADVANCE HEARING AND ADVANCING HEARING

In the matter of the petition of District Board No. 2 for a change in minimum prices and price classifications established for Size Groups 1 and 2 for rail shipments for the coals of the Midland Mine, Mine Index No. 148 in District No. 2.

The above-entitled matter having been scheduled for hearing on January 20, 1943, at 10 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, Washington, D. C. by a Notice of and Order for Hearing issued therein on December 21, 1942; and

A motion requesting that said hearing be advanced to January 19, 1943, having been filed with this Division by the above-named petitioner, and good cause therefor having been shown:

Now, therefore, *It is ordered*, That said motion be, and the same hereby is, granted:

It is further ordered, That said hearing be, and the same hereby is, advanced to January 19, 1943, at 10 o'clock in the forenoon of that day, at the place and before the officer or officers previously designated:

It is further ordered, That said Notice of and Order for Hearing dated December 21, 1942 shall, in all other respects, remain in full force and effect.

Dated: January 11, 1943.

[SEAL] DAN H. WHEELER,
Director.

[F. R. Doc. 43-647; Filed, January 13, 1943;
12:24 p. m.]

Bureau of Mines.

EDWARD WEISNER

ORDER REVOKING LICENSE AND DIRECTING ITS SURRENDER

In the matter of Edward Weisner, Licensee. Proceeding for Revocation of License.

No. 10—3

To: Edward Weisner, Fallon, Montana. Based upon the records in this matter, I, R. R. Sayers, Director of the Bureau of Mines, make the following findings of fact:

1. On December 17, 1942, a Specification of Charges against you, setting forth violations of the Federal Explosives Act (55 Stat. 863) and regulations pursuant thereto of which you were accused, was mailed to you at the above, your last known address, giving you notice to mail an answer within 15 days demanding a hearing if you wished to be heard on the charges against you.

2. More than 20 days have elapsed since the giving of said notice. The length of time required for mail to be delivered to the office of the Bureau of Mines, Washington, D. C., from Fallon, Montana, does not exceed five days. The only communication which I have received from you was your answer of December 23 in which you admitted having sold explosives to persons not licensed under the Federal Explosives Act. Your answer seeks to excuse your illegal actions on the grounds of ignorance of the law and your own personal knowledge of the persons to whom the sales were made. You have not demanded a hearing.

3. The charges against you are true. The excuse offered by you is not sufficient in view of the extended violations which you have committed and of the evidence before me indicating your actual and constructive notice of the Federal Explosives Act.

Now, therefore, by virtue of the authority vested in me by sections 8 and 18 of the Federal Explosives Act (55 Stat. 863) and § 301.22 of the regulations pursuant thereto (7 F.R. 5901), *It is hereby ordered*, That Vendor's License No. 38927 and all other licenses, if any, issued to you under the Federal Explosives Act (55 Stat. 863) be and they are hereby revoked; *And it is further ordered*, That you shall immediately surrender said licenses and all certified or photostatic copies thereof, if any, by delivering or mailing the same to the Director of the Bureau of Mines, Interior Department, Washington, D. C.

This order is effective on and after its date, except that you will be allowed not to exceed 10 days thereafter within which to sell or otherwise dispose of or to destroy all explosives or ingredients thereof now on hand. Sales must be only to persons licensed under the Federal Explosives Act and in accordance with the provisions of the act and the regulations thereunder. This exception does not authorize you to use explosives or ingredients thereof now on hand, nor does it authorize you to purchase or otherwise acquire explosives or ingredients thereof.

Failure to comply with any of the provisions of this order will constitute a violation of the Federal Explosives Act, punishable by a fine of not more than \$5,000 or by imprisonment for not more than one year, or both by such fine and imprisonment.

Dated: January 11, 1943.

R. R. SAYERS,
Director.

[F. R. Doc. 43-676; Filed, January 14, 1943;
10:23 a. m.]

General Land Office.

UTAH

AIR-NAVIGATION SITE WITHDRAWALS

Air-Navigation Site Withdrawal No. 198 established, Air-Navigation Site Withdrawal No. 120 reduced.

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729 (U.S.C., title 49, sec. 214), and section 1 of the act of June 28, 1934, 48 Stat. 1269 (U.S.C., title 43, sec. 315), *It is ordered as follows:*

Subject to valid existing rights, the following-described tract of public land in Utah is hereby withdrawn from all forms of appropriation under the public-land laws and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, as a beacon site, the reservation to be known as Air-Navigation Site Withdrawal No. 198:

SALT LAKE MERIDIAN

T. 21 S., R. 8 W.,
Sec. 20, NE $\frac{1}{4}$ NE $\frac{1}{4}$.

The tract described contains 40 acres.

This order shall take precedence over, but shall not rescind or revoke, the order of the Secretary of the Interior dated April 8, 1935, establishing Grazing District No. 3, Utah.

The order of the Assistant Secretary of the Interior dated May 12, 1938, establishing Air-Navigation Site Withdrawal No. 120, is hereby revoked as to the following-described public lands, within Utah Grazing District No. 3:

SALT LAKE MERIDIAN

T. 21 S., R. 8 W.,
Sec. 29, S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 31, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 32, N $\frac{1}{2}$ NW $\frac{1}{4}$.

The areas described aggregate 320 acres.

ABE FORTAS.

Acting Secretary of the Interior.

[F. R. Doc. 43-677; Filed, January 14, 1943;
10:23 a. m.]

DEPARTMENT OF AGRICULTURE.

Food Distribution Administration.

[Docket No. AO 160-A 1]

PHILADELPHIA, PENNSYLVANIA, MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to tentatively approved marketing agreement and order regulating the handling of milk in the Philadelphia marketing area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 1940 et seq.), and in accordance with the applicable rules of practice and procedure thereunder (7 CFR 900.1-900.17; 6 F.R. 6570, 7 F.R. 3350), notice is hereby given of a hearing to be held in Court Room No. 6, U. S. Court House, 9th and Chestnut Streets, Philadelphia, Pennsylvania, beginning at 10 a. m., e. w. t., January 21, 1943, with respect to proposed amendments to the tentatively approved marketing agreement and the order regulating the handling of milk in the Philadelphia, Penn-

sylvania, marketing area. These amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to the economic or marketing conditions which relate to the amendments or any modification thereof, which are hereinafter set forth. Such evidence may also include economic or marketing data relative to the provisions of the said tentatively approved marketing agreement and order which will be affected by the approval of the proposed amendments or any modification thereof. The amendments which have been proposed are set forth below:

Proposed By Inter-State Milk Producers' Association, Inc.

1. In § 961.1 (a) (5) substitute the word "was" for the word "is" in line 5, and insert the words "during January 1943" immediately after the word "handler" in line 6.

2. In § 961.1 (a) (5) 3d and 4th lines from the end of the first paragraph delete the words "during any one of the months of October, November, December, and January" and substitute therefor the words "during any month except April, May, and June."

3. At the end of § 961.1 (a) (6) add the words "or who receives milk from producers regardless of where disposed."

4. Reconsider § 961.4 with particular reference to class prices.

5. In § 961.8 (c) in next to the last line substitute the figure "5" for the figure "4."

6. In § 961.8 (e) 2d and 3d lines from the end of the paragraph delete the words "and 3 cents per hundredweight at plants 31 miles or more."

Proposed By the Dairy and Poultry Branch, Food Distribution Administration

1. Reconsider § 961.4 (c), § 961.8 (d), and § 961.8 (e).

2. At the end of § 961.8 (c) add the sentence "The average butterfat content of each producer's deliveries shall be computed by obtaining the simple average of composite tests for each half of the month."

3. Delete § 961.8 (f).

4. Delete § 961.8 (g) and substitute therefor the following:

(f) *Premium for Grade A milk.* In addition to the uniform price and all other payments required pursuant to this section, each handler shall pay for milk sold as Grade A or which is delivered to another plant as Grade A as follows: For milk received from producers of less than 25,000 bacteria per cc. and butterfat content above 3.7 percent, 25 cents per hundredweight plus 2 cents per hundredweight for each one-tenth of 1 percent butterfat content above 3.7 percent, plus an additional 15 cents per hundredweight for milk having less than 10,000 bacteria per cc., times the ratio of the pounds of milk sold in retail packages under Grade A label to the total pounds of Grade A milk received from producers.

5. In § 961.9 lines 6 to 8 delete the words "received by him from producers or an association of producers or produced by him during such month, an amount not exceeding 2 cents per hundredweight" and substitute therefor the words "shipped to or distributed in the marketing area which was not received from another handler during such month, an amount not exceeding 3 cents per hundredweight."

6. Delete § 961.4 (d).

Copies of this notice of hearing, of the tentatively approved marketing agreement, and of the order now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1331 South Building, Washington, D. C., or may be there inspected.

Dated: January 13, 1943.

[SEAL]

THOMAS J. FLAVIN,
Assistant to the
Secretary of Agriculture.¹

[F. R. Doc. 43-691; Filed, January 14, 1943; 11:11 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO LANSDALE SHIRT FACTORY

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 rate applicable under section 6 of the Act are issued under section 14 thereof and § 522.5 (b) of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective January 14, 1943.

The employment of learners under these Certificates is limited to the terms and conditions as designated opposite the employer's name. These Certificates are issued upon the employers' representations and that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at sub-minimum rates in order to prevent curtailment of opportunities for employment. The Certificates may be cancelled in the manner provided for in the Regulations and as indicated on the Certificate. Any person aggrieved by the issuance of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATIONS, EXPIRATION DATE

Lansdale Shirt Factory, 526 N. Broad Street, Lansdale, Pennsylvania; Shirts & Shorts; 10 learners (T); Machine operator, Hand sewer, Presser, Finishing operation involving handsewing to have a learning period of 320 hours at 25¢ an hour; January 14, 1944.

¹ Acting pursuant to authority delegated by the Secretary of Agriculture under the Act of April 4, 1940 (54 Stat. 81; 7 F.R. 2656).

Signed at New York, N. Y., this 12th day of January 1943.

MERLE D. VINCENT,
Authorized Representative
of the Administrator.

[F. R. Doc. 43-654; Filed, January 13, 1943; 1:42 p. m.]

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

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

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly 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 20, 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 January 14, 1943. 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

Apparel Industry

S. Weitz & Company, Inc., 2882 Detroit Avenue, Cleveland, Ohio; Men's overcoats and topcoats; 3 learners (T); January 14, 1944.

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

All American Dress Company, 7th & Millin Streets, Lebanon, Pennsylvania; Children's dresses, blouses and sportswear; 10 learners (T); January 14, 1944.

H. Bomze & Brother, Laurel, Delaware; Ladies' rayon and cotton dresses; 10 percent (T); January 14, 1944.

G. W. Pants Company, 76 Mechanic Street, Norwich, Connecticut; Pants; 10 percent (T); January 14, 1944.

B. S. Kahn & Company, 127 N. W. 2nd St., Miami, Florida; Ladies' slack sets, playsuits; 5 learners (T); January 14, 1944.

"Little Lady" Lingerie Co., 306-12th St., Oakland, California; Children's underwear and sleeping wear; 5 learners (T); January 14, 1944.

The Reliance Manufacturing Company, 1101 12th St., Bedford, Indiana; Work shirts, pants, Navy white pants; 10 percent (T); January 14, 1944.

Stock Shirt Manufacturing Company, 31 N. Cherry Avenue, York, Pennsylvania; Shirts; 10 percent (T); January 14, 1944.

Glove Industry

Eagle Glove and Garment Company, Conner Street, Noblesville, Indiana; Work gloves; 5 learners (T); January 14, 1944.

Eagle Glove and Garment Company, 215 N. Franklin Street, Muncie, Indiana; Work gloves; 5 learners (T); January 14, 1944.

Hosiery Industry

Browning Hosiery Mills, Bridgeport, Alabama, Seamless hosiery; 5 percent (T); September 28, 1943. (This certificate replaces the one you now have for five learners, bearing expiration date of September 28, 1943.)

Homestead Manufacturing Co., Inc., Bankhead Farmstead, Jasper, Alabama; Full-fashioned; 5 percent (T); January 14, 1944.

J. H. Kissinger Knitting Co., Inc., Market Street, Millersburg, Pennsylvania; Seamless hosiery; 5 learners (T); January 14, 1944.

Knitted Wear Industry

Wm. Bradford Company, 8th & Harrison Streets, Davenport, Iowa; Men's clothing and uniforms; 5 percent (T); January 14, 1944.

Oneita Knitting Mills, 851 Broad Street, Utica, New York; Cotton knit underwear; 5 percent (T); January 14, 1944.

Simon Knitting Mills, Goldens Bridge, New York; Knitted outerwear; 2 learners (T); January 14, 1944.

The Winsted Hosiery Co., Holabird Avenue, Winsted, Connecticut; Knitted underwear; 5 percent (T); January 14, 1944.

Telephone Industry

The United Telephone Company, Washington Street, St. Marys, West Virginia; To employ learners as commercial switchboard operators at its Washington

Street exchange, located at St. Marys, West Virginia until January 14, 1944.

Signed at New York, N. Y., this 12th day of January 1943.

MERLE D. VINCENT,
Authorized Representative
of the Administrator.

[F. R. Doc. 43-653; Filed, January 13, 1943; 1:42 p. m.]

CANCELLATION OF LEARNER EMPLOYMENT CERTIFICATES

FASHION DRESS COMPANY, INC.

Notice of cancellation of special certificate for the employment of learners in the single pants, shirts, and allied garments and women's apparel industries.

Notice is hereby given that the special certificate for the employment of learners, dated April 22, 1942, authorizing the employment of no more than ten (10) learners at any one time between April 27, 1942 and April 27, 1943, issued to the Fashion Dress Company, Inc., of Pittston, Pennsylvania, has been cancelled as of the first date of violation because of the violation of its terms.

The order of cancellation shall not become effective and enforceable until after the expiration of a fifteen day period following the date on which this notice appears in the FEDERAL REGISTER. During this time petitions for reconsideration or review may be filed by any directly interested and aggrieved party pursuant to § 522.13 of the Regulations. If a petition is properly filed the effective date of the order of the cancellation shall be postponed until final action is taken on the petition.

Signed at New York, New York, this 5th day of January 1943.

ISABEL FERGUSON,
Authorized Representative
of the Administrator.

[F. R. Doc. 43-673; Filed, January 14, 1943; 9:49 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6470]

FISHER'S BLEND STATION, INC. (KJR)

NOTICE OF HEARING

In re application of Fisher's Blend Station, Inc. (KJR), dated June 23, 1942, for modification of Construction Permit; class of service, broadcast; class of station, broadcast; location, Seattle, Washington; operating assignment specified: Frequency, 1000 kc.; power, 50 kw (DA-night); hours of operation, unlimited.

You are hereby notified that the Commission has examined the above-described application and has designated the matter for hearing for the following reasons:

1. To determine the cost of completing the construction authorized in Permit No. B5-P-1281 and the financial outlay,

if any, incurred in connection therewith by the applicant prior to April 27, 1942.

2. To determine when the construction heretofore authorized in Permit No. B5-P-1281 was actually commenced.

3. To determine what materials and equipment the applicant has on hand or available for the construction authorized by Permit No. B5-P-1281 and what additional materials and equipment, if any, will be necessary for the completion thereof.

4. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its Memorandum Opinion dated April 27, 1942.

5. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience and necessity would be served through the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: Fisher's Blend Station, Inc., Radio Station KJR, Skinner Building, 1326 Fifth Avenue, Seattle, Washington.

Dated at Washington, D. C., January 11, 1943.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 43-658; Filed, January 13, 1943; 4:02 p. m.]

[Docket No. 6407]

WSAV, INCORPORATED

NOTICE OF HEARING

In re application of WSAV, Incorporated, (WSAV), dated January 29, 1942, for Construction Permit; class of service, broadcast; class of station, broadcast; location, Savannah, Georgia; operating assignment specified: Frequency, 1370 kc.; power, 1 kw (DA-night); hours of operation, unlimited.

You are hereby notified that the Commission on August 18, 1942, denied the petition of the applicant filed pursuant to the Memorandum Opinion of the Commission of April 27, 1942, and designated the above-entitled matter for hearing upon the following issues:

1. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its Memorandum Opinion dated April 27, 1942.

2. To determine, in view of the facts adduced under the foregoing issue, if the

public interest, convenience or necessity would be served by a grant of the instant application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: WSAV, Incorporated, Radio Station WSAV, c/o Mr. Harben Daniel, Liberty National Bank Building, Savannah, Georgia.

Dated at Washington, D. C., January 11, 1943.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 43-659; Filed, January 13, 1943; 4:02 p. m.]

[Docket No. 6478]

WJNO, INCORPORATED

NOTICE OF HEARING

In re application of WJNO, Incorporated, (WJNO), dated, January 24, 1942; for, Construction Permit; class of service, broadcast; class of station, broadcast; location, West Palm Beach, Florida; operating assignment specified: Frequency, 1230 kc.; power, 250 w.; hours of operation, for emergency purposes only.

You are hereby notified that the Commission has examined the above-described application and has designated the matter for hearing for the following reasons:

1. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its Memorandum Opinion dated April 27, 1942.

2. To determine whether, in view of the facts adduced under the foregoing issue, public interest, convenience or necessity would be served by the grant of the instant application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: WJNO, Incorporated, Radio Station

WJNO, 1415 Okeechobee Road, West Palm Beach, Florida.

Dated at Washington, D. C., January 12, 1943.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 43-693; Filed, January 14, 1943; 11:20 a. m.]

[Docket No. 6477]

M AND M BROADCASTING COMPANY
(WMAM)

NOTICE OF HEARING

In re application of M and M Broadcasting Company (WMAM), dated, October 28, 1942; for, modification of license; class of service, broadcast; class of station, broadcast; location, Marinette, Wisconsin; operating assignment specified: Frequency, 570 kc.; power, 100 w. night, 250 w. day; hours of operation, unlimited.

You are hereby notified that the Commission has examined the above-described application and has designated the matter for hearing for the following reasons:

1. To determine whether the granting of this application would be consistent with the Standards of Good Engineering Practice, particularly in view of the expected nighttime interference limitation to the service of Station WMAM operating as proposed.

2. To determine whether Station WMAM operating as proposed would provide primary service to: (a) The business district and (b) the residential districts of Marinette, Wisconsin, as contemplated by the Standards of Good Engineering Practice.

3. To determine the extent of any interference which would result from the simultaneous operation of Station WMAM as proposed and Station WNAX.

4. To determine the areas and populations which would be deprived of primary service, particularly from Station WNAX, as a result of the operation of Station WMAM as proposed herein, and what other broadcast service is available to those areas, and populations.

5. To determine the areas and populations which may be expected to gain primary service should Station WMAM operate as proposed and what other broadcast service is available to those areas and populations.

6. To determine whether the granting of this application would be consistent with the Standards of Good Engineering Practice and proper allocation of broadcast facilities (Footnote 4, page 3, Standards of Good Engineering Practice).

7. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience and necessity would be served by the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such

issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: M & M Broadcasting Company, Radio Station WMAM, 400 Wells Street, Marinette, Wisconsin.

Dated at Washington, D. C., January 12, 1943.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 43-692; Filed, January 14, 1943; 11:20 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 61 Under RPS 64]

TENNESSEE STOVE WORKS

APPROVAL OF MAXIMUM PRICE

Order No. 61 under Revised Price Schedule No. 64.—Domestic Cooking and Heating Stoves.

On December 21, 1942, the Tennessee Stove Works, Chattanooga, Tennessee, completed by letter an application filed December 12 pursuant to Revised Price Schedule No. 64 for approval of a maximum price for a new model coal heating stove designated in the application as model M-20.

Due consideration has been given to the application and an opinion, issued simultaneously herewith, 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 Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, *It is hereby ordered:*

(a) Tennessee Stove Works may sell, offer to sell, transfer or deliver its model M-20 coal heating stove at a price not to exceed \$29.57 f. o. b. factory to dealers, subject to discounts, allowances and terms no less favorable than those in effect with respect to its model P-22 as established under Revised Price Schedule No. 64.

(b) This Order No. 61 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 terms used herein.

(d) This Order No. 61 shall become effective on the 13th day of January, 1943.

Issued this 13th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-665; Filed, January 13, 1943; 4:48 p. m.]

¹ 7 F.R. 1329, 1836, 2000, 2132, 4404, 5872, 6221.

[Order 9 Under RPS 88]

SUNSET ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 9 under § 1340.156 (c) of Revised Price Schedule No. 88—Petroleum and Petroleum Products—Docket No. 1088-39-P.

On October 1, 1942, Sunset Electric Company, 300 Westlake North, Seattle, Washington, filed a protest against the provisions of Revised Price Schedule No. 88. The facts, however, justify treatment of the protest not only as such but also as an application for adjustment filed pursuant to § 1340.156 (c) of the schedule, and it is therefore being so treated in accordance with § 1300.49 of Revised Procedural Regulation No. 1.

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

Adjustment of maximum prices of all S. A. E. grades of Hyvis (Pennsylvania grade) motor oil sold to retail dealers by Sunset Electric Company. (a) Sunset Electric Company, Seattle, Washington, may sell and deliver to retail dealers and retail dealers may buy and receive from Sunset Electric Company, the following commodity at prices not higher than those set forth below:

All S. A. E. grades of Hyvis (Pennsylvania grade) motor oil—(1) F. o. b. all bulk plants of Sunset Electric Company, exclusive of taxes:

	Gallon
In bulk.....	\$.775
In one-quart cans.....	.89
In five-quart cans.....	.875
In 54 gallon drums.....	.745
In carload quantities.....	.665

(2) There shall be deducted from the foregoing maximum prices for sales in bulk, one and five-quart cans, the quantity discounts which Protestant had in effect on October 1, 1941. The maximum prices stated above for sales in 54 gallon drums and carload quantities are net prices.

(b) The adjustment granted to Sunset Electric Company in paragraph (a) is subject to the following conditions:

(1) Sunset Electric Company shall give written notification to its retail dealers in all S. A. E. grades of Hyvis (Pennsylvania grade) motor oil of the adjustment permitted by this Order by advising them as follows:

The Office of Price Administration has permitted us to increase our bulk plant prices for all S. A. E. grades of Hyvis (Pennsylvania grade) motor oil, exclusive of taxes from \$.67 a gallon to \$.775 a gallon in bulk, from \$.77 a gallon to \$.89 a gallon in one-quart cans, from \$.77 a gallon to \$.875 a gallon in five-quart cans, from \$.640 a gallon to \$.745 a gallon in 54 gallon drums, and from \$.56 to \$.665 a gallon in carload quantities. That Office has provided, however, that the quantity discounts which we had in effect on October 1, 1941 shall be maintained.

(c) This Order No. 9 may be revoked or amended at any time.

(d) Unless the context otherwise requires, the definitions set forth in § 1340.157 of Revised Price Schedule No. 88 shall apply to the terms used herein.

(e) This Order No. 9 shall become effective January 15, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-680; Filed, January 14, 1943; 10:45 a. m.]

[Rev. Order 81 Under MPR 120]

JOHNSTOWN COAL AND COKE COMPANY

ORDER GRANTING ADJUSTMENT

Revised Order No. 81 under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120-106.

Order No. 81 under Maximum Price Regulation No. 120 is hereby revised and amended to read as set forth below:

For the reasons set forth in the opinion accompanying Order No. 81 and the opinion accompanying Revised Order No. 81, and pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (e) of Maximum Price Regulation No. 120, *It is ordered:*

(a) Coals produced by The Johnstown Coal and Coke Company, Johnstown, Pennsylvania, at its Logan No. 4 Mine, Mine Index No. 285, in District No. 1, may be sold and purchased for shipment by rail at prices not to exceed the following respective prices per net ton f. o. b. the mine:

Size groups	Price
3	\$3.15
4	3.15
5	3.15

(b) Within thirty (30) days from the effective date of this order, The Johnstown Coal and Coke Company shall notify all persons purchasing its coals, of the adjustments granted in paragraph (a) of this order, and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted in the order do not authorize any increase in the purchaser's resale prices except in accordance with and subject to the conditions stated in Maximum Price Regulation No. 122.

(c) This Revised Order No. 81 may be revoked or amended by the Administrator at any time;

(d) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein;

(e) This Revised Order No. 81 shall become effective January 14, 1943.

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-681; Filed, January 14, 1943; 10:43 a. m.]

[Order 138 Under MPR 120]

ECONOMY COAL COMPANY

ORDER GRANTING ADJUSTMENT

Order No. 138 under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 1120-157-P.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (b) of Maximum Price Regulation No. 120, *It is ordered:*

(a) Coals produced by Economy Coal Company, Des Moines, Iowa, at its No. 3 mine, (Mine Index No. 293), District No. 12, may be sold and purchased at prices not to exceed the following prices per net ton, for shipment by truck or wagon:

Size Group 1.....	\$4.45
Size Group 3.....	4.20
Size Group 7.....	4.35
Size Group 8.....	2.45

(b) Within thirty (30) days from the effective date of this order, the said Economy Coal Company shall notify all persons purchasing its coals of the adjustments granted by paragraph (a) of this order, and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal the adjustments granted in this order do not authorize any increase in the purchaser's resale price except in accordance with and subject to the conditions stated in Maximum Price Regulation No. 122.

(c) This Order No. 138 may be revoked or amended by the Price Administrator at any time.

(d) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein.

(e) This Order No. 138 shall become effective this 15th day of January 1943.

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-682; Filed, January 14, 1943; 10:44 a. m.]

[Order 139 Under MPR 120]

STAR MINING CORPORATION

ORDER GRANTING ADJUSTMENT

Order No. 139 under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120-73.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, *It is hereby ordered:*

(a) Coals produced by The Star Mining Corporation at the Star Mining Cor-

poration Mine, Mine Index No. 1442, in District No. 4, may be sold and purchased at prices not to exceed the following prices per net ton f. o. b. the mine for shipment by truck:

Size group-----	2	4	6
Maximum prices----	\$4.25	\$3.75	\$3.25

(b) Within thirty (30) days from the effective date of this order, the said Star Mining Corporation shall notify all persons purchasing its coals of the adjustments granted in paragraph (a) of this order, and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted in this order do not authorize any increase in the purchaser's resale price except in accordance with and subject to the conditions stated in Maximum Price Regulation No. 122.

(c) This Order No. 139 may be revoked or amended by the Price Administrator at any time.

(d) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein.

(e) This Order No. 139 shall become effective January 14, 1943.

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-683; Filed, January 14, 1943; 10:43 a. m.]

[Order 140 Under MPR 120]

J. C. WEESE COAL MINES, INC.

ORDER GRANTING ADJUSTMENTS

Order No. 140 under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120-278.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accord-

ance with § 1340.207 (b) of Maximum Price Regulation No. 120, *It is ordered:*

(a) Coals produced by J. C. Weese Coal Mines, Inc., Keyser, West Virginia, at its Mount Alto Mine, Mine Index No. 2216, Mineral County, West Virginia, in District No. 1, may be sold and purchased for shipment by rail at prices not to exceed the following respective prices per net ton f. o. b. the mine;

Size groups-----	1-2	3	4-5
Maximum prices---	\$3.20	\$2.95	\$2.70

(b) Within thirty (30) days from the effective date of this order, the said J. C. Weese Coal Mines, Inc., shall notify all persons purchasing its coals of the adjustments granted in paragraph (a) of this order, and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted in this order do not authorize any increase in the purchaser's resale price except in accordance with and subject to the conditions stated in Maximum Price Regulation No. 122.

(c) This Order No. 140 may be revoked or amended by the Administrator at any time.

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

(e) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein.

(f) This Order No. 140 shall become effective January 14, 1943.

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-684; Filed, January 14, 1943; 10:43 a. m.]

[Order 141 Under MPR 120]

WALKER COAL MINING COMPANY

ORDER GRANTING ADJUSTMENT

Order No. 141 under Maximum Price Regulation No. 120—Bituminous Coal

Delivered From Mine or Preparation Plant—Docket No. 1120-72-P.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, *It is ordered:*

(a) Coals produced by Walker Coal Mining Company, Elkins, West Virginia, at its Big Sewell No. 2 Mine, Mine Index No. 1272, in District No. 3, may be sold and purchased at prices not to exceed the following prices per net ton, f. o. b. the mine for shipment by rail:

Size group:	Maximum price
3-----	3.50
4-----	3.30
6-----	3.10
7-----	2.95
9-----	2.80

(b) Within thirty (30) days from the effective date of this order the said Walker Coal Mining Company shall notify all persons purchasing its coals of the adjustments granted in paragraph (a) of this order, and shall include a statement that if the purchaser is subjected to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted in this order do not authorize any increase in the purchaser's resale price except in accordance with and subject to the conditions stated in Maximum Price Regulation No. 122.

(c) This Order No. 141 may be revoked or amended by the Administrator at any time.

(d) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein.

(e) This Order No. 141 shall become effective January 14, 1943.

Issued this 14th day of January 1943.

LEON HENDERSON,
Administrator.

[F. R. Doc. 43-685; Filed, January 14, 1943; 10:43 a. m.]

