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Washington, Wednesday, April 17, 1946

The President

PROCLAMATION 2686

CHILD HEALTH DAY, 1946

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

WHEREAS the Congress by joint resolution of May 18, 1928 (45 Stat. 617) has authorized and requested the President of the United States to issue annually a proclamation setting apart May 1 as Child Health Day:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, in recognition that the health of American children, like their education, should be accepted as a definite public responsibility, do hereby designate the first day of May of this year as Child Health Day.

And I call upon the people in each of our communities to pledge themselves today to review their community health and medical care services to see how well these services meet the needs of all our children in the light of the goals of the national health program, and to organize a definite plan to achieve within the coming year at least one improvement in community health services which will contribute to the better health of children.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 13th day of April in the year of our Lord nineteen hundred and forty-six, [SEAL] and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46-6320; Filed, Apr. 15, 1946; 1:42 p. m.]

PROCLAMATION 2687

NATIONAL MARITIME DAY, 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA
A PROCLAMATION

WHEREAS improvements in modes of ocean transportation during the last one hundred and fifty years have opened possibilities, new in history, of mutually profitable intercourse and closer relations between peoples; and

WHEREAS a signal event in this technical progress was the first successful ocean passage by a steam-propelled vessel, the *Savannah*, which departed from Savannah, Georgia, May 22, 1819; and

WHEREAS in World War II the seamen of the United States Merchant Marine displayed splendid heroism, under stress and under hazard in the waters of every ocean, in meeting the demands on them in the colossal task of supply which was so essential to our victory; and

WHEREAS in peace no less than in war the Merchant Marine makes a vital contribution to the welfare of the Nation; and

WHEREAS the Congress by a joint resolution approved May 20, 1933 (48 Stat. 73) designated May 22 of each year as National Maritime Day and requested the President to issue annually a proclamation calling upon the people of the United States to observe that day:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby call upon the people of the United States to observe May 22, 1946 as National Maritime Day by displaying the flag at their homes or other suitable places, and I direct that the flag be displayed on all Government buildings on that day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 13th day of April, in the year of our Lord

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at \$3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

POSITIONS FOR WHICH FORMAL EDUCATION REQUIREMENTS PRESCRIBED

The following position is added to § 25.1 (a) (10 F.R. 7081, 12839, 15031):

§ 25.1 *Positions for which formal education requirements prescribed.* (a) * * *

Land Classification Specialist, Grades P-1 and P-2; Bureau of Reclamation, Department of Interior.

NOTE: The duties of this position in the P-1 grade are similar to those for the position of Soil Scientist (Field Operations) P-1 in the Soil Conservation Service, Department of Agriculture. The statement showing justification for educational requirements for Soil Scientist filed with F.R. Doc. 45-10333 (10 F.R. 7081) is therefore applicable to both grades of the above listed position.

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

APRIL 8, 1946.

[F. R. Doc. 46-6355; Filed, Apr. 16, 1946; 10:36 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 708—DECORATIONS, MEDALS, RIBBONS AND SIMILAR DEVICES

MISCELLANEOUS AMENDMENTS

Two new medals are added to the list in § 708.26 (d) as indicated below and §§ 708.26 (e) (4), 708.27 (a) and 708.28 (b) (2) are amended as follows:

§ 708.26 *Service medals, general.* * * *

(d) *Names, dates of authorization.* The following are the names and the respective dates of authorization of the service medals and clasps of the Army of the United States.

Name	Date of authorization
Army of Occupation of Germany medal.....	Nov. 21, 1941
Women's Army Corps service medal.....	July 29, 1943

(e) *Character of service required.* * * *

(4) The Spanish War service medal, the Mexican border service medal, and the Army of Occupation of Germany medal, will not be awarded to persons who have at any time subsequent to rendition by them of the service which would have entitled them thereto, been dishonor-

ably discharged from the Army or have deserted.

§ 708.27 *Application for medal.* (a) Any person who is in the Army, or whose service in the Army has terminated, or the next of kin of such person, who is entitled to a service medal of the Army of the United States, may make application therefor on WD AGO Form 0714 (Application for Service Medal), a separate blank being used by each applicant for each medal, except that application for World War I Victory medal will be made on WD AGO Form 0740 (Application for Victory Medal.) Each application from a next of kin will be accompanied by a statement setting forth * * *

(2) The names, ages, and addresses of the nearest relatives of the deceased.

(3) That he or she is the next of kin as prescribed in § 708.28 (b). All applications for service medals will be forwarded to The Adjutant General, those from persons in the Army being forwarded directly by the immediate commanding officer, and those from persons not in the Army including next of kin, being forwarded directly by them.

§ 708.28 *Original supply.* * * *

(b) *To whom furnished.* * * *

(2) To the next of kin of those deceased who, in one or more of the prescribed capacities, shall have rendered the requisite service.

By next of kin is meant the first of the following who is living: Widow or widower (if not remarried), eldest son, eldest daughter, father, mother, eldest brother, eldest sister, eldest grandchild. (34 Stat. 621, 40 Stat. 873, 41 Stat. 973, 55 Stat. 781; 10 U.S.C. 1413, 1413a, 1414) [AR 600-65, November 20, 1928, as amended by C3, April 2, 1946]

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

[F. R. Doc. 46-6322; Filed, Apr. 15, 1946; 1:43 p. m.]

Chapter VIII—Supplies and Equipment

Subchapter C—Termination of Contracts

[Joint Termination Regulation (PR 15)]

MISCELLANEOUS AMENDMENTS

The following amendments and additions to the regulations contained in Parts 841, 844 and 848 are hereby prescribed. These regulations are also contained in Change 47, April 20, 1945 (10 F.R. 5171¹) as amended by Change 55, March 30, 1946.

AUTHORITY: Parts 841 to 849, issued under sec. 5a, National Defense Act, as amended, 41 Stat. 764, 54 Stat. 1225, 10 U.S.C. 1193-1195; the First War Powers Act, 1941, 55 Stat. 838; 50 U.S.C. Supp. 601-622; and the Contract Settlement Act of 1944, 58 Stat. 649.

NOTE: In order to conform the Joint Termination Regulation to the numbering system used in the Code of Federal Regulations, the following changes have been made: Sections in the original regulations have been treated

¹ See also 10 F.R. 10449, 13171; 11 F.R. 5, 1728.

nineteen hundred and forty-six, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46-6321; Filed, Apr. 15, 1946; 1:42 p. m.]

as code parts, parts as code subparts, and paragraphs as code sections. Thus Section I becomes Part 841, Section II becomes Part 842, part 1 of any section becomes Subpart A, part 2 becomes Subpart B, etc. Paragraphs in the original regulations become sections, with the number to the right of the decimal point corresponding to the original paragraph number, except that where paragraph numbers also contain a decimal point the point is changed to a dash. The original paragraph numbers appear in brackets following text affected.

For an explanation of the numbering and arrangement of the original regulations see §§ 841.113 to 841.113-5.

PART 841—GENERAL PROVISIONS

SUBPART B—DEFINITIONS OF TERMS

1. Section 841.121-7 is amended to read as follows:

§ 841.121-7 *Industrial Readjustment Branch, OP&M.* The term "Industrial Readjustment Branch, OP&M" means the Office of the Assistant Secretary, Material Division. [JTR 121.7]

2. Section 841.121-10 is amended to read as follows:

§ 841.121-10 *Navy material inspector.* The term "Navy material inspector" means (a) a Supervising Inspector of Naval Material, an Inspector of Naval Material, a Naval Inspector of Ordnance, a Supervisor of Shipbuilding, an Inspector of Machinery, a Bureau of Aeronautics Representative, an Officer in Charge of Construction, or (b) any designated representative of any of the foregoing, or (c) any other officer designated by the chief of a bureau to perform the functions of Navy material inspector under this subchapter. [JTR 121.10]

3. Section 841.121-14 is amended to read as follows:

§ 841.121-14 *Readjustment Division, ASF.* The term "Readjustment Division, ASF" means the Deputy Director (P & P) for Terminations and Surplus Disposals, Headquarters, Army Service Forces, or, with respect to the Army Air Forces, means the Deputy Director, as Special Representative of the Under Secretary of War. [JTR 121.14]

PART 844—CONTRACTOR INVENTORY

SUBPART D—PRICE POLICIES AND CONDITIONS APPLICABLE TO SPECIFIC DISPOSITIONS

1. In § 844.445-4 paragraph (b) (3) is amended to read as follows:

§ 844.445-4 *Retentions and sales by war contractors of unserviceable material on the basis of competitive bidding.* * * *

(b) *Determinations that material is unserviceable.* * * *

(3) The Reconstruction Finance Corporation has set up a system of field consultants who may be called upon for assistance in determining whether contractor inventory is serviceable or unserviceable. The services of such consultants may be obtained by application to the regional offices of the Reconstruction Finance Corporation. War contractors and representatives of the War and Navy Departments should, so far as practicable, confer with and be guided by such consultants. The Reconstruction Finance Corporation, or other appropriate

disposal agency, may certify in writing to the contracting officer (in the case of the Navy, the NMR&DA) at any time before the material has been declared surplus, that the material is in its judgment scrap. In addition, the disposal agency may certify in writing to an owning agency that all material of any specified class is in its judgment scrap when such material is part of any war contractor's contractor inventory. In either case, when material is covered by such a certificate, the contracting officer (in the case of the Navy, the NMR&DA) may authorize the contractor to dispose of the material or class of material without further review, in accordance with the provisions of this section. Such certificate takes the place of any scrap determination which might otherwise be required.

2. Section 844.447-6 is revoked, as follows:

§ 844.447-6 *Sales to Aluminum Company of America.* [Revoked]

SUBPART E—DISPOSITION OF TERMINATION INVENTORY ON SETTLEMENT AND DISPOSITION OF SURPLUS CONTRACTOR INVENTORY

Paragraph (a) of § 844.452-4 is amended to read as follows:

§ 844.452-4 *Action after declaring surplus contractor inventory.* (a) The contracting officer (including, in the case of the Navy, the NMR&DA) will not make or approve dispositions of contractor inventory after it has been declared to a disposal agency as surplus, except as provided in paragraph (b) of this section.

PART 848—SPECIAL PROCEDURES AND REPORTS

SUBPART F—GOVERNMENT-OWNED PLANT EQUIPMENT UNDER WAR DEPARTMENT CONTRACTS

1. A paragraph is added at the end of paragraph (c) of § 848.864-2, as follows:

§ 848.864-2 *Sales to war contractors in possession not pursuant to options.* * * *

(c) *Submission of data to the Attorney General.* * * *

The report required by this paragraph will be addressed to the Director, Readjustment Division, ASF. The original copy of the report will be forwarded, without inclosures, through channels to the Director, Readjustment Division, ASF. In ASF, the office preparing the report, and in AAF, Headquarters, ATSC, Wright Field, will forward a copy of the report, with all inclosures, direct to the General Counsel, Reconstruction Finance Corporation, 204 Commonwealth Building, Washington 25, D. C., by letter of transmittal requesting that the case be submitted to the Attorney General for approval.

SUBPART H—REPORTS ON PROPERTY DISPOSITION

1. In § 848.882-3 paragraphs (f) and (i) are amended to read as follows:

§ 848.882-3 *Information required on report form.* * * *

(f) The following information will be entered in the various lines of Part III—Section I. It will be noted that entries are to be made only in columns (B),

(C), (E), (F), (H) and (I) of this section. Columns (D), (G) and (J) will not be used.

Line 1. *Pending first of month.* Enter the number of clearance requests which had not been completed at the first of the month. These figures will be identical with those reported on line 8 of the report for the preceding month.

Line 2. *Additions during month.* Enter the number of clearance requests which were received during the month.

Line 3. *Corrections during month.* Enter any adjustments to previously reported figures which are necessary to correct the information shown on line 4. Credit corrections will be prefixed by a minus (-) sign.

Line 4. *Total available for completion during month.* Enter the total of lines 1 and 2 plus or minus line 3.

Line 5. *Retained by contractor.* Do not use.

Line 6. *Possessed by War Department.* Do not use.

Line 7. *Total completions during month.* Enter the number of clearance requests completed during the month.

Line 8. *Total pending end of month.* Enter the number of clearance requests which had not been completed at the end of the month.

(i) The following information will be entered in the various lines of Part III—Section IV. This section expresses the cost of items not yet removed from pending clearance requests shown on lines 18, 19 and 20.

Line 21. *Total pending end of month.* Do not use.

Line 22. *Pending—over 60 days.* Enter the total of lines 23 and 24.

Lines 23. *Pending—over 60 days—within waiver.* Enter the cost of items not yet removed from clearance requests which had been pending for more than 60 days but within a waiver period.

Line 24. *Pending—over 60 days—beyond waiver.* Enter the cost of items not yet removed from clearance requests which had been pending for more than 60 days and for which no waiver was obtained or which were pending beyond the period covered by a waiver.

2. Section 848.883-1 is amended to read as follows:

§ 848.883-1 *General description.* Plant equipment to be reported on sales reports shall include all War Department-owned plant equipment in privately owned plants and Government-owned plants including emergency plant facilities, excluding only (a) plant equipment in permanent industrial installations of the Army such as arsenals, proving grounds, and similar permanent installations, (b) plant equipment in Army installations used or useful for activities of the Army other than the production of material, munitions, and supplies, (c) plant equipment declared surplus, (d) plant equipment outside the continental limits of the United States, and (e) plant equipment classified as scrap or salvage. Sales of items of Government-owned plant equipment, costing \$250 or more, falling in the classes in Exhibit A to Order 2 under Surplus Property Administration Regulation 6 (see Appendix C), shall be reported separately for each such class. In addition, a line entry shall be made for each sale of other Government-owned plant equipment, including Exhibit A items costing less than

\$350. These sales will be identified as "other sales" and will not be classified by commodity classification. For this class of sale, therefore, fill in only Columns (a), (b), (c), (d), (h), and (i) on the Forms SPB-9 described in § 848.883-2. [JTR 883.1]

3. In § 848.883-3 the paragraph discussing columns (e) and (f) of Block 6 is amended to read as follows:

§ 848.883-3 *Block and column entries.*

Block 6. * * *

Columns (e) and (f) Description and Standard Commodity Classification. Enter a short description, such as one key word or an abbreviation of one or more words, and the code number of the commodity classification as shown in Exhibit A to Order 2 under Surplus Property Administration Regulation 6 (see Appendix C) where the item sold is within these classifications. Sales of other classes of plant equipment are to be reported as "other sales." In these cases, do not enter a Standard Commodity Classification code number, but fill in Columns (a), (b), (c), (d), (h), and (i).

4. Section 848.884-1 is amended to amended to read as follows:

§ 848.884-1 *General description.* Plant equipment to be inventoried shall include War Department-owned plant equipment in privately-owned plants and Government-owned plants including emergency plant facilities, excluding only: (a) Plant equipment in permanent industrial installations such as arsenals, and proving grounds; (b) plant equipment in installations used or useful for activities other than the production of matériel, munitions, and supplies; (c) plant equipment declared surplus; (d) plant equipment outside the continental limits of the United States; and (e) plant equipment classified as scrap or salvage. Only those items of plant equipment will be listed where each item has a cost of \$350 or more and which fall within one of the standard commodity classifications shown in Exhibit A to Order 2 under Surplus Property Administration Regulation 6 (see Appendix C). [JTR 884.1]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General,
War Department.
BEN MOREELL,
Vice Admiral,
Chief of Material Division,
Department of the Navy.

[F. R. Doc. 46-6354; Filed, Apr. 16, 1946;
10:32 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amdt. 136]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

MISCELLANEOUS AMENDMENTS

APRIL 4, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil

Aeronautics Act of 1938, as amended, and Special Regulations No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

Designation of Airway Traffic Control Areas: Blue Civil Airway No. 39. Re-designation of Radio Fixes: Green Civil Airway Nos. 1, 2, 3, 4 and 5. Amber Civil Airway Nos. 1, 2, 3, 4, 5 and 7. Red Civil Airway Nos. 8, 9, 12, 13, 14, 20, 21, 28, 29, 30, 32 and 46. Blue Civil Airway No. 17.

1. By inserting a new § 601.10339 to read as follows:

§ 601.10339 *Blue civil airway No. 39 airway traffic control areas (Knoxville, Tenn., to Pittsburgh, Pa.)* All of Blue civil airway No. 39 from the Tri-City, Tenn., radio range station to a line extended at right angles across such airway through a point 25 miles northeast of the Tri-City, Tenn., radio range station; from a line extended at right angles across such airway through a point 25 miles south of the Charleston, W. Va., radio range to a point 25 miles northeast of the Charleston, W. Va., radio range station; from a line extended at right angles across such airway through a point 25 miles west of the Pittsburgh, Pa., radio range to the Pittsburgh, Pa., radio range station.

2. By amending § 601.4001 to read as follows:

§ 601.4001 *Green civil airway No. 1 (U. S.-Canadian Border to Danforth, Maine).* Millinocket, Maine radio range station.

3. By amending § 601.4002 to read as follows:

§ 601.4002 *Green civil airway No. 2 (Seattle, Wash., to Boston, Mass.).* Seattle, Wash., radio range station; Ellensburg, Wash., radio range station; Ephrata, Wash., radio range station; Spokane, Wash., radio range station; Coeur D'Alene, Idaho radio range station; Mullan Pass, Idaho radio range station; Superior, Mont., radio range station; Missoula, Mont., radio range station; Drummond, Mont., radio range station; Helena, Mont., radio range station; Bozeman, Mont., radio range station; Livingston, Mont., radio marker station; Billings, Mont., radio range station; Custer, Mont., radio range station; Mile City, Mont., radio range station; Dickinson, N. Dak., radio range station; Bismarck, N. Dak., radio range station; Fargo, N. Dak., radio range station; Alexandria, Minn., radio range station; Minneapolis, Minn., radio range station; La Crosse, Wis., radio range station; Milwaukee, Wis., radio range station; Grand Rapids, Mich., radio range station; Lansing, Mich., radio range station; Wixom, Mich., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Romulus, Mich., (Romulus Army Air Field) radio range and the east leg of the Lansing, Mich., radio range; Romulus, Mich., (Romulus Army Air Field) radio range station; Buffalo, N. Y., radio range station; Syracuse, N. Y., radio range station; Utica, N. Y., radio range station; Albany, N. Y., radio range sta-

tion; Westfield, Mass., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Hartford, Conn., radio range and the southeast leg of the Westfield, Mass., radio range; Franklin, Mass., fan type radio marker station or the intersection of the center lines of the on course signals of the northeast leg of the Providence, R. I., radio range and the southwest leg of the Boston, Mass., radio range; Boston, Mass., radio range station.

4. By amending § 601.4003 to read as follows:

§ 601.4003 *Green civil airway No. 3 (San Francisco, Calif., to New York, N. Y.).* San Francisco, Calif., radio range station; Oakland, Calif., radio range station; Sacramento, Calif., radio range station; Donner Summit, Calif., radio range station; Reno, Nev., radio range station; Humboldt, Nev., radio range station; Elko, Nev., radio range station; Lucin, Utah, radio range station; Ogden, Utah radio range station; Fort Bridger, Wyo., radio range station; Rock Springs, Wyo., radio range station; Sinclair, Wyo., radio range station; Cheyenne, Wyo., radio range station; North Platte, Nebr., radio range station; Grand Island, Nebr., radio range station; Omaha, Nebr., radio range station; Des Moines, Iowa, radio range station; Joliet, Ill., radio range station; Goshen, Ind., radio range station; Toledo, Ohio, radio range station; Cleveland, Ohio, radio range station; Youngstown, Ohio, radio range station; Philipsburg, Pa., radio range station; Allentown, Pa., radio range station; the intersections of the center lines of the on course signals of the east leg of the Allentown, Pa., radio range and the southwest leg of the Newark, N. J., radio range; (New York, LaGuardia Field) radio range; New York, N. Y., (New York, LaGuardia Field) radio range station.

5. By amending § 601.4004 to read as follows:

§ 601.4004 *Green civil airway No. 4 (Los Angeles, Calif., to Philadelphia, Pa.).* Los Angeles, Calif., radio range station; the intersection of the center lines of the on course signals of the north leg of the Los Angeles, Calif., radio range and the southwest leg of the Palmdale, Calif., radio range or the Newhall, Calif., radio range station; Palmdale, Calif., radio range station; Daggett, Calif., radio range station; Needles, Calif., radio range station; Prescott, Ariz., radio range station; Winslow, Ariz., radio range station; El Morro, N. Mex., radio range station; Acoma, N. Mex., radio range station; Albuquerque, N. Mex., radio range station; Tucumcari, N. Mex., radio range station; Amarillo, Tex., radio range station; Gage, Okla., radio range station; Wichita, Kans., radio range station; Lebo, Kans., radio range station; Kansas City, Mo., radio range station; Columbia, Mo., radio range station; St. Louis, Mo., radio range station; Effingham, Ill., radio range station; Terre Haute, Ind., radio range station; Indianapolis, Ind., radio range station; Dayton, Ohio radio range station; Columbus, Ohio, radio range station; the intersection of the center lines of the on course signals of the west leg

of the Pittsburgh, Pa., radio range and the south leg of the Youngstown, Ohio radio range; Pittsburgh, Pa., radio range station; Altoona, Pa., radio range station; Harrisburg, Pa., radio range station; Philadelphia, Pa., radio range station.

6. By amending § 601.4005 to read as follows:

§ 601.4005 *Green civil airway No. 5 (Los Angeles, Calif., to Washington, D. C.)*. Los Angeles, Calif., radio range station; Riverside, Calif., radio range station; Blythe, Calif., radio range station; Phoenix, Ariz., radio range station; Tucson, Ariz., radio range station; Rodeo, N. Mex., radio range station; Columbus, N. Mex., radio range station; the Harrington Ranch fan type radio marker station or the intersection of the center lines of the on course signals of the west leg of the El Paso, Tex., radio range and the south leg of the Engle, N. Mex., radio range; El Paso, Tex., radio range station; Salt Flat, Tex., radio range station; Wink, Tex., radio range station; Big Spring, Tex., radio range station; Abilene, Tex., radio range station; the intersection of the center lines of the on course signals of the west leg of the Fort Worth, Tex., radio range and the north leg of the Granbury, Tex., radio range; Forth Worth, Tex., radio range station; Texarkana, Ark., radio range station; Memphis, Tenn., radio range station; Jacks Creek, Tenn., radio range station; Nashville, Tenn., radio range station; Smithville, Tenn., radio range station; Knoxville, Tenn., radio range station; Tri-City, Tenn., radio range station; Pulaski, Va., radio range station; Roanoke, Va., radio range station; Gordonsville, Va., radio range station; Mason Springs, Md., fan type radio marker station or the intersection of the center lines of the on course signals of the northeast leg of the Gordonsville, Va., radio range and the south leg of the Washington, D. C. radio range; Washington, D. C., radio range station.

7. By amending § 601.4011 to read as follows:

§ 601.4011 *Amber civil airway No. 1 (U. S.-Mexican Border to Nome, Alaska)*. San Diego, Calif., radio range station; Long Beach, Calif., radio range station; Bakersfield, Calif., radio range station; Fresno, Calif., radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Fresno, Calif., radio range and the southeast leg of the Oakland, Calif., radio range; Williams, Calif., radio range station; Red Bluff, Calif., radio range station; Fort Jones, Calif., radio range station; Medford, Ore., radio range station; Eugene, Ore., radio range station; Portland, Ore., radio range station; Toledo, Wash., radio range station; Everett, Wash., radio range station; Bellingham, Wash., radio range station; Annette Island, Alaska radio range station; the intersection of the center lines of the on course signals of the west leg of the Annette Island, Alaska radio range and the southwest leg of the Sitka (Biorka Island), Alaska radio range; the Sitka (Biorka Island), Alaska radio range station; the intersection of the center lines of the on course signals of

the northwest leg of the Sitka (Biorka Island), Alaska radio range and the southwest leg of the Juneau, Alaska radio range; the Yakutat, Alaska radio range station; the Yakataga, Alaska radio range station; the Cordova (Hinchinbrook Island), Alaska radio range station; Skwentna, Alaska radio range station; Farewell, Alaska radio range station; the McGrath, Alaska radio range station; the Unalakleet, Alaska radio range station.

8. By amending § 601.4012 to read as follows:

§ 601.4012 *Amber civil airway No. 2 (Long Beach, Calif., to Fairbanks, Alaska)*. Silver Lake, Calif., radio range station; Las Vegas, Nev., radio range station; Enterprise, Utah radio range station; Delta, Utah radio range station; Salt Lake City, Utah radio range station; Malad City, Idaho radio range station; Pocatello, Idaho radio range station; DuBois, Idaho radio range station; Dillon, Mont., radio range station; Whitehall, Mont., radio range station; Great Falls, Mont., radio range station; the Cut Bank, Mont., radio range station; Tanacross, Alaska radio range station; Big Delta, Alaska radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Big Delta, Alaska radio range and the south leg of the Fairbanks, Alaska radio range.

9. By amending § 601.4013 to read as follows:

§ 601.4013 *Amber civil airway No. 3 (El Paso, Tex., to Great Falls, Mont.)*. The intersection of the center lines of the on course signals of the east leg of the Otto, N. Mex., radio range and the southwest leg of the Las Vegas, N. Mex., radio range; Las Vegas, N. Mex., radio range station; Trinidad, Colo., radio range station; Pueblo, Colo., radio range station; Denver, Colo., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Laramie, Wyo., radio range and the north leg of the Cheyenne, Wyo., radio range; Casper, Wyo., radio range station; Sheridan, Wyo., radio range station; Lewiston, Mont., radio range station.

10. By amending § 601.4014 to read as follows:

§ 601.4014 *Amber civil airway No. 4 (Brownsville, Tex., to Bismarck, N. Dak.)*. Brownsville, Tex., radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Brownsville, Tex., radio range and the south leg of the Alice, Tex., radio range; Alice, Tex., radio range station; the Pleasanton, Tex., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Alice, Tex., radio range and the south leg of the Alamo radio range, San Antonio, Tex.; the Alamo radio range station, San Antonio, Tex.; Spring Branch, Tex., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Alamo radio range, San Antonio, Tex., and the southwest leg of the Austin, Tex., radio range station;

Waco, Tex., radio range station; the intersection of the center lines of the on course signals of the east leg of the Granbury, Tex., radio range and the south leg of the Fort Worth, Tex., radio range; Marietta, Tex., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Fort Worth, Tex., radio range and the south leg of the Oklahoma City, Okla., radio range; Oklahoma City, Okla., radio range station; Tulsa, Okla., radio range station; Chanute, Kans., radio range station; St. Joseph, Mo., radio range station; Sioux City, Iowa, radio range station; Sioux Falls, S. Dak., radio range station; Huron, S. Dak., radio range station.

11. By amending § 601.4015 to read as follows:

§ 601.4015 *Amber civil airway No. 5 (New Orleans, La., to Milwaukee, Wis.)*. Jackson, Miss., radio range station; Greenwood, Miss., radio range station; Advance, Mo., radio range station; Springfield, Ill., radio range station; Chicago, Ill., radio range station.

12. By amending § 601.4017 to read as follows:

§ 601.4017 *Amber civil airway No. 7 (Key West, Fla., to Caribou, Maine)*. Key West, Fla., radio range station; Miami, Fla., radio range station; Morrison Field, West Palm Beach, Fla., radio range station; Melbourne, Fla., radio range station; Daytona Beach, Fla., radio range station; Savannah, Ga., radio range station; Charleston, S. C., radio range station; Florence, S. C., radio range station; Raleigh, N. C., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Washington, D. C., radio range and the west leg of the Baltimore, Md., radio range; Newark, N. J., radio range station; Port Chester, N. Y., fan type radio marker station or the intersection of the center lines of the on course signals of the southeast leg of the Stewart Field, N. Y., radio range and the northeast leg of the Newark, N. J., radio range; Hartford, Conn., radio range station; Portland, Maine, radio range station; Augusta, Maine, radio range station; Bangor, Maine, radio range station; Presque Isle, Maine, radio range station.

13. By amending § 601.40208 to read as follows:

§ 601.40208 *Red civil airway No. 8 (Altoona, Pa., to Wilkes-Barre, Pa.)*. The intersection of the center lines of the on course signals of the southwest leg of the Elmira, N. Y., radio range and the west leg of the Williamsport, Pa., radio range.

14. By amending § 601.40209 to read as follows:

§ 601.40209 *Red civil airway No. 9 (San Diego, Calif., to Winslow, Ariz.)*. El Centro, Calif., radio range station; Gila Bend, Ariz., radio range station.

15. By deleting in § 601.40212 *Red civil airway No. 12 (Kansas City, Mo., to Detroit, Mich.)* the words: "the intersection of the center lines of the on course signals of the southwest leg of the Chicago, Ill., radio range and the northwest leg of the Joliet, Ill., radio range;"

16. By amending § 601.40213 to read as follows:

§ 601.40213 *Red civil airway No. 13 (Sunbury, Pa., to Boston, Mass.)*. Wilkes-Barre, Pa., radio range station; Stewart Field, N. Y., radio range station; Providence, R. I., radio range station.

17. By amending § 601.40214 to read as follows:

§ 601.40214 *Red civil airway No. 14 (Lone Rock, Wis., to Louisville, Ky.)*. Rockford, Ill., radio range station.

18. By deleting in § 601.40220 *Red civil airway No. 20 (Lansing, Mich., to Washington, D. C.)* the words: "the intersection of the center lines of the on course signals of the northwest leg of the Pittsburgh, Pa., radio range and the south leg of the Youngstown, Ohio, radio range;"

19. By amending § 601.40221 to read as follows:

§ 601.40221 *Red civil airway No. 21 (Cleveland, Ohio to Newark, N. J.)*. The intersection of the center lines of the on course signals of the northeast leg of the Pittsburgh, Pa., radio range and the north leg of the Altoona, Pa., radio range.

20. By deleting § 601.40228 *Red civil airway No. 28 (Chicago, Ill., to Grand Rapids, Mich.)*.

21. By deleting § 601.40229 *Red civil airway No. 29 (Rochester, N. Y., to Baltimore, Md.)*.

22. By deleting in § 601.40230 *Red civil airway No. 30 (Mobile, Ala., to Jacksonville, Fla.)* the following words: "the intersection of the center lines of the on course signals of the northeast leg of the Cross City, Fla., radio range and the west leg of the Jacksonville, Fla., radio range."

23. By amending § 601.40232 to read as follows:

§ 601.40232 *Red civil airway No. 32 (Laredo, Tex., to Houston, Tex.)*. Laredo, Tex., radio range station; San Antonio, Tex. (Kelly), radio range station.

24. By amending § 601.40246 to read as follows:

§ 601.40246 *Red civil airway No. 46 (Oakland, Calif., to Sacramento, Calif.)*. Fairfield-Suisun, Calif., radio range station.

25. By deleting § 601.40317 *Blue civil airway No. 17 (Millinocket, Maine, to Presque Isle, Maine)*.

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6324; Filed, Apr. 15, 1946; 2:50 p. m.]

[Amdt. 137]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT APPROACH ZONES

APRIL 9, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended,

and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By striking in § 601.2002 the words: "excluding those portions of the zones lying outside the boundaries of civil airways;" and substituting in lieu thereof the following: "excluding those portions of the zones lying outside of control areas as defined in § 601.1:"

2. By deleting from § 601.2000 the following:

Abilene, Tex..... Abilene Air Terminal.
Austin, Tex..... Robert Mueller Airport.
Brownsville, Tex... Brownsville Airport.
Lake Charles, La... Lake Charles A. A. F.
Savannah, Ga..... Hunter Field A. A. F.
Marianna, Fla..... Marianna A. A. F.

3. By deleting § 601.200300 (*Alice, Texas, Airport Approach Zone*).

4. By deleting § 601.200305 (*Corpus Christi, Texas, Airport Approach Zone*).

5. By deleting § 601.200315 (*New Orleans, Louisiana, Airport Approach Zone*).

6. By deleting § 601.200318 (*Oklahoma City, Oklahoma, Airport Approach Zone*).

7. By inserting in § 601.2002 the following:

Abilene, Tex..... Abilene Air Terminal
Alice, Tex..... Alice Airport
Austin, Tex..... Robert Mueller Airport

Corpus Christi, Tex... Cliff Maus Field
Lake Charles, La..... Lake Charles A. A. F.
Laredo, Tex..... Laredo A. A. F.
New Orleans, La..... New Orleans Airport
Oklahoma City, Okla. Will Rogers Field
Savannah, Ga..... Hunter Field

8. By striking § 601.200307 (*Dallas, Texas, Airport Approach Zone*), and substituting in lieu thereof the following:

§ 601.200307 (*Dallas, Texas, Airport Approach Zone*). Within a 10 mile radius of Love Field including that portion within the limits of Blue Civil Airway No. 5 extending southward to the Duncanville Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

9. By striking § 601.200310 (*Jacksonville, Florida, Airport Approach Zone*), and substituting in lieu thereof the following:

§ 601.200310 (*Jacksonville, Florida, Airport Approach Zone*). Within a 10 mile radius of Jacksonville Airport No. 1 including that portion within four miles north of and five miles south of the center line of the on course signal of the east course of the Jacksonville radio range extending eastward to the Fort George Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

10. By striking § 601.200308 (*Fort Worth, Texas, Airport Approach Zone*), and substituting in lieu thereof the following:

§ 601.200308 (*Fort Worth, Texas, Airport Approach Zone*). Within a 10 mile radius of Meacham Field including that portion within the limits of Amber Civil Airway No. 4 extending northward to the Haslett Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

11. By adding a new § 601.200338 to read as follows:

§ 601.200338 (*Brownsville, Texas, Airport Approach Zone*). Within a 10 mile radius of Brownsville Airport including that portion within five miles on either side of the center line of the on course signal of the north course of the Brownsville radio range extending northward to the Los Fresnos Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6325; Filed, Apr. 15, 1946; 2:50 p. m.]

[Amdt. 138]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT TRAFFIC ZONES

APRIL 9, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By deleting from § 601.3000 the following:

Salinas, California..... Salinas A. A. B.

2. By adding a new § 601.3001, to read as follows:

§ 601.3001 *Within the specified radius of the following airports:*

§ 601.3001001 (*New York (Idlewild), New York, Airport Traffic Zone*). Within a four-mile radius of Idlewild Airport.

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6326; Filed, Apr. 15, 1946; 2:50 p. m.]

[Amdt. 139]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS

APRIL 9, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By adding a new § 601.104 *Airway Traffic Control Area Extensions*, to read as follows:

§ 601.104 *Airway traffic control area extensions.* (To provide for the extension of airway traffic control areas to include the following described portions of airspace lying outside the civil airways.)

§ 601.10400 *Airway traffic control area extension (Abilene, Texas).* From the Abilene, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the north course of the Abilene radio range, to a point 20 miles north of the radio range station.

§ 601.10401 *Airway traffic control area extension (Austin, Texas).* From the Austin, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the northwest course of the Austin radio range, to a point 20 miles northwest of the radio range station.

§ 601.10402 *Airway traffic control area extension (Beaumont, Texas).* From the Beaumont, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the north course of the Beaumont radio range, to a point 20 miles north of the radio range station.

§ 601.10403 *Airway traffic control area extension (Brownsville, Texas).* From the Brownsville, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the north course of the Brownsville radio range, to a point 30 miles north of the radio range station.

§ 601.10404 *Airway traffic control area extension (Jacksonville, Florida).* From the Jacksonville, Florida radio range station, extending within four miles north of and five miles south of the center line of the on course signal of the east course of the Jacksonville radio pre-service earned income is applicable range station.

§ 601.10405 *Airway traffic control area extension (Lake Charles, Louisiana).* From the Lake Charles, Louisiana radio range station, extending within five miles on either side of the center line of the on course signal of the south course of the Lake Charles radio range, to a point 20 miles south of the radio range station.

§ 601.10406 *Airway traffic control area extension (Laredo, Texas).* From the Laredo, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the northwest course of the Laredo radio range, to a point 20 miles northwest of the radio range station.

§ 601.10407 *Airway traffic control area extension (Savannah, Georgia).* From the Savannah, Georgia radio range station, extending within five miles on either side of the center line of the on course signal of the southwest course of the Savannah radio range, to a point 30 miles southwest of the radio range station.

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6327; Filed, April 15, 1946;
2:51 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue Subchapter A—Income and Excess Profits Taxes [T. D. 5508]

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941 VETERANS AND SERVICEMEN

In order to conform Regulations 111 (26 CFR, Cum. Supp., Part 29) and Regulations 103 (26 CFR, 1940 Supp., Part 19) to sections 141 and 142 of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.22 (b) (13)-1 the following:

SEC. 141. ADDITIONAL ALLOWANCE FOR MILITARY AND NAVAL PERSONNEL. (Revenue Act of 1945.)

(a) *In general.* Section 22 (b) (13) (relating to the exclusion from gross income for military and naval personnel) is amended to read as follows:

(13) *Additional allowance for military and naval personnel.* (A) In the case of compensation received during any taxable year and before the termination of the present war as proclaimed by the President, for active service as a commissioned officer (or a commissioned warrant officer) in the military or naval forces of the United States during such war, or, in the case of a citizen or resident of the United States, as a member of the military or naval forces of any of the other United Nations during such war, so much of such compensation as does not exceed \$1,500.

(B) Compensation received during any taxable year and before the termination of the present war as proclaimed by the President, for active service as a member below the grade of commissioned officer (or commissioned warrant officer) in the military or naval forces of the United States during such war.

(b) *Taxable years to which applicable.* Subparagraph (A) of section 22 (b) (13), as amended by subsection (a) of this section, shall be applicable with respect to taxable years beginning after December 31, 1942; subparagraph (B) thereof shall be applicable with respect to taxable years beginning after December 31, 1940.

(c) *Credits or refunds for 1941 and 1942.* If at any time prior to January 1, 1947, the allowance of a credit or refund of an overpayment of the tax for any taxable year beginning after December 31, 1940, and before January 1, 1943, is otherwise prevented by the operation of any law or rule of law (other than section 3761, relating to compromises), a credit or refund of the overpayment of such tax to the extent that the overpayment is attributable to the enactment of this section may, nevertheless, be allowed or made if a claim therefor is filed before January 1, 1947.

PAR. 2. Section 29.22 (b) (13)-1, as amended by Treasury Decision 5305, approved November 12, 1943, is further amended to read as follows:

§ 29.22 (b) (13)-1. *Compensation of members of military and naval forces.* In addition to the exemptions and credits otherwise applicable, section 22 (b) (13) provides that there shall be excluded from gross income:

(a) In the case of compensation received for active service as a member below the grade of commissioned officer (or commissioned warrant officer) in the

military or naval forces of the United States, the entire amount of such compensation.

(b) In the case of compensation received in a taxable year beginning after December 31, 1942, for active service (1) as a commissioned officer (or commissioned warrant officer) in the military or naval forces of the United States, or (2) as a member of the military or naval forces of any of the other United Nations, if such member is a citizen or resident of the United States, so much of such compensation as does not exceed \$1,500.

The exclusions under section 22 (b) (13) and this section are applicable only to compensation received prior to the termination of the present war to be fixed by proclamation of the President. Such exclusions are applicable without regard to the marital status of the recipient of the compensation, and if a husband and wife both meet the requirements of the statute, then each is entitled to the benefit of an exclusion. For the purposes of this section the military and naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard Women's Reserve. Personnel serving with the Army Specialist Corps are not within the scope of the exemption. For the purposes of this section the term "member of the military or naval forces of any of the other United Nations" shall mean any individual whose duties in the service of any of the United Nations other than the United States correspond to those of any member of the military or naval forces of the United States as defined in this section.

A person is in active service if he is actually serving in such forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In the case of a husband and wife domiciled in a State recognized for Federal income tax purposes as a community property State, any exclusion from gross income under section 22 (b) (13) operates before apportionment of the gross income of the spouses in accordance with community property laws. For example, a man and his wife are domiciled in such a State and he is entitled to the benefit of the exclusion under section 22 (b) (13) as a commissioned officer of the armed forces. He receives during 1943 compensation for active service in such forces in the amount of \$2,000. Of such amount only \$500 is taken into account in determining the gross income of both husband and wife.

PAR. 3. There is inserted immediately preceding Subpart H the following:

SEC. 142. DEFERMENT OF CERTAIN TAXES OF VETERANS AND SERVICEMEN. (Revenue Act of 1945, approved November 8, 1945.)

(a) *In general.* Chapter 38 (miscellaneous provisions) is amended by inserting at the end thereof a new section reading as follows:

SEC. 3808. DEFERMENT OF TAX ATTRIBUTABLE TO SERVICE PAY FOR COMMISSIONED SERVICE AND OF TAX ATTRIBUTABLE TO PRE-SERVICE EARNED INCOME.

(a) *Definitions.* As used in this section: (1) *Tax attributable to service pay.* The term "tax attributable to service pay" means:

(A) In the case of a war year for which the taxpayer had no gross income other than compensation for active service as a member of the military or naval forces of the United States, the tax imposed under chapter 1 for such year; or

(B) In the case of a war year for which the taxpayer had gross income in addition to compensation for active service as a member of the military or naval forces of the United States, the excess of the tax imposed under chapter 1 for such year over the tax that would have been imposed if such compensation had been excluded from gross income;

except that in the case of a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard, such term shall not apply to any war year unless, at the time prescribed for the payment of the tax under chapter 1 for such year, a period of time was being disregarded under section 3804.

(2) *War year.*—The term "war year." (A) When used with respect to the tax attributable to service pay means any taxable year beginning after December 31, 1939, and before January 1, 1947;

(4) *First installment date.* The term "first installment date" means May 15, 1946, in the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945; and in other cases June 15, 1947, or the fifteenth day of the sixth month which begins after the date of the taxpayer's release from active duty in such forces, whichever is the earlier; except that, if the first installment date with respect to any war year would otherwise occur earlier than the fifteenth day of the third month following the close of such year, the first installment date with respect to such year shall be the fifteenth day of such third month.

(b) *Extension of time for payment.* Upon application with respect to any war year, made prior to the first installment date, and under regulations prescribed by the Commissioner with the approval of the Secretary: (1) the time for payment of an amount of the tax under chapter 1 for such year which is equal to the tax attributable to service pay for such year and which has not been paid before the filing of such application;

shall, in lieu of the time otherwise applicable, be as follows: one-twelfth thereof on the first installment date and an additional twelfth thereof every three months thereafter until such tax is paid.

(c) *Suspension of period of limitation.* The running of the period of limitation provided in section 276 (c) (relating to the collection of the tax after assessment) in respect of any tax the time for the payment of which is prescribed under subsection (b), shall be suspended for the period beginning with the date of the filing of the application under such subsection and ending six months after the date prescribed therein for the payment of the last installment of such tax.

(d) *Estimated tax.* If the taxpayer is eligible for the benefits of subsection (b) with respect to any war year:

(1) For the purposes of the application of section 58 with respect to such year, compensation for active service as a member of the military or naval forces of the United States may be disregarded in determining the gross income reasonably expected for such year, and in determining the estimated tax for such year; and

(2) For the purposes of section 294 (d) the tax for such year shall be determined as if such compensation were excluded from gross income.

This subsection shall not apply with respect to a taxpayer for any war year who at the time prescribed for making the declaration of estimated tax for such year is a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard.

(b) *Refund of interest paid.* Any interest paid prior to the date of the enactment of this Act with respect to tax attributable to service pay for any war year, or with respect to tax attributable to pre-service earned income for any war year, shall be credited or refunded if claim therefor is filed with the Commissioner prior to January 1, 1947.

§ 29.3808-1 *Deferment of certain taxes of members of the military or naval forces*—(a) *In general.* Section 3808 provides that, in the case of members of the military or naval forces of the United States, that portion of the tax under chapter 1 which is attributable to service pay for a war year, may, in lieu of the time otherwise prescribed by law, be paid in 12 equal quarter-annual installments beginning with the "first installment date". As to what constitutes the "first installment date" for the purposes of section 3808 see § 29.3808-2.

The term "war year" as defined in section 3808 (a) (2) means, in the case of tax attributable to service pay, any taxable year beginning after December 31, 1939, and before January 1, 1947.

For the purposes of section 3808 the military or naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard Women's Reserves. Such forces do not include the Army Specialist Corps.

Section 3808 is applicable only to the individual who performs service as a member of the military or naval forces of the United States. Hence, it has no application to the spouse of such individual, unless the spouse also performs such service.

Nothing contained in section 3808 of these regulations shall be construed to require payment of the tax for any taxable year before the postponed due date of the tax for such year under section 3804, if such section is applicable, nor before the last day of any period of extension allowed under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act of 1940.

(b) *Application for deferred payments.* In order to obtain the privilege of deferred payments under section 3808 with respect to tax for a taxable year, the taxpayer must make written appli-

cation, prior to the first installment date, to the collector of internal revenue for the district in which the return for such taxable year is filed. No particular form is required but the application should contain a complete statement of the facts necessary to determine the taxpayer's eligibility for the benefits of section 3808, the taxable years and the amounts of tax involved, and the due date of the first payment. The essential facts include:

(1) Rank and organization.

(2) Whether the taxpayer is an officer of the regular component of the Army, Navy, Marine Corps or Coast Guard.

(3) Date of induction or entrance into armed forces.

(4) Date of release from active duty, if so released.

(5) If the taxpayer performed service outside the continental United States or on sea duty, the date on which the taxpayer left the continental United States or commenced to serve on sea duty and the date on which he returned to the continental United States or ceased to serve on sea duty.

(6) If, under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, an extension of time for payment of the tax for a war year has been granted, the date upon which such period of extension expires.

(7) The amount of tax for which deferment is claimed for each taxable year involved.

(c) *Interest.* If deferred payments are authorized under the provisions of section 3808, $\frac{1}{2}$ of the tax in respect of which deferment is authorized is payable on the first installment date, $\frac{1}{2}$ thereof on the corresponding date of the third month following the first installment date, and $\frac{1}{2}$ on the corresponding date of each succeeding third month after the preceding installment date until the full amount of the tax is paid.

No interest shall be charged or paid if the tax is paid upon the prescribed dates. Interest at the rate of 6 percent per annum shall be charged on installments not paid at the time prescribed from the date the installment became due until the installment is paid. If the taxpayer fails to pay an installment of the tax on the prescribed date, such failure shall not accelerate the due date of the remaining installments.

Any interest paid prior to November 8, 1945, on that portion of the tax for any taxable year which could be deferred under the provisions of section 3808 shall be credited or refunded to the taxpayer, if claim therefor is filed prior to January 1, 1947, with the collector of internal revenue as the authorized representative of the Commissioner.

(d) *Suspension of period of limitation.* If deferred payments in respect of the tax for any taxable year are authorized in accordance with the provisions of section 3808, the running of the period of limitations under section 276 (c) on the collection of such tax is suspended for the period beginning with the date of filing of the application under section 3808 (b) and ending six months after the date prescribed for payment of the last installment of such tax.

§ 29.3808-2 *First installment date*—
(a) *General rule.* Under the definition contained in section 3808 (a) (4), if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, the "first installment date" with respect to tax for a war year is as follows:

(1) *Taxpayers released from active duty prior to December 1, 1945.* In the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945, the first installment date with respect to tax for a war year is May 15, 1946, or the 15th day of the third month following the close of such war year, whichever is the later.

(2) *Other taxpayers.* In the case of taxpayers released from active duty in the military or naval forces of the United States on or after December 1, 1945, and in the case of taxpayers who have not been released from such active duty, the first installment date with respect to tax for a war year is (i) June 15, 1947, or (ii) the 15th day of the sixth month which begins after the date of the taxpayer's release from active duty, whichever is the earlier, but in no case shall the first installment date be earlier than the 15th day of the third month following the close of such war year. In the case of taxpayers who make their returns on a calendar year basis the "first installment date", if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, is as follows:

CALENDAR YEARS 1940 TO 1945, INCLUSIVE

Released from active duty:	First installment date
Before Dec. 1, 1945.....	May 15, 1946.
On or after Dec. 1, 1945, but not later than Nov. 30, 1946.	15th day of sixth month which begins after date of release.
On or after Dec. 1, 1946..	June 15, 1947.

CALENDAR YEAR 1946

Released from active duty:	First installment date
Before October 1, 1946....	March 15, 1947.
During October 1946....	April 15, 1947.
During November 1946..	May 15, 1947.
On or after Dec. 1, 1946..	June 15, 1947.

(b) *Special provisions.* If, by reason of service on sea duty or outside the continental United States, the due date of the tax for a war year is postponed under the provisions of section 3804 and the regulations thereunder or, if collection of the tax for a war year is deferred under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, the "first installment date" may be later than the date determined under the general rule set forth in § 29.3808-2 (a). In such event the first installment date with respect to tax for such war year shall be whichever of the following is the latest:

(1) The date determined under § 29.3808-2 (a), or

(2) The postponed due date of the tax determined under section 3804 and the regulations thereunder, or

(3) The last day of the period of deferment allowed under section 513 of the Soldiers' and Sailors' Civil Relief Act.

§ 9.3808-3 *Tax attributable to service pay.* The term "tax attributable to service pay" is used in section 3808 to characterize that portion of the tax imposed under chapter 1 for a war year which results from the inclusion in gross income of the compensation for active service as a member of the military or naval forces of the United States. Under the definition contained in section 3808 (a) (1) the term "tax attributable to service pay" for a war year means:

(a) If the taxpayer had no gross income for such war year other than the compensation for active service in such forces, the tax imposed under chapter 1, or

(b) If the taxpayer had gross income for such war year in addition to the compensation for active service in such forces, the excess of the tax imposed under chapter 1 for such year over the tax that would be imposed were such compensation excluded from the gross income.

A member of the military or naval forces of the United States is in active service if he is actually serving in such forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In computing the amount of the "tax attributable to service pay" for a war year the tax imposed under chapter 1 shall be determined without regard to the credit under section 31 for taxes paid to a foreign country or a possession of the United States and without regard to the credits provided in sections 32 and 35 for taxes withheld at the source.

For the purposes of section 3808, the term "tax attributable to service pay" has no application to commissioned officers of the regular component of the Army, Navy, Marine Corps, or Coast Guard for any war year unless, by reason of service on sea duty or outside the continental United States, the due date of the tax for such year is postponed under the provisions of section 3804 and the regulations thereunder. For example, a commissioned officer of the regular component of the Army was assigned to duty in Great Britain in February 1942 and served continuously in the European theater thereafter until he returned to the United States in July 1945. Assuming that the officer makes his returns on the calendar year basis, the regular due dates of the taxes under chapter 1 for the war years 1942 to 1944, inclusive, fall prior to January 15, 1946, which is the 15th day of the sixth month after the date of his return to the United States. Accordingly, under the provisions of section 3804, the due dates of the taxes for the taxable years 1942 to 1944, inclusive, are postponed and the taxpayer is eligible for the benefits of section 3808 with respect to the taxes for such years. However, inasmuch as the regular due date of the tax for the taxable year 1945 is March 15, 1946, and such date is later than January 15, 1946, there is no postponement of the due date

of the tax for such taxable year under the provisions of section 3804 and payment of the tax for 1945 may not be deferred under the provisions of section 3808.

The computation of the "tax attributable to service pay" may be illustrated by the following example:

Example. Captain B, a reserve officer in the United States Navy, is a married man and has no dependents. During the calendar years 1942 and 1943 he received compensation for active service on sea duty. His base pay amounts to \$1,500 in 1942 and \$4,000 in 1943. In addition to his service pay, he received income in the form of dividends which amounts to \$6,000 in each of the calendar years 1942 and 1943. His allowable deductions for each year for income tax purposes amount to \$400 and he had no Victory tax deductions. His wife had no income or deductions for either year. His tax liability for the calendar year 1943 and the amount of such tax attributable to service pay is computed as follows:

1942	
Compensation for active service..	\$1,500
Dividends.....	6,000
Gross income.....	7,500
Less: Allowable deductions.....	400
Net income.....	7,100
Less: Personal exemption.....	1,200
Surtax net income.....	5,900
Less: Earned income credit (not less than \$300).....	300
Normal tax net income.....	5,600
Normal tax at 6 percent.....	336
Surtax on \$5,900.....	960
Total tax.....	1,296

1943	
INCOME TAX	
Compensation for active service..	\$4,000
Less: \$1,500 exclusion under section 22 (b) (13).....	1,500
Balance of service pay.....	2,500
Dividends.....	6,000
Gross income.....	8,500
Less: Allowable deductions.....	400
Net income.....	8,100
Less: Personal exemption.....	1,200
Surtax net income.....	6,900
Less: Earned income credit (not less than \$300).....	300
Normal tax net income.....	6,600
Normal tax at 6 percent.....	396
Surtax on \$6,900.....	1,196
Total tax under sections 11 and 12.....	1,592

VICTORY TAX	
Gross income.....	\$8,500
Deductions.....	None
Victory tax net income.....	8,500
Less: Victory tax exemption.....	624
Income subject to Victory tax....	7,876
Victory tax at 5 percent on \$7,876..	393.80
Less: Victory tax credit (40 percent of tax).....	157.52
Net Victory Tax.....	236.28

Tax for 1943 after giving effect to section 6 of the Current Tax Payment Act of 1943

Income tax under sections 11 and 12.....	\$1,592.00
Net Victory tax.....	236.28
Total tax.....	1,828.28
Increase in 1943 tax under section 6 (a) of Current Tax Payment Act of 1943:	
Total tax for 1942.....	\$1,296
Less amount forgiven (3/4 of \$1,296).....	972
Unforgiven portion added to 1943 tax.....	324.00

Tax liability for 1943..... 2,152.28

Computation of tax for 1943 after excluding compensation for active service in armed forces

1942	
Gross income.....	\$7,500
Less: Service pay included in gross income.....	1,500
Gross income (exclusive of service pay).....	6,000
Less: Allowable deductions.....	400
Net income.....	5,600
Less: Personal exemption.....	1,200
Surtax net income.....	4,400
Less: Earned income credit (not less than \$300).....	300
Normal tax net income.....	4,100
Normal tax at 6 percent.....	246
Surtax on \$4,400.....	660
Total tax.....	906

1943
INCOME TAX

Gross income.....	\$8,500
Less: Service pay included in gross income.....	2,500
Gross income (exclusive of service pay).....	6,000
Less: Allowable deductions.....	400
Net income.....	5,600
Less: Personal exemption.....	1,200
Surtax net income.....	4,400
Less: Earned income credit (not less than \$300).....	300
Normal tax net income.....	4,100
Normal tax at 6 percent.....	246
Surtax on \$4,400.....	660

Total tax under sections 11 and 12..... 906

VICTORY TAX

Gross income (exclusive of service pay).....	\$6,000
Less: Deductions.....	None
Victory tax net income.....	6,000
Less: Victory tax exemption.....	624
Income subject to Victory tax.....	5,376
Victory tax at 5 percent on \$5,376.....	268.80
Less: Victory tax credit (40 percent of \$268.80).....	107.52
Victory tax.....	161.28

Tax for 1943 after excluding service pay and giving effect to section 6 of the Current Tax Payment Act of 1943

Income tax under sections 11 and 12.....	\$906.00
Victory tax.....	161.28
Total tax.....	1,067.28
Increase in 1943 tax under section 6 (a) of the Current Tax Payment Act of 1943:	
Tax for 1942.....	\$906.00
Less: Amount forgiven (3/4 of \$906).....	679.50
Unforgiven portion added to 1943 tax.....	226.50

Tax for 1943 if compensation for active service excluded..... 1,293.78

Tax liability for 1943..... \$2,152.28
Tax liability for 1943 if compensation for active service excluded... 1,293.78

Tax attributable to service pay under section 3808..... 858.50

§ 29.3808-4 Estimated tax for war years. Section 3808 (d) contains special rules for the application of section 58, relating to declarations of estimated tax, and section 294 (d), relating to penalties in connection with estimated tax, in the case of certain members of the military or naval forces of the United States who are eligible for the benefit of deferred payments under section 3808. Under the rules prescribed, if all or part of the tax under chapter 1 for a war year could be deferred under the provisions of section 3808, the amount of the compensation for active service as a member of the military or naval forces of the United States shall not be taken into account:

(a) In determining the gross income reasonably expected for such year for the purpose of ascertaining whether a declaration of estimated tax is required under the provisions of section 58 (a);

(b) In determining the amount of the estimated tax for such year under the provisions of section 58 (b); and

(c) In determining the amount of the tax for such year for the purposes of section 294 (d), relating to penalties in connection with estimated tax.

If the taxpayer is eligible for the benefits of section 3808 the provisions of section 3808 (d) are applicable even though the taxpayer does not take advantage of the authorized deferment or does not make application therefor.

The provisions of section 3808 (d) and this section have no application to a member of the military or naval forces who at the time prescribed for making the declaration of estimated tax for a taxable year is a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard.

PAR. 4. There is inserted immediately preceding § 19.22 (b) (13)-1 the following:

SEC. 141. ADDITIONAL ALLOWANCE FOR MILITARY AND NAVAL PERSONNEL. (Revenue Act of 1945.)

(a) *In general.* Section 22 (b) (13) (relating to the exclusion from gross income for military and naval personnel) is amended to read as follows:

(13) *Additional allowance for military and naval personnel.*

(B) Compensation received during any taxable year and before the termination of the present war as proclaimed by the President, for active service as a member below the grade of commissioned officer (or commissioned warrant officer) in the military or naval forces of the United States during such war.

(b) *Taxable years to which applicable.*— * * * subparagraph (B) * * * shall be applicable with respect to taxable years beginning after December 31, 1940.

(c) *Credits or refunds for 1941 and 1942.* If at any time prior to January 1, 1947, the allowance of a credit or refund of an overpayment of the tax for any taxable year beginning after December 31, 1940, and before January 1, 1943, is otherwise prevented by the operation of any law or rule of law (other than section 3761, relating to compromises), a credit or refund of the overpayment of such tax to the extent that the overpayment is attributable to the enactment of this section may, nevertheless, be allowed or made if a claim therefor is filed before January 1, 1947.

PAR. 5. Section 19.22 (b) (13)-1, as amended by Treasury Decision 5297, approved September 20, 1943, is further amended to read as follows:

§ 19.22 (b) (13)-1 *Compensation of members of military and naval forces.* In addition to the exemptions and credits otherwise applicable, there shall be excluded from gross income the entire amount of the compensation received in a taxable year beginning after December 31, 1940, for active service as a member below the grade of commissioned officer (or commissioned warrant officer) of the military or naval forces of the United States.

The exclusion from gross income under section 22 (b) (13) and this section is applicable only to compensation received prior to termination of the present war to be fixed by proclamation of the President. Such exclusion is applicable without regard to the marital status of the recipient of the compensation, and if a husband and wife both meet the requirements of the statute, then each is entitled to the benefit of an exclusion.

For the purposes of this section the military and naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard Women's Reserve. Personnel serving with the Army Specialist Corps are not within the scope of the exemption.

A person is in active service if he is actually serving in the military or naval forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In the case of a husband and wife domiciled in a State recognized for Federal income tax purposes as a community property State, any exclusion from gross income under section 22 (b) (13) operates before apportionment of the gross income of the spouses in accordance with community property laws.

The amount of any overpayment attributable to the application of section 22 (b) (13) to a taxable year beginning in 1941 shall be refunded or credited if a claim therefor is filed before January 1, 1947. Such refund or credit shall be allowed notwithstanding the operation of any provision of law (other than section 3761, relating to compromises) or rule of law. Such provisions or rules of law include, for example, statutes of limitations and *res judicata*.

PAR. 6. There is inserted immediately after subsection (f) of section 3801 the following:

SEC. 142. DEFERMENT OF CERTAIN TAXES OF VETERANS AND SERVICEMEN. (Revenue Act of 1945).

(a) *In general.* Chapter 38 (miscellaneous provisions) is amended by inserting at the end thereof a new section reading as follows:

SEC. 3808. DEFERMENT OF TAX ATTRIBUTABLE TO SERVICE PAY FOR COMMISSIONED SERVICE AND OF TAX ATTRIBUTABLE TO PRE-SERVICE EARNED INCOME.

(a) *Definitions.* As used in this section:

(1) *Tax attributable to service pay.* The term "tax attributable to service pay" means:

(A) In the case of a war year for which the taxpayer had no gross income other than compensation for active service as a member of the military or naval forces of the United States, the tax imposed under chapter 1 for such year; or

(B) In the case of a war year for which the taxpayer had gross income in addition to compensation for active service as a member of the military or naval forces of the United States, the excess of the tax imposed under chapter 1 for such year over the tax that would have been imposed if such compensation had been excluded from gross income; except that in the case of a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard, such term shall not apply to any war year unless, at the time prescribed for the payment of the tax under chapter 1 for such year, a period of time was being disregarded under section 3804.

(2) *War year.* The term "war year":

(A) When used with respect to the tax attributable to service pay means any taxable year beginning after December 31, 1939, and before January 1, 1947; and

(B) When used with respect to the tax attributable to pre-service earned income means any taxable year beginning after December 31, 1939, but before January 1, 1942, and before the taxpayer entered upon active service as a member of the military or naval forces of the United States, but does not include any year unless part of the tax imposed by chapter 1 for such year became due and payable after the taxpayer entered upon such active service.

(3) *Tax attributable to pre-service earned income.* The term "tax attributable to pre-service earned income" means the excess of the tax imposed by chapter 1 for any war year over the tax that would have been imposed for such year if there had been excluded from the net income for such year the amount of the earned net income (as such term was defined in section 25 (a) (4) as in force with respect to such year, except that in computing such earned net income, compensation for active service in such forces shall be disregarded).

(4) *First installment date.* The term "first installment date" means May 15, 1946, in the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945; and in other cases June 15, 1947, or the fifteenth day of the sixth month which begins after the date of the taxpayer's release from active duty in such forces, whichever is the earlier; except that, if the first installment date with respect to any war year would otherwise occur earlier than the fifteenth day of the third month following the close of such year, the first installment date with respect to such year shall be the fifteenth day of such third month.

(b) *Extension of time for payment.* Upon application with respect to any war year, made prior to the first installment date, and under regulations prescribed by the Commissioner with the approval of the Secretary:

(1) The time for payment of an amount of the tax under chapter 1 for such year which is equal to the tax attributable to service pay for such year and which has not been paid before the filing of such application; and

(2) The time for the payment of an amount of the tax under chapter 1 for such year which is equal to the tax attributable to pre-service earned income for such year and which has not been paid before the filing of such application,

shall, in lieu of the time otherwise applicable, be as follows: one-twelfth thereof on the first installment date and an additional twelfth thereof every three months thereafter until such tax is paid.

(c) *Suspension of period of limitation.* The running of the period of limitation provided in section 276 (c) (relating to the collection of the tax after assessment) in respect of any tax the time for the payment of which is prescribed under subsection (b), shall be suspended for the period beginning with the date of the filing of the application under such subsection and ending six months after the date prescribed therein for the payment of the last installment of such tax.

(b) *Refund of interest paid.* Any interest paid prior to the date of the enactment of this Act with respect to tax attributable to service pay for any war year, or with respect to tax attributable to pre-service earned income for any war year, shall be credited or refunded if claim therefor is filed with the Commissioner prior to January 1, 1947.

§ 19.3808-1 *Deferment of certain taxes of members of the military or naval forces—*(a) *In general.* Section 3808 provides that, in the case of members of the military or naval forces of the United States, that portion of the tax under chapter 1 which is attributable to service pay for a war year or to pre-service earned income for a war year, may, in lieu of the time otherwise prescribed by law, be paid in 12 equal quarter-annual installments beginning with the "first installment date." As to what constitutes the "first installment date" for the purposes of section 3808 see § 19.3808-2.

The term "war year" as defined in section 3808 (a) (2) means, in the case of tax attributable to service pay, any taxable year beginning after December 31, 1939, and before January 1, 1947. In the case of the tax attributable to pre-service earned income, the term means any taxable year beginning after December 31, 1939, but before January 1, 1942, and before the taxpayer entered upon active service as a member of the armed forces

of the United States, but does not include any taxable year unless part of the tax imposed by chapter 1 for such taxable year became due and payable after the taxpayer entered upon such active service.

For the purposes of section 3808 the military or naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard's Women's Reserve. Such forces do not include the Army Specialist Corps.

Section 3808 is applicable only to the individual who performs service as a member of the military or naval forces of the United States. Hence, it has no application to the spouse of such individual, unless the spouse also performs such service.

Nothing contained in section 3808 or these regulations shall be construed to require payment of the tax for any taxable year before the postponed due date of the tax for such year under section 3804, if such section is applicable, nor before the last day of any period of extension allowed under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act of 1940.

(b) *Application for deferred payments.* In order to obtain the privilege of deferred payments under section 3808 with respect to tax for a taxable year, the taxpayer must make written application, prior to the first installment date, to the collector of internal revenue for the district in which the return for such taxable year is filed. No particular form is required but the application should contain a complete statement of the facts necessary to determine the taxpayer's eligibility for the benefits of section 3808, the taxable years and the amounts of tax involved, and the due date of the first payment. The essential facts include:

(1) Rank and organization.

(2) Whether the taxpayer is an officer of the regular component of the Army, Navy, Marine Corps or Coast Guard.

(3) Date of induction or entrance into armed forces.

(4) Date of release from active duty, if so released.

(5) If the taxpayer performed service outside the continental United States or on sea duty, the date on which the taxpayer left the continental United States or commenced to serve on sea duty and the date on which he returned to the continental United States or ceased to serve on sea duty.

(6) If, under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, an extension of time for payment of the tax for a war year has been granted, the date upon which such period of extension expires.

(7) The amount of tax for which deferment is claimed for each taxable year involved.

(c) *Interest.* If deferred payments are authorized under the provisions of section 3808, 1/12 of the tax in respect of

which deferment is authorized is payable on the first installment date, 1/12 thereof on the corresponding date of the third month following the first installment date, and 1/12 on the corresponding date of each succeeding third month after the preceding installment date until the full amount of the tax is paid.

No interest shall be charged or paid if the tax is paid upon the prescribed dates. Interest at the rate of 6 percent per annum shall be charged on installments not paid at the time prescribed from the date the installment became due until the installment is paid. If the taxpayer fails to pay an installment of the tax on the prescribed date, such failure shall not accelerate the due date of the remaining installments.

Any interest paid prior to November 8, 1945, on that portion of the tax for any taxable year which could be deferred under the provisions of section 3808 shall be credited or refunded to the taxpayer, if claim therefor is filed prior to January 1, 1947, with the collector of internal revenue as the authorized representative of the Commissioner.

(d) *Suspension of period of limitation.* If deferred payments in respect of the tax for any taxable year are authorized in accordance with the provisions of section 3808, the running of the period of limitations under section 276 (c) on the collection of such tax is suspended for the period beginning with the date of filing of the application under section 3808 (b) and ending six months after the date prescribed for payment of the last installment of such tax.

§ 19.3808-2 *First installment date*—
(a) *General rule.* Under the definition contained in section 3808 (a) (4), if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, the "first installment date" with respect to tax for a war year is as follows:

(1) *Taxpayers released from active duty prior to December 1, 1945.* In the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945, the first installment date with respect to tax for a war year is May 15, 1946, or the 15th day of the third month following the close of such war year, whichever is the later.

(2) *Other taxpayers.* In the case of taxpayers released from active duty in the military or naval forces of the United States on or after December 1, 1945, and in the case of taxpayers who have not been released from such active duty, the first installment date with respect to tax for a war year is (i) June 15, 1947, or (ii) the 15th day of the sixth month which begins after the date of the taxpayer's release from active duty, whichever is the earlier, but in no case shall the first installment date be earlier than the 15th day of the third month following the close of such war year.

In the case of taxpayers who make their returns on a calendar year basis the "first installment date", if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, is as follows:

CALENDAR YEARS 1940 AND 1941

Released from active duty:

	<i>First installment date</i>
Before Dec. 1, 1945.....	May 15, 1946.
On or after Dec. 1, 1945, but not later than Nov. 30, 1946.....	15th day of 6th month which begins after date of release.
On or after Dec. 1, 1946.....	June 15, 1947.

(b) *Special provisions.* If, by reason of service on sea duty or outside the continental United States, the due date of the tax for a war year is postponed under the provisions of section 3804 and the regulations thereunder or, if collection of the tax for a war year is deferred under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, the "first installment date" may be later than the date determined under the general rule set forth in § 19.3808-2 (a). In such event the first installment date with respect to tax for such war year shall be whichever of the following is the latest:

(1) The date determined under § 19.3808-2 (a), or

(2) The postponed due date of the tax determined under section 3804 and the regulations thereunder, or

(3) The last day of the period of deferment allowed under section 513 of the Soldiers' and Sailors' Civil Relief Act.

§ 19.3808-3 *Tax attributable to service pay.* The term "tax attributable to service pay" is used in section 3808 to characterize that portion of the tax imposed under chapter 1 for a war year which results from the inclusion in gross income of the compensation for active service as a member of the military or naval forces of the United States. Under the definition contained in section 3808 (a) (1) the term "tax attributable to service pay" for a war year means:

(a) If the taxpayer had no gross income for such war year other than the compensation for active service in such forces, the tax imposed under chapter 1, or

(b) If the taxpayer had gross income for such war year in addition to the compensation for active service in such forces, the excess of the tax imposed under chapter 1 for such year over the tax that would be imposed were such compensation excluded from the gross income.

A member of the military or naval forces of the United States is in active service if he is actually serving in such forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In computing the amount of the "tax attributable to service pay" for a war year the tax imposed under chapter 1 shall be determined without regard to the credit under section 31 for taxes paid to a foreign country or a possession of the United States and without regard to the credits provided in section 32 for taxes withheld at the source.

For the purposes of section 3808, the term "tax attributable to service pay" has no application to commissioned officers of the regular component of the Army, Navy, Marine Corps, or Coast Guard for any war year unless, by rea-

son of service on sea duty or outside the continental United States, the due date of the tax for such year is postponed under the provisions of section 3804 and the regulations thereunder. For example, a commissioned officer of the regular component of the Army was assigned to duty in Great Britain in February 1942 and served continuously in the European theater thereafter until he returned to the United States in July 1945. The regular due date of the tax under chapter 1 for the war year 1941 falls prior to January 15, 1946, which is the 15th day of the sixth month after the date of his return to the United States. Accordingly, under the provisions of section 3804, the due date of the tax for the taxable year 1941 is postponed and the taxpayer is eligible for the benefits of section 3808 with respect to the tax for such year.

The computation of the "tax attributable to service pay" may be illustrated by the following example:

Example. B, a reserve officer in the United States Army, is married and has no dependents. He makes his returns on the calendar year basis. He entered upon active duty with the armed forces in 1941 and during such year received compensation for active service in the amount of \$2,000. In addition to his service pay he received taxable dividends in the amount of \$6,000. His allowable deductions for 1941 amount to \$700. His wife had no income or deductions. His tax liability for the calendar year 1941 and the amount of such tax attributable to service pay is computed as follows:

Gross income.....	\$8,000
Less: Allowable deductions.....	700
Net income.....	7,300
Less: Personal exemption.....	1,500
Surtax net income.....	5,800
Less: Earned income credit (minimum).....	300
Income subject to normal tax.....	5,500
Normal tax at 4 percent.....	220
Surtax on \$5,800.....	534
Tax liability for 1941.....	754

Computation of tax for 1941 after excluding compensation for active service in armed forces

Gross income.....	\$8,000
Less: Service pay.....	2,000
Gross income (exclusive of service pay).....	6,000
Less: Allowable deductions.....	700
Net income.....	5,300
Less: Personal exemption.....	1,500
Surtax net income.....	3,800
Less: Earned income credit (minimum).....	300
Income subject to normal tax.....	3,500
Normal tax at 4 percent.....	140
Surtax on \$3,800.....	282
Total tax.....	422

Tax liability for 1941.....	\$754
Tax liability for 1941 if compensation for active service excluded.....	422
Tax attributable to service pay.....	332

§ 19.3808-4 Tax attributable to pre-service earned income. The deferment provided in section 3808 for members of the military or naval forces of the United States with respect to tax attributable to pre-service earned income is applicable only to a war year as defined in section 3808 (a) (2) (B). See § 19.3808-1.

The term "tax attributable to pre-service earned income" means the excess of the tax imposed under chapter 1 for the taxable year over the tax that would be imposed if there were excluded from the net income for such year the amount of the earned net income. For the purpose of such computation the earned net income shall be determined in accordance with the provisions of section 25 (a) (4) under the law applicable to the taxable year, except that in computing the earned net income under such section compensation for active service in the armed forces shall not be taken into account. As to what constitutes earned net income, see § 19.25-2.

In computing the amount of the tax attributable to pre-service earned income for a war year, the tax imposed under chapter 1 shall be determined without regard to the credit under section 31 for taxes paid to a foreign country or a possession of the United States and without regard to the credit under section 32 for tax withheld at the source.

The application of this section may be illustrated by the following example:

Example. A, a married man with two dependent children, was employed as a sales representative in 1941. He received a salary of \$100 a week plus commissions on sales and paid his own traveling expenses. On July 1, 1941, he received a commission as colonel in the Army of the United States and in February 1942 he was transferred to Great Britain. A was returned to the United States in August 1945 and was released from active service in September 1945.

During the calendar year 1941 A was paid a total of \$18,000, salary and commissions, for his services as a salesman. During the same period he incurred expenses of \$3,700 for traveling, meals and lodging in connection with his employment. His base pay as a colonel in the Army for the latter half of 1941 amounted to \$2,000. During the calendar year 1941 he also received dividends of \$6,000, income from rents, \$2,200, and taxable interest in the amount of \$800. He paid \$3,800, State and local taxes, \$2,300, interest on a mortgage, and made contributions to various charitable organizations in the aggregate amount of \$1,650. His income tax liability for the calendar year 1941 is computed as follows:

Gross income:	
Salary and commissions (salesman).....	\$18,000
Compensation for service in armed forces.....	2,000
Dividends.....	6,000
Income from rents.....	2,200
Interest income.....	800
Total.....	29,000
Deductions:	
Taxes (State and local).....	3,800
Traveling expenses.....	3,700
Interest paid.....	2,300

Deductions—Continued.	
Contributions.....	\$1,650
Total.....	11,450
Net income.....	17,550
Less: Personal exemption.....	\$1,500
Credit for dependents.....	800
Surtax net income.....	15,250
Less: Earned income credit (maximum).....	1,400
Normal tax net income.....	13,850
Normal tax (4 percent of \$13,850).....	554
Surtax.....	2,800
Total tax.....	3,354

On February 1, 1946, A filed his income tax return for the calendar year 1941 and at the same time made application for deferred payments under section 3808 on that part of his tax attributable to service pay and to pre-service earned income. Under the facts stated the calendar year 1941 is a "war year" with respect to the tax attributable to service pay since it began after December 31, 1939, and before January 1, 1947. It is also a "war year" with respect to pre-service earned income since it began after December 31, 1939, and before January 1, 1942, and the entire amount of the tax for such year became due and payable after A entered active service as a member of the armed forces. Since A was discharged prior to December 1, 1945, the "first installment date" is May 15, 1946, unless he is entitled to the benefits of section 3804 and such date is earlier than the postponed due date under the latter section. Since A was outside the continental United States on March 15, 1942, the due date of the tax for 1941, and continuously thereafter until August 1945, the postponed due date under section 3804 is the 15th day of the sixth month following his return to the United States, or February 15, 1946. Hence, the "first installment date" is May 15, 1946, and the application for deferment under section 3808 is timely.

The amount of the tax for 1941 which is attributable to service pay for such year is computed as follows:

Gross income for 1941.....	\$29,000.00
Less: Service pay to be excluded.....	2,000.00
Net income.....	27,000.00
Less: Deductions.....	11,450.00
Net income.....	15,550.00
Less: Personal exemption.....	1,500.00
Credit for dependents.....	800.00
Surtax net income.....	13,250.00
Less: Earned income credit (maximum).....	1,400.00
Normal tax net income.....	11,850.00
Normal tax (4 percent of \$11,850).....	474.00
Surtax.....	2,182.50
Total tax.....	2,656.50
Total tax liability for 1941.....	3,354.00
Tax after service compensation excluded.....	2,656.50
Tax attributable to service compensation.....	697.50

The amount of the tax for 1941 which is attributable to pre-service earned income is computed as follows:

Net income for 1941.....	\$17,550.00
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Pre-service earned income:	
Earned income (disregarding service pay).....	\$18,000.00
Deductions attributable to earned income.....	3,700.00
Earned net income (before limitation).....	14,300.00
Earned net income (after limitation).....	14,000.00
Net income after exclusion.....	3,550.00
Less: Personal exemption.....	1,500.00
Credit for dependents.....	800.00
Surtax net income.....	1,250.00
Less: Earned income credit (10 percent of earned net income or 10 percent of net income, whichever is smaller, but not less than \$300).....	300.00
Normal tax net income.....	950.00
Normal tax at 4 percent.....	38.00
Surtax.....	75.00
Total.....	113.00
Total tax liability.....	3,354.00
Tax if pre-service earned income excluded.....	113.00
Tax attributable to pre-service earned income.....	3,241.00
<i>Tax subject to deferment</i>	
Tax attributable to service compensation.....	697.00
Tax attributable to pre-service earned income.....	3,241.00
Total.....	3,938.50

Since the total tax liability for 1941, \$3,354.00, is less than \$3,938.50, the deferment applies to the total tax and the first installment of \$279.50 (1/2 of \$3,354) is due and payable on May 15, 1946.

(Sec. 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C. 62) and sections 141 and 142 of the Revenue Act of 1945 (Pub. Law 214, 79th Cong.))

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

Approved: April 15, 1946.

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

[F. R. Doc. 46-6331; Filed, Apr. 15, 1946; 4:31 p. m.]

TITLE 32—NATIONAL DEFENSE
Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS
[2d Rev. MPR 319, Amdt. 4]

CERTAIN BAKERY PRODUCTS

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

Second Revised Maximum Price Regulation 319 is amended in the following respects:

1. The last paragraph of section 10 (a) (5) is amended to read as follows:

The regional administrator for such region or any district director authorized by the appropriate regional administrator shall approve or disapprove such maximum price and, in the event of a disapproval, he shall proceed to determine a reasonable maximum price for such product. Whenever authority pursuant to the provisions of this subparagraph has not been delegated to a District Director, he shall receive the applications provided for herein and shall transmit them to the appropriate regional office for processing.

2. Section 10 (b) (2) is amended to read as follows:

(2) If you sold to any other class of purchaser during the base period or if you sold to ultimate consumers in addition to retailers, wholesalers or route sellers, you must report your maximum prices for sales to each class of purchaser on such form, in duplicate, to the Office of Price Administration at Washington, D. C.

3. The last paragraph of section 13 is amended to read as follows:

Any action that may be taken by the Office of Price Administration under this section may be taken by the Administrator, the regional administrator for the region in which the producing plant is located or by a District Director authorized by the appropriate regional administrator.

4. The last paragraph of section 14 (c) is amended to read as follows:

The regional administrator for such region or any district director authorized by the appropriate regional administrator shall approve or disapprove such maximum price and, in the event of a disapproval, he shall proceed to determine a reasonable maximum price for such product. Whenever authority pursuant to the provisions of this subparagraph has not been delegated to a District Director, he shall receive the applications provided for herein and shall transmit them to the appropriate regional office for processing.

This amendment shall become effective April 15, 1946.

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

Issued this 15th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6332; Filed, Apr. 15, 1946;
4:39 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS
[MPR 336,¹ Amdt. 34]

RETAIL CEILING PRICES FOR PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

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.

Maximum Price Regulation No. 336 is amended in the following respects:

1. Subparagraph (6) of section 5 (b) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946."

2. Subparagraph (3) of section 5 (d) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946."

This amendment shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6333; Filed, Apr. 15, 1946;
4:39 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 355,¹ Amdt. 37]

RETAIL CEILING PRICES FOR BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BYPRODUCTS

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.

Maximum Price Regulation No. 355 is amended in the following respects:

1. Subparagraph (6) of section 5 (b) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946."

2. Subparagraph (3) of section 5 (d) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946."

This amendment shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6334; Filed, Apr. 15, 1946;
4:40 p. m.]

PART 1340—FUEL

[MPR 120, Amdt. 157]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

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

Maximum Price Regulation No. 120 is amended in the following respects:

Section 1340.210 (a) (19) is added to read as follows:

(19) (i) A producer operating an underground mine, loading coal inside the mine by both hand and machine methods but loading less than 25% of its produc-

tion by mechanical means, may file an application containing the information hereinafter set forth with the Solid Fuels Price Branch of the Office of Price Administration, Washington, D. C., requesting authorization to charge as his maximum price for all coals produced at such mine the maximum prices applicable to hand-loading mines in the producing district in which his mine is located.

(ii) Within fifteen days after filing the application or supplying such additional data as OPA may request, the producer may charge the maximum prices applicable to hand-loaded mines, unless he is advised by the Administrator, by order, that his application has been denied. If in any one month mechanical production exceeds 25% of total production for the month, the maximum price for the next preceding month shall revert to that applicable to machine-loaded mines. The OPA may at any time revoke the authority herein granted.

(iii) Each producer, who has received authorization to charge the maximum prices applicable to hand-loaded mines pursuant to this paragraph, must report to the Solid Fuels Price Branch of the OPA, Washington, D. C., within ten days after the last day of each month, the percentage of hand and machine-loaded coals produced during the preceding month and the number and types of machines employed in loading coal inside the mine.

(iv) Each application filed pursuant to this paragraph must be filed by registered mail and must contain:

(a) Producer's name and address, mine name and mine index number, and the producing district in which the mine is located.

(b) A full description of the loading facilities inside the mine, including the number and types of loading machines employed or to be employed.

(c) The tonnages of coal mined during each of the preceding three months by method of mining, i. e., hand and machine. If loading machines are being employed for the first time, an estimate of the percentage of monthly production to be loaded by mechanical means.

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6369; Filed, Apr. 16, 1946;
11:29 a. m.]

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

[RMPR 129, Amdt. 5]

CERTAIN CONVERTED PAPER PRODUCTS AND CERTAIN INDUSTRIAL PAPERS

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

Revised Maximum Price Regulation 129 is amended in the following respect:

Footnote 6 to item 6 in the list of products enumerated in Appendix A is amended to read as follows:

*On sales of gummed cloth tape, each manufacturer may add to his maximum price existing on April 21, 1946 an amount not to exceed 35¢ per M yards of tape one inch in width.

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6368; Filed, Apr. 16, 1946;
11:29 a. m.]

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

[RMPR 361, Amdt. 3]

PULPWOOD PRODUCED IN THE STATES OF MAINE, VERMONT, NEW HAMPSHIRE, NEW YORK AND THAT PORTION OF CONNECTICUT AND MASSACHUSETTS WEST OF THE CONNECTICUT RIVER

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

Revised Maximum Price Regulation 361 is amended in the following respects:

1. In section 8 (a), subparagraph (18) is added to read as follows:

(18) "Logging services" includes all services in connection with the transportation and/or production of pulpwood up to the point where the pulpwood is sold to a consumer, as specified in Appendix A (a), subparagraph (4) below. It includes all operations in connection therewith, such as hauling, road and camp construction, felling, bucking, cutting, skidding, yarding, peeling, loading and reloading, trucking, etc. It also covers the transportation of gravel, building materials, machinery and the like when performed solely in connection with a logging operation. It does not include services rendered in connection with pulpwood after the pulpwood is sold to the consumer, as specified in Appendix A (a), subparagraph (4) below; the provisions of Maximum Price Regulation 565 apply to these latter services.

2. In Appendix A (a), subparagraph (4) is added to read as follows:

(4) Notwithstanding the provisions of Revised Maximum Price Regulation 165 or Maximum Price Regulation 565, any person may sell and any person may buy one or more logging services in connection with pulpwood to be sold under the regulation at prices acceptable to both parties: *Provided however*, That at the point where the pulpwood is sold to the consumer, the total of all the prices paid for the individual partial operations which comprise the complete operation plus the stumpage may not exceed the appropriate maximum price established under this regulation.

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6365; Filed, Apr. 16, 1946;
11:27 a. m.]

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

[MPR 565, Amdt. 11]

PULPWOOD CONTRACT LOGGING SERVICES IN DESIGNATED STATES

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

Maximum Price Regulation 565 is amended in the following respects:

1. In section 1, paragraphs (c) and (d) are added to read as follows:

(c) (1) Notwithstanding the previous provisions of this regulation, a person may charge and a consumer may pay, a sum not to exceed the charge made by such person during the period May 1, 1944 to April 30, 1945, inclusive, for the same or similar service of driving, rafting and/or booming.

(2) In the event that a seller did not provide such service during the period specified above, such seller may charge and a consumer may pay for such service no more than the charge which the seller's closest competitor made for rendering the same or similar service during the period mentioned hereinbefore.

(3) In the event that a seller is unable to determine a maximum price for such services under subparagraphs (1) and (2) above, such seller shall submit an application for approval of a maximum price to the Paper & Paper Products Branch of the OPA, Washington, D. C. Such application shall set forth: (i) length of drive or tow; (ii) condition of stream bed and improvements; and (iii) volume of pulpwood to be moved.

Unless the Office of Price Administration or a duly authorized representative thereof shall, by letter order mailed to the applicant within 15 days from the filing of an application, approve, reject, adjust, amend, or extend the time within which to do any of the foregoing, such application shall be deemed to have been approved, subject to nonretroactive written rejection or adjustment at any later time by the Office of Price Administration.

For the purposes of this paragraph (c) "similar service" means the service rendered during the period May 1, 1944, to April 30, 1945, inclusive, which most closely resembles the prospective service to be performed from all of the following aspects: length of drive or tow, condition of stream bed and improvements, and the volume of pulpwood moved.

(d) Any person may sell and any person may buy one or more partial logging

services at prices acceptable to both parties: *Provided however*, That at the point where the pulpwood is delivered to the consumer, the total of all the prices paid for the individual partial operations which comprise the complete logging service may not exceed the appropriate maximum price or prices established under this regulation.

2. In section 9, paragraph (c) is amended to read as follows:

(c) Form of application, place and time of filing. All applications for adjustment filed under paragraph (a) (1) and (2) of this section must be filed in duplicate with the Paper and Paper Products Branch of the Office of Price Administration by the consumer and the contractor, jointly, except for the services of driving, booming, rafting and trucking which shall be filed in the above manner by the consumer only. At least 15 days prior to the commencement of any operation, all applications must be filed in the above manner on either OPA Form 08-R957 (complete logging service) or OPA Form 08-R956 (incomplete logging service) to show an estimated cost analysis, and shall be accompanied by copies of proposed contracts between the contractor and consumer except for the services of driving, booming, rafting and trucking. Prior to final settlement of any contract involving an adjustment under this section OPA Form 08-R957 (complete logging service) or OPA Form 08-R956 (incomplete logging service) to show an actual cost analysis, must be filed in the above manner, except for the services of driving, booming, rafting and trucking, in which cases the consumer shall file a statement that the contract has been completed and setting forth the actual price to be paid.

3. In section 10, (a), subparagraph (2) is amended to read as follows:

(2) "Contract Logging Services" covers only services rendered by independent contractors to consumers who own or control the stumpage involved. It does not include transactions where commodities, as distinguished from services, are sold; in that case, Revised Maximum Price Regulation 361 governs the transaction. The term "logging services" includes all services in connection with the transportation and/or production of pulpwood, including all operations in connection therewith, such as hauling, road and camp construction, felling, bucking, cutting, skidding, yarding, peeling, loading and reloading, driving, booming, rafting, trucking, etc. It covers the transportation of gravel, building materials, machinery and the like when performed solely in connection with a logging operation. It also includes driving, booming, rafting and trucking of pulpwood, after title to such pulpwood has been acquired by a consumer under Revised Maximum Price Regulation 361.

Notwithstanding the foregoing, "logging services" does not include the aforementioned services when such services are performed in connection with pulpwood which is later sold under Revised Maximum Price Regulation 361; in that case, the provisions of section 8 (a) (18),

and Appendix A (a) (4) of Revised Maximum Price Regulation 361 apply.

This amendment shall become effective April 22, 1946.

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

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6366; Filed, Apr. 16, 1946;
11:27 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[FPR 1, Amdt. 3 to Supp. 15]

CERTAIN FRUIT PRESERVES, JAMS AND JELLIES
AND APPLE BUTTER

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

Supplement 15 to Food Products Regulation No. 1 is amended in the following respects:

1. The table of contents preceding section 1 of the supplement is amended by adding under Article II a new section immediately following section 6 to read as follows:

6a. Recalculation of processors' maximum prices due to increased sugar costs.

2. A new section is added immediately following section 6 to read as follows:

SEC. 6a. *Recalculation of processors' maximum prices due to increased sugar costs*—(a) *Rule for refiguring maximum prices to reflect increased cost of sugar.* Any processor who prior to February 10, 1946, figured his maximum price for an item under section 4, 5 or 6 of this supplement (or who figured it under section 8 (a) on the basis of a price figured under section 4 or 5) and who on or after that date incurred an increase in the cost of sugar used in the item, shall refigure his maximum price under this section at such time as he has on hand no inventory of any portion of the item processed with sugar purchased or contracted for at or below maximum prices in effect under MPR 60¹ prior to February 10, 1946. However, any processor who between February 10, 1946 and April 16, 1946 figured a maximum price for an item under section 6 based on a direct cost of sugar at maximum prices in effect under MPR 60 on and after February 10, 1946, shall not refigure his maximum price under this section. In addition any processor who figures his maximum price for an item for the first time under section 6 on or after April 16, 1946 based on a direct cost of sugar at maximum prices in effect under MPR 60 on and after February 10, 1946 shall not figure a maximum price under this section.

For sales of the item to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen containers

or other unit, f. o. b. shipping point, as follows. He shall:

(1) *Start with maximum price for sales of the item to purchasers other than government procurement agencies.* The processor shall use as his starting point his maximum price for sales of the item to purchasers other than government procurement agencies as figured under sections 4, 5 or 6 of this supplement (or as figured under section 8 (a) on the basis of a price figured under section 4 or 5).

(2) *Add the increased cost of sugar converted to units of the finished product.* Next, the processor shall add the increased cost of sugar incurred by him on or after February 10, 1946, converted to cents per unit of the finished product for the sugar actually used by him in that portion of the item which is processed from sugar purchased on or after that date but not to exceed one-half cent per pound increase for the sugar so purchased and used.

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales of the item to purchasers other than government procurement agencies.

(b) *Reports to be filed under this section:* Before making any sales or deliveries to any purchaser of an item for which he refigures his maximum price under this section, the processor shall file with the Office of Price Administration, Washington, D. C., a report in duplicate and signed by him showing:

(1) A description in detail of the item being priced, including its grade and brand name (if any).

(2) His maximum price for the item as required to be figured under this supplement prior to April 16, 1946 (This will be the maximum price as required to be reported under section 9 or section 6 (e) of this supplement). Processors who have not filed the reports required under section 9 or 6 (e) shall in addition to the information required by this section, file the reports required by those sections.

(3) The actual increased cost per dozen containers or other unit resulting from his increased sugar cost.

(4) His maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies, after figuring his increased cost of sugar under the provisions of this section.

(5) An inventory showing that he does not have on hand any portion of the item, for which he is refiguring his price under this section, which was processed with sugar purchased or contracted for at maximum prices in effect under MPR 60 prior to February 10, 1946.

3. Section 10 is amended in the following respects:

a. The text of paragraph (a) (1) preceding subdivision (i) is amended to read as follows: "Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1,¹ the Price Administrator may adjust a processor's maximum price for any item figured under section 4, 5, 6 or 6a of this supplement (or figured under section 8

(a) on the basis of a price figured under section 4 or 5) for sales to purchasers other than government procurement agencies, where it appears that:

b. The text of paragraph (b) (1) preceding subdivision (i) is amended to read as follows: "Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1, the Price Administrator may adjust a processor's maximum price for sales to government procurement agencies of any item figured under section 4, 5, 6 or 6 (a) (or figured under section 8 (a) on the basis of a price figured under section 4 or 5) after application of the provisions of section 8 (h), when the processor has entered into or proposed to enter a government contract or subcontract thereunder, where it appears that:

This amendment shall become effective April 16, 1946.

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

Issued this 16th day of April 1946:

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 9, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6362; Filed, Apr. 16, 1946;
11:26 a. m.]

PART 1364—FRESH, CURED AND CANNED
MEAT AND FISH PRODUCTS

[RMFR 156, Amdt. 13]

CANNED MEATS

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

Revised Maximum Price Regulation No. 156 is amended in the following respects:

1. Paragraph (c) of section 14 is amended by changing the words preceding subparagraph (1) thereof, to read as follows:

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

2. Subdivisions (iii) and (iv) of section 14 (c) (1) are added to read as follows:

¹ 10 F.R. 14437; 11 F.R. 402.

² 10 F.R. 14816; 11 F.R. 1434.

³ 9 F.R. 10476, 13715; 10 F.R. 11295.

(iii) Beef and Gravy, C. C. C. specifications, produced from C. Q. D.-305-A boneless cutter and canner beef:

Type of shipping container	Price per hundred-weight in—		
	16-ounce tins	30-ounce tins	34-ounce tins
Nailed solid wood boxes.....	\$27.70	\$26.95	\$26.60
V-1, V-2 fiber boxes (with sleeves).....	27.60	26.85	26.50
V-1, V-2 fiber boxes, sleeveless.....	27.35	26.60	26.35
V-3 solid fiber, corrugated fiber, or regular slotted, 4 straps each.....	27.20	26.45	26.20

(iv) Beef and Gravy, C. C. C. specifications, produced from CQD-305-A boneless utility beef:

Type of shipping container	Price per hundred-weight in—		
	16-ounce tins	30-ounce tins	34-ounce tins
Nailed solid wood boxes.....	\$30.95	\$30.20	\$29.95
V-1, V-2 fiber boxes (with sleeves).....	30.85	30.10	29.85
V-1, V-2 fiber boxes, sleeveless.....	30.60	29.85	29.60
V-3 solid fiber, corrugated fiber, or regular slotted, 4 straps each.....	30.45	29.70	29.45

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved April 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6367; Filed, Apr. 16, 1946; 11:29 a. m.]

PART 1381—SOFTWOOD LUMBER

[2d Rev. MPR 222, Amdt. 6]

NORTHERN SOFTWOOD LUMBER

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

Table 21 of 2d RMPR 222 is amended to read as follows:

TABLE 21—WHITE CEDAR SHINGLES (PRICES PER SQUARE)	
Extra "A".....	\$5.80
Standard.....	4.95
Sound butt.....	3.90
Culls.....	1.30

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6364; Filed, Apr. 16, 1946; 11:26 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J, Amdt. 19]

WOMEN'S UMBRELLA FRAMES

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

Supplementary Regulation 14J to the General Maximum Price Regulation is amended in the following respect:

Section 4.4 is amended to read as follows:

SECTION 4.4 *Maximum prices for sales of 10-rib women's umbrella frames to umbrella manufacturers.* (a) On and after November 24, 1943, the maximum price for sales of 10-rib women's umbrella frames, except those covered by paragraph (b) below, by all frame manufacturers to umbrella manufacturers shall be \$3.70 per dozen.

(b) On and after February 20, 1946, the maximum price for sales of 10-rib women's windproof umbrella frames manufactured under Patent No. 2132648 by any frame manufacturer to umbrella manufacturers shall be \$5.96 per dozen.

This amendment shall become effective on April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6363; Filed, Apr. 16, 1946; 11:26 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 99, Amdt. 1]

PART 4003—SUPPORT PRICES; SUBSIDIES

PAYMENTS TO PRODUCERS OF MILK AND BUTTERFAT

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The last paragraph of Directive 99 (11 F.R. 1990), issued by the Stabilization Administrator on February 21, 1946, is amended to read as follows:

The Secretary of Agriculture is authorized and directed to continue payments to farmers for deliveries of milk and butterfat for the period April 1, 1946 through June 30, 1946, the rates of payment for the month of April to be the same as the rates paid for the corresponding month of 1945, and the rates of payment for the months of May and June to be, in the case of milk, 20 cents per hundredweight higher, and in the case of butterfat 5 cents per pound higher, than the rates paid for the corresponding months of 1945. Such payments shall be subject to termination or revision in the event of any authorized general increase in the maximum prices of milk or its products before June 30, 1946.

Issued and effective this 15th day of April, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-6328; Filed, Apr. 15, 1946; 3:07 p. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

NEW RIVER; HIGHWAY BRIDGE, FORT LAUDERDALE, FLA.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), paragraph (a) of § 203.446, Title 33 CFR, is hereby amended to read as follows:

§ 203.446 *New River; highway bridge at S. E. 6th Avenue, Fort Lauderdale, Fla.*

(a) During the period December 1 to April 30, both dates inclusive, the owner of or agency controlling this bridge may keep the drawspan closed to navigation between the hours of 11:00 a. m. and 6:30 p. m., except on the hour, half-hour, and quarter hour, when the bridge shall be opened to allow all accumulated vessels to pass. [(Regs. March 30, 1946 (CE 823 (New River-Ft. Lauderdale, Fla.-6th Ave)-SPEWR)]

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

[F. R. Doc. 46-6323; Filed, Apr. 15, 1946; 1:43 p. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 25—CONTRACT SETTLEMENT ACT

CROSS REFERENCE: For Change 55 to the Joint Termination Regulation issued by the Secretary of War and the Secretary of the Navy, see Title 10, Chapter VIII, Subchapter C, *supra*.

TITLE 47—TELECOMMUNICATIONS

Chapter I—Federal Communications Commission

PART 1—RULES OF PRACTICE AND PROCEDURE

TRAFFIC DAMAGE CLAIMS

The Commission in meeting on April 10, 1946, effective immediately, amended Part 1, to include § 1.440 *Traffic damage claims* to read as follows:

§ 1.440 *Traffic damage claims.* (a) Each carrier engaged in furnishing radiotelegraph, wire-telegraph, or ocean-cable service shall maintain separate files for each damage claim of a traffic nature filed with the carrier, showing the name, address, and nature of business of the claimant, the basis for the claim, disposition made, and all correspondence, reports, and records pertaining thereto. Such files shall be preserved in accordance with existing rules of the Commission (Part 42 (Preservation of Records) of the Commission's rules and regulations), and at points (one or more) to be specifically designated by each carrier.

(b) The aforementioned carriers shall make no payment as a result of any traffic damage claim if the amount of the payment would be in excess of the total

amount collected by the carrier on the message or messages from which the claim arose unless such claim be presented to the carrier in writing signed by the claimant and setting forth the reason for the claim.

(Sec. 4 (i), 48 Stat. 1068; sec. 206, 48 Stat. 1072; sec. 219, 48 Stat. 1077; 47 U.S.C. 154 (i), 206, 219)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6358; Filed, Apr. 16, 1946;
10:49 a. m.]

PART 12—RULES GOVERNING AMATEUR RADIO SERVICE

APRIL 1, 1946.

Adopted by the Federal Communications on March 27, 1946 to be effective as of April 1, 1946 (Superseding Part 12—Rules Governing Amateur Radio: Stations and Operators, effective December 1, 1938 and amendments thereto).

DEFINITIONS

- Sec. 12.1 Amateur service.
- 12.2 Amateur operator.
- 12.3 Amateur station.
- 12.4 Amateur portable station.
- 12.5 Amateur mobile station.
- 12.6 Amateur radio communication.

AMATEUR OPERATORS
Licenses; Privileges

- 12.21 Eligibility for license.
- 12.22 Application for amateur operator license.
- 12.23 Classification of operating privileges.
- 12.24 Scope of operator authority.
- 12.25 Availability of operator license.
- 12.26 Duplicate license.
- 12.27 Renewal of amateur operator license.
- 12.28 Who may operate an amateur station.
- 12.29 License term.
- 12.30 Order of suspension.
- 12.31 Proceedings.

Examinations

- 12.41 When examination is required.
- 12.42 Elements of examination.
- 12.43 Elements required for various privileges.
- 12.44 Manner of conducting examination.
- 12.45 Additional examination for holders of class C operating privileges.
- 12.46 Examination credit.
- 12.47 Examination procedure.
- 12.48 Grading.
- 12.49 Eligibility for reexamination.

AMATEUR RADIO STATIONS

Licenses

- 12.61 Eligibility for amateur station license.
- 12.62 Eligibility of corporations or organizations to hold license.
- 12.63 Application for amateur station license.
- 12.64 Location of station.
- 12.65 License period.
- 12.66 Authorized apparatus.
- 12.67 Renewal of amateur station license.
- 12.68 Availability of station license.
- 12.69 Revocation of station license.
- 12.70 Modification of station license.

Call Signals

- 12.81 Assignment of call signals.
- 12.82 Transmissions of call signals.

Portable and Mobile Stations

- 12.91 Requirements for portable and mobile operation.

- Sec. 12.92 Special provisions for portable stations.
- 12.93 Special provisions for nonportable stations.

Use of Amateur Stations

- 12.101 Points of communications.
- 12.102 No remuneration for use of station.
- 12.103 Broadcasting prohibited.
- 12.104 Radiotelephone tests.

Allocation of Frequencies

- 12.111 Frequencies for use of amateur stations.
- 12.112 Use of frequencies above 30,000 Mc.
- 12.113 Individual frequency not specified.
- 12.114 Types of emission.
- 12.115 Frequency bands for additional types of emission using amplitude modulation.
- 12.116 Additional bands for radiotelephony.
- 12.117 Frequency modulation.

Equipment and Operation

- 12.131 Maximum authorized power.
- 12.132 Power supply to transmitter.
- 12.133 Purity and stability of emissions.
- 12.134 Modulation of carrier wave.
- 12.135 Frequency measurement and regular check.
- 12.136 Logs.
- 12.137 Retention of logs.

Special Conditions

- 12.151 Additional conditions to be observed by licensee.
- 12.152 Restricted operation.
- 12.153 Second notice of same violation.
- 12.154 Third notice of same violation.
- 12.155 Answers to notices of violations.
- 12.156 Operation in emergencies.
- 12.157 Obscenity, indecency, profanity.
- 12.158 False signals.
- 12.159 Unidentified communications.
- 12.160 Interference.
- 12.161 Damage to apparatus.
- 12.162 Fraudulent licenses.

- Appendix 1—Examining points.
- Appendix 2—Extracts from General Radio Regulations (Cairo Revision).
- Appendix 3—Table of Frequency-Band Widths Occupied by the Emissions.

AUTHORITY: §§12.1 to 12.162, inclusive, issued under sec. 4 (i), 48 Stat. 1082; sec. 303 (f), 48 Stat. 1082; 47 U.S.C. 154 (i), 303 (f).

DEFINITIONS

§ 12.1 *Amateur service.* The term "amateur service" means a radio service carried on by amateur stations.

§ 12.2 *Amateur operator.* The term "amateur operator" means a person interested in radio technique solely with a personal aim and without pecuniary interest, holding a valid license issued by the Federal Communications Commission authorizing him to operate licensed amateur stations.

§ 12.3 *Amateur station.* The term "amateur station" means a station used by an amateur operator, and it embraces all radio transmitting apparatus at a particular location used for amateur service and operated under a single instrument of authorization.

§ 12.4 *Amateur portable station.* The term "amateur portable station" means an amateur station that is so constructed that it may conveniently be moved about from place to place for communication, but which is not operated while in motion.

§ 12.5 *Amateur mobile station.* The term "amateur mobile station" means an

amateur station that is so constructed that it may conveniently be transferred to or from a mobile unit or from one such unit to another, and is ordinarily used while such mobile unit is in motion.

§ 12.6 *Amateur radio communication.* The term "amateur radio communication" means radio communication between amateur stations solely with a personal aim and without pecuniary interest.

AMATEUR OPERATORS
Licenses; Privileges

§ 12.21 *Eligibility for license.* The following are eligible to apply for amateur operator license and privileges:

Class A—Any citizen of the United States who within five years prior to receipt of his application by the Commission has held, for a period of a year or more, an amateur operator license issued by the Commission.

Class B—Any citizen of the United States.

Class C—Any citizen of the United States whose actual residence, address, and amateur station are more than 125 miles airline distant from the nearest location at which examinations are held at intervals of not more than three months for class B amateur operator license; or who is shown by physician's certificate to be unable to appear for examination because of protracted disability; or who is shown by certificate of the commanding officer to be in the armed forces of the United States at a military, naval or Coast Guard station and, for that reason, to be unable to appear for examination at the time and place designated by the Commission.

§ 12.22 *Application for amateur operator license.* Each application for amateur operator license shall comply with the Commission's Rules and Regulations and shall be made in writing on Form 610 (application for amateur operator and/or station license). The application shall be filed with the district field office of the Commission if personal appearance is required for operator examination. If personal appearance is not required, the application shall be sent instead to the Commission, Washington 25, D. C. All applications for class C operating privileges shall be sent to the Commission, Washington 25, D. C.

§ 12.23 *Classification of operating privileges.* Amateur operating privileges are classified as follows:

Class A—All authorized amateur privileges.

Class B or C—All authorized amateur privileges except the use of type A-3 emission on the frequency bands 3900 to 4000 kc and 14150 to 14250 kc.

§ 12.24 *Scope of operator authority.* Amateur operator licenses are valid only for the operation of licensed amateur stations; and, on a temporary basis, for the operation of experimental stations (except class 2 stations) in the experimental service licensed for operation exclusively on a frequency or frequencies above 450 Mc if such services are performed without compensation, direct or indirect, paid or promised.

§ 12.25 *Availability of operator license.* The original operator license of each operator shall be kept in the personal possession of the operator while operating an amateur station. When operating an amateur station at a fixed location, however, the license may be posted in a conspicuous place in the room occupied by the operator. The license shall be available for inspection by any authorized government official whenever the operator is operating an amateur station and at other times upon request made by an authorized representative of the Commission, except when such license has been filed with application for modification or renewal thereof, or has been mutilated, lost, or destroyed, and application has been made for a duplicate license in accordance with § 12.26. No recognition shall be accorded to any photo-copy of an operator license.

§ 12.26 *Duplicate license.* Any licensee applying for a duplicate license to replace an original which has been lost, mutilated, or destroyed, shall submit with the application the mutilated license or a statement setting forth the facts regarding the manner in which the original license was lost or destroyed. If, subsequent to receipt by the licensee of the duplicate license, the original license is found, either the duplicate or the original license shall be returned immediately to the Commission.

§ 12.27 *Renewal of amateur operator license.* An amateur operator license may be renewed upon proper application showing that within the last six months of the license term the licensee has lawfully operated an amateur station or stations licensed by the Commission, and has thereby communicated by radio telegraphy with at least three other such amateur stations in the United States. The applicant shall qualify for a new license by examination if the requirements of this § 12.27 are not fulfilled. Application for renewal of an amateur operator license shall be filed not more than 120 days prior to date of expiration of such license and not later than the date of expiration.

§ 12.28 *Who may operate an amateur station.* An amateur station may be operated only by a person holding a valid amateur operator license, and then only to the extent provided for by the class of privileges granted under the license. When an amateur station is used for telephony, the station licensee may permit any person to transmit by voice, provided that during such transmission call signals are announced as prescribed by § 12.82 and a duly licensed amateur operator maintains actual control over the emissions, including turning the carrier on and off for each transmission and signing the station off after communication with each station has been completed.

§ 12.29 *License term.* An amateur operator license is valid normally for a period of 5 years from the date of issuance of a new, renewed, or modified license.

§ 12.30 *Order of suspension.* No order of suspension of any operator's license

shall take effect until 15 days' notice in writing thereof, stating the cause for the proposed suspension, has been given to the operator licensee who may make written application to the Commission at any time within said 15 days for a hearing upon such order. The notice to the operator licensee shall not be effective until actually received by him, and from that time he shall have 15 days in which to mail the said application. In the event that physical conditions prevent mailing of the application at the expiration of the 15-day period, the application shall then be mailed as soon as possible thereafter, accompanied by a satisfactory explanation of the delay. Upon receipt by the Commission of such application for hearing, said order of suspension shall be held in abeyance until the conclusion of the hearing which shall be conducted under such rules as the Commission shall deem appropriate. Upon the conclusion of said hearing the Commission may affirm, modify, or revoke said order of suspension.

§ 12.31 *Proceedings.* Proceedings for the suspension of an operator's license shall in all cases be initiated by the entry of an order of suspension. Respondent will be given notice thereof together with notice of his right to be heard and to contest the proceeding. The effective date of the suspension will not be specified in the original order but will be fixed by subsequent motion of the Commission in accordance with the conditions specified above. Notice of the effective date of suspension will be given respondent, who shall send his operator license to the office of the Commission in Washington, D. C., on or before the said effective date, or, if the effective date has passed at the time notice is received, the license shall be sent to the Commission forthwith.

Examinations

§ 12.41 *When examination is required.* Examination is required for the issuance of a new amateur operator license, and for a change in class of operating privileges. Credit may be given, however, for certain elements of examination as provided in § 12.64.

§ 12.42 *Elements of examination.* The examination for amateur operator privileges comprises the following:

Element 1—Code test: Ability to send and receive, in plain language, messages in the International Morse Code at a speed of not less than 13 words per minute, free of omission or other error for a continuous period of at least 1 minute, during a test period of 5 minutes, counting 5 characters to the word, each numeral or punctuation mark counting as 2 characters.

Element 2—Amateur radio operation and apparatus, including telephone and telegraph.

Element 3—Provisions of treaties, statutes, and regulations affecting amateurs.

Element 4—Advanced amateur telephony.

§ 12.43 *Elements required for various privileges.* The examination for Class A privileges will include all of the examination elements specified in § 12.42.

The examination for Class B and Class C privileges will include elements 1, 2, and 3 specified in § 12.42.

§ 12.44 *Manner of conducting examination.* The examinations for Class A and Class B privileges will be conducted by an authorized Commission employee or representative at locations and at times specified by the Commission.

Each examination for Class C privileges will be conducted and supervised by not more than two volunteer examiners, whom the Commission may designate or permit the applicant to select; in the event the examiner for the code test is selected by the applicant, such examiner shall be the holder of an amateur operator license with Class A or B operating privileges, or shall have held, within the 5 years prior to the date of the examination, a commercial radiotelegraph operator license issued by the Commission or within that time shall have been employed in the service of the United States as the operator of a manually operated radiotelegraph station. The examiner for the written test shall be at least twenty-one years of age.

§ 12.45 *Additional examination for holders of Class C operating privileges.* The Commission may require a licensee holding Class C operating privileges to appear for a Class B examination at a location designated by the Commission. If the licensee fails to appear for the Class B examination when directed to do so, or fails to pass such examination, the Class C operator license previously issued shall be subject to cancellation and, upon cancellation, a new license will not be issued for the Class C privileges.

Whenever the holder of Class C amateur operating privileges changes his actual residence or station location to a location where he would not have been eligible to apply for Class C privileges in the first instance, or whenever a new examining location is established in an area within which the holder of Class C amateur operating privileges would not have been eligible because of such examining location, to apply for Class C privileges, such holder of Class C privileges shall appear within 4 months thereafter at an examining location and time designated by the Commission and be examined for Class B privileges. If, under such circumstances, the licensee fails to appear for the Class B examination, or fails to pass such examination, the Class C operator license previously issued shall be subject to cancellation and, upon cancellation, a new license will not be issued for the Class C privileges.

§ 12.46 *Examination credit.* An applicant for Class A privileges who holds an amateur operator license authorizing Class B privileges will be required to pass only the examination element No. 4, advanced amateur telephony.

An applicant for Class A privileges will be given credit for examination element 4 if within two years prior to the receipt of his application by the Commission he held Class A privileges.

An applicant for any class of amateur privileges will be given credit for examination element one if within five years prior to the receipt of his application by

the Commission he held a radiotelegraph first or second class operator license.

No examination credit for other classes of licenses or privileges shall be allowed.

A holder of an amateur operator license authorizing Class C privileges will not thereby be accorded an abridged examination for either Class B or Class A privileges.

§ 12.47 *Examination procedure.* When taking an examination for amateur operator license, or for additional amateur operating privileges, the applicant shall write in longhand, by means of pen and ink. Diagrams shall be drawn either with pen and ink or with pencil; likewise, code tests shall be written with either pen and ink or with pencil. Applicants unable to comply with these requirements, because of physical disability, may dictate their answers to examination questions, and if unable to draw required diagrams, may dictate a detailed description essentially equivalent. If the examination or any part thereof is dictated, the examiner shall certify the nature of the applicant's disability and the name and address of the person(s) taking and transcribing the applicant's dictation.

§ 12.48 *Grading.* Code tests are graded as "passed" or "failed", separately for sending and receiving tests. Failure to pass the required code test for either sending or receiving will terminate the examination.

Seventy-four per cent is the passing grade for written examinations: For the purpose of grading, elements 2 and 3 (required for Class B and Class C privileges) are considered to be a single examination and element 4 (required, in addition to the other elements, for Class A privileges) is considered to be a separate examination.

§ 12.49 *Eligibility for reexamination.* An applicant who fails examination for amateur operator privileges may not take another examination for such privileges within 30 days, except that this limitation shall not apply to an examination for Class B operating privileges following an examination for Class C privileges.

AMATEUR RADIO STATIONS

Licenses

§ 12.61 *Eligibility for amateur station license.* A license for an amateur station will be issued in response to proper application therefor to a licensed amateur operator who has made a satisfactory showing of control of the transmitting station for which license is desired and of control of the specific premises upon which all of the station apparatus is to be located, at a designated fixed location. An amateur station license may be issued to an individual, not a licensed amateur operator (other than an alien or a representative of an alien or of a foreign government), who is in charge of a proposed amateur station located in approved public quarters and established for training purposes in connection with the armed forces of the United States, but not operated by the United States Government.

§ 12.62 *Eligibility of corporations or organizations to hold license.* An ama-

teur station license will not be issued to a school, company, corporation, association, or other organization, nor for their use except that in the case of a bona fide amateur radio organization or society a station license may be issued to a licensed amateur operator as trustee for such society.

§ 12.63 *Application for amateur station license.* (a) Each application for an amateur station license shall comply with the Commission's Rules and Regulations and shall be made in writing, subscribed and verified on Form 610 (application for amateur operator and/or station license). Form 602 should be used where the applicant is in charge of a proposed amateur station located in approved public quarters and established for training purposes in connection with the armed forces of the United States, but not operated by the United States Government.

(b) One application and all papers incorporated therein and made a part thereof shall be submitted for each amateur station license and shall be filed with the district field office of the Commission if personal appearance is required for operator examination in connection with the application for station license. If personal appearance is not required, the station application shall be sent to the Commission, Washington 25, D. C.

§ 12.64 *Location of station.* Only one fixed location will be authorized and designated in the license for each amateur station. Unless remote control of the transmitting apparatus is authorized, such apparatus shall be operated by a duly licensed amateur operator present at the location of such apparatus.

The granting of authority to operate by remote control is contingent upon the filing of a proper application, supported by (1) a showing of the applicant's control of the control point, (2) a description of the means which will be employed to control emission, (3) a description of the equipment and method for monitoring the emissions and (4) a statement of the precautions which will be taken to prevent access by unauthorized persons to the premises on which the controlled transmitting apparatus is located.

§ 12.65 *License period.* The license for an amateur station is valid normally for a period of 5 years from the date of issuance of a new, renewed, or modified license.

§ 12.66 *Authorized apparatus.* An amateur station license authorizes the use under control of the licensee of all transmitting apparatus at the fixed location specified in the station license which is operated on any frequency or frequencies allocated to the amateur service, and in addition authorizes the use, under control of the licensee, of portable and mobile transmitting apparatus operated at other locations.

§ 12.67 *Renewal of amateur station license.* An amateur station license may be renewed upon proper application filed not more than 120 days prior to date of expiration of such license and not later than the date of expiration.

§ 12.68 *Availability of station license.* The original license of each amateur station or a photo-copy thereof shall be posted in a conspicuous place in the room occupied by the licensed operator while the station is being operated at a fixed location or shall be kept in his personal possession. When the station is operated at other than a fixed location, the original station license or a photo-copy thereof shall be kept in the personal possession of the station licensee (or a licensed representative) who shall be present at the station while it is being operated as a portable or mobile station. The original station license shall be available for inspection by any authorized government official at all times while the station is being operated and at other times upon request made by an authorized representative of the Commission, except when such license has been filed with application for modification or renewal thereof, or has been mutilated, lost, or destroyed, and application has been made for a duplicate license in accordance with § 12.26.

§ 12.69 *Revocation of station license.* Whenever the Commission shall institute a revocation proceeding against the holder of any radio station license under § 312 (a), it shall initiate said proceeding by serving upon said licensee an order of revocation effective not less than 15 days after written notice thereof is given the licensee. The order of revocation shall contain a statement of the grounds and reasons for such proposed revocation and a notice of the licensee's right to be heard by filing with the Commission a written request for hearing within 15 days after receipt of said order. Upon filing of such written request for hearing by said licensee the order of revocation shall stand suspended and the Commission will set a time and place for hearing and shall give the licensee and other interested parties notice thereof. If no request for hearing on any order of revocation is made by the licensee against whom such an order is directed within the time hereinabove set forth, the order of revocation shall become final and effective, without further action of the Commission. When any order of revocation has become final, the person whose license has been revoked shall forthwith deliver the station license in question to the inspector in charge of the district in which the licensee resides.

§ 12.70 *Modification of station license.* (a) Whenever the Commission shall determine that public interest, convenience, and necessity would be served, or any treaty ratified by the United States will be more fully complied with, by the modification of any radio station license either for a limited time, or for the duration of the term thereof, it shall issue an order for such licensee to show cause why such license should not be modified.

(b) Such order to show cause shall contain a statement of the grounds and reasons for such proposed modification, and shall specify wherein the said license is required to be modified. It shall require the licensee against whom it is directed, to be and appear at a place and

time therein named, in no event to be less than 30 days from the date of receipt of the order to show cause why the proposed modification should not be made and the order of modification issued.

(c) If the licensee against whom the order to show cause is directed does not appear at the time and place provided in said order, a final order of modification shall issue forthwith.

Call Signals

§ 12.81 *Assignment of call signal.* (a) The calls of amateur stations will be assigned systematically by the Commission with the following exceptions:

(1) A specific unassigned call may be reassigned to the most recent holder thereof;

(2) A specific unassigned call may be assigned to a previous holder if not under license during the past five years;

(3) A specific unassigned call may be assigned to an amateur organization in memoriam to a deceased member and former holder thereof;

(4) A specific call may be temporarily assigned to a station connected with an event, or events, of general public interest.

(b) An amateur call will consist of a sequence of 1 or 2 letters, a numeral designating the call area, and 2 or 3 letters. The call areas are as follows:

No.

1. Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut.
2. New York, New Jersey.
3. Pennsylvania, Delaware, Maryland, District of Columbia.
4. Virginia, North and South Carolina, Georgia, Florida, Alabama, Tennessee, Kentucky, Puerto Rico and Virgin Islands.
5. Mississippi, Louisiana, Arkansas, Oklahoma, Texas, New Mexico.
6. California, Hawaii and Pacific possessions except those included in area 7.
7. Oregon, Washington, Idaho, Montana, Wyoming, Arizona, Nevada, Utah, Alaska and adjacent islands.
8. Michigan, Ohio, West Virginia.
9. Wisconsin, Illinois, Indiana.
- 0 (or zero). Colorado, Nebraska, North and South Dakota, Kansas, Minnesota, Iowa, Missouri.

§ 12.82 *Transmissions of call signals.*

(a) An operator of an amateur station shall transmit the call of the station called or being worked and the call assigned the station which he is operating at the beginning and end of each transmission and at least once every 10 minutes during every transmission of more than 10 minutes' duration. In the case of stations conducting an exchange of several transmissions in sequence, with each transmission less than 3 minutes' duration, the call of the communicating stations need be transmitted only once every 10 minutes of operation as well as at the beginning and at the termination of the correspondence.

(b) In addition to complying with the requirements of paragraph (a) of this section, an operator of an amateur station operated as a portable or mobile station using radiotelegraphy shall transmit immediately after the call of such station, the fraction-bar character (DN) followed by the number of the amateur call area in which the portable or mobile

amateur station is then being operated, as for example:

Example 1. Portable or mobile amateur station operating in the third amateur call area calls a fixed amateur station: W1ABC W1ABC W1ABC DE W2DEF DN 3 W2DEF DN 3 W2DEF DN 3 AR.

Example 2. Fixed amateur station answers the portable or mobile amateur station: W2DEF W2DEF W2DEF DE W1ABC K.

Example 3. Portable or mobile amateur station calls a portable or mobile amateur station: W3GHI W3GHI W3GHI DE W4JKL DN 4 W4JKL DN 4 W4JKL DN 4 AR.

When telephony is used, the call of the station shall be preceded by the words "this is" or the word "from" instead of the letters "de", followed by an announcement of the geographical location in which the portable or mobile station is being operated.

Example 4. Portable or mobile amateur radiotelephone station operating in the third call area calls a fixed amateur station: W1ABC W1ABC W1ABC "this is" or the word "from" W2DEF W2DEF W2DEF operating portable (or mobile) three miles north of Bethesda, Maryland, over.

(c) When telephony is used, the transmission of call prescribed by paragraphs (a) and (b) of this section may be made by the person transmitting by voice in lieu of a duly licensed operator provided the licensed operator maintains the control required by § 12.28.

(d) When using telephony, phonetic aids to identify the call of the station may be employed. To avoid confusion, however, the names of countries, states, or cities shall not be used for this purpose.

Portable and Mobile Stations

§ 12.91 *Requirements for portable and mobile operation.* An amateur station may be operated as a portable station on any authorized amateur frequency and as a mobile station on any authorized amateur frequency above 25 Mc.

§ 12.92 *Special provisions for portable stations.* Prior to operating, an amateur station as a portable station, the licensee shall give written notice to the inspector in charge of the district in which the portable operation is intended. This notice shall state the station call, the name of the licensee, the date or dates of proposed operation, and the contemplated portable station location as specifically as possible. An amateur station operated under the provisions of this section shall not be operated during any period exceeding 1 month without giving additional notice to the inspector in charge of the radio inspection district in which the station is intended to be further operated, nor for more than 4 consecutive periods of 1 month each at the same location. This section does not apply to operation on frequencies above 25 Mc.

§ 12.93 *Special provisions for non-portable stations.* The specific provisions of these rules relative to portable stations are not applicable to a non-portable station except that:

(a) An amateur station that has been moved from one permanent location to another permanent location may be operated at the latter location, in accordance with the provisions governing portable

stations (including notice to the inspector in charge of the district in which the station is located) for a period not exceeding 4 consecutive months, but in no event beyond the expiration date of the license, provided a formal application for modification of license to change the permanent location has been filed with the Commission.

(b) The licensee of an amateur station who changes residence temporarily and moves his amateur station to a temporary location associated with his temporary residence, or the licensee-trustee for an amateur radio society which changes the normal location of its amateur station to a different and temporary location may use the station at the temporary location if the station is to remain there for a period of not more than 4 months and the following requirements are met:

(1) Advance notice in writing shall be given by the amateur station licensee or licensee-trustee to the Commission in Washington, D. C., and to the inspector in charge of the district in which the station is to be temporarily operated.

(2) Similar notice shall be given for each change in station location and for transfer of the station to the former permanent location, or to a new permanent location before the transmitting apparatus is operated.

(c) When the station is operated under the provisions of this section the calling procedure specified in § 12.82 shall be used, including transmissions of the fractional bar character when telegraphy is used followed by the number of the amateur call area in which the station is being operated. When telephony is used, an announcement shall be made of the geographical location in which the station is being operated.

Use of Amateur Stations

§ 12.101 *Points of communications.* An amateur station may be used to communicate only with other amateur stations, except that in emergencies or for test purposes it may also be used temporarily for communication with other classes of stations licensed by the Commission, and with United States Government stations. Amateur stations may also be used to communicate with any radio station other than amateur which is authorized by the Commission to communicate with amateur stations. Amateur stations may be used also for transmitting signals, or communications, or energy, to receiving apparatus for the measurement of emissions, temporary observation of transmission phenomena, radio control of remote objects, and for similar experimental purposes.

§ 12.102 *No remuneration for use of station.* An amateur station shall not be used to transmit or receive messages for hire, nor for communication for material compensation, direct or indirect, paid or promised.

§ 12.103 *Broadcasting prohibited.* An amateur station shall not be used for broadcasting any form of entertainment, nor for the simultaneous retransmission by automatic means of programs or signals emanating from any class of station other than amateur.

§ 12.104 *Radiotelephone tests.* The transmission of music by an amateur station is forbidden. However, single audio-frequency tones may be transmitted for test purposes of short duration for the development and perfection of amateur radiotelephone equipment.

Allocation of Frequencies

§ 12.111 *Frequencies for use of amateur stations.* (a) The following bands of frequencies¹ are allocated for use by amateur stations:

(1) *Below 25 Mc:*

1750 to 2050 kc.
3500 to 4000 kc.
7000 to 7300 kc.
14000 to 14400 kc.

(2) *Above 25 Mc:*

28 to 29.7 Mc.
50 to 54 Mc.
144 to 148 Mc.
1215 to 1295 Mc.
2300 to 2450 Mc.
5250 to 5650 Mc.
10000 to 10500 Mc.
21000 to 22000 Mc.

(b) The band of frequencies 420 to 450 Mc is allocated for use by amateur stations (and temporarily by other services for special air navigational aids) subject to the limitation of 50 watts peak antenna power.

(c) The band of frequencies 235 to 240 Mc is allocated for use by amateur stations until January 1, 1949; the frequency band 220 to 225 Mc is allocated for use by amateur stations beginning January 1, 1949.

(d) Amateur stations may be operated with types A-0, A-1, A-2, A-3, A-4 and special emission for frequency modulation on the frequency band 27.185-27.455 Mc (allocated for operation of scientific, industrial and medical apparatus).

§ 12.112 *Use of frequencies above 30000 Mc.* Licensed amateur stations may be operated, subject to further order of the Commission, with any type of emission authorized for amateur stations, on any frequency or frequencies above 30000 Mc.

§ 12.113 *Individual frequency not specified.* Transmissions by an amateur station may be on any frequency within any authorized amateur band. Sideband frequencies resulting from keying or modulating a carrier wave shall be confined within the authorized amateur band.

§ 12.114 *Types of emission.* All bands of frequencies allocated to the amateur service may be used for the transmission of type A-1 emission, and for type A-0 emission for short periods of time when

¹The frequencies specified in these rules may not be used by amateurs except pursuant to and subject to the limitations and restrictions prescribed by Commission Orders. The frequencies and types of emission which may be used by amateurs as of April 1, 1946, 3:00 a. m., eastern standard time, are prescribed in Commission Order No. 130-D. The use of additional frequencies will be authorized from time to time by modification of Order No. 130-D. The assignment and use of all frequencies below 25 Mc. contained in this part are subject to change in accordance with the Commission's final report of allocations below 25 Mc., in Docket Proceeding No. 8651.

required for authorized remote control purposes or for experimental purposes.

§ 12.115 *Frequency bands for additional types of emission using amplitude modulation.* The following additional types of emissions using amplitude modulation may be used on the following bands of frequencies:

28.1 to 29.7 Mc A-3.
50 to 54 Mc A-2, A-3, A-4.
144 to 148 Mc A-2, A-3, A-4.
235 to 240 Mc A-2, A-3, A-4.
420 to 450 Mc A-2, A-3, A-4, A-5.
1215 to 1295 Mc A-2, A-3, A-4, A-5.
2300 to 2450 Mc A-2, A-3, A-4, A-5.
5250 to 5650 Mc A-2, A-3, A-4, A-5.
10000 to 10500 Mc A-2, A-3, A-4, A-5.
21000 to 22000 Mc A-2, A-3, A-4, A-5.

Any type of emission may be used by amateur stations on amateur frequency bands above 1215 Mc.

§ 12.116 *Additional bands for radiotelephony.* Amateur stations may be used for radiotelephony with amplitude modulation (type A-3 emission) in the frequency bands 3900 to 4000 kc and 14150 to 14250 kc provided the station is licensed to a person who holds an amateur operator license endorsed for Class A operating privileges, and actual operation and control of the station is maintained by an operator holding Class A privileges.

§ 12.117 *Frequency modulation.* The following bands of frequencies may be used by amateur stations for frequency-modulated radiotelephone transmissions and for radiotelegraph transmissions employing carrier shift or other frequency modulation techniques:

29 to 29.7 Mc.	1215 to 1295 Mc.
52.5 to 54 Mc.	2300 to 2450 Mc.
144 to 148 Mc.	5250 to 5650 Mc.
235 to 240 Mc.	10000 to 10500 Mc.
420 to 450 Mc.	21000 to 22000 Mc.

Equipment and Operation

§ 12.131 *Maximum authorized power.* Except on frequencies within the band 420-450 Mc (where peak antenna power shall not exceed 50 watts), each amateur transmitter may be operated with a power input not exceeding 1 kilowatt to the plate circuit of the final amplifier stage of an amplifier-oscillator transmitter or to the plate circuit of an oscillator transmitter. An amateur transmitter operating with a power input exceeding 900 watts to the plate circuit shall provide means for accurately measuring the plate power input to the vacuum tube or tubes supplying power to the antenna.

§ 12.132 *Power supply to transmitter.* The licensee of an amateur station using frequencies below 144 Mc shall use adequately filtered direct-current plate power supply for the transmitting equipment to minimize modulation from this source.

§ 12.133 *Purity and stability of emissions.* Spurious radiation from an amateur station being operated with a carrier frequency below 144 Mc shall be reduced or eliminated in accordance with good engineering practice. This spurious radiation shall not be of sufficient intensity to cause interference in receiving equipment of good engineering design including adequate selectivity char-

acteristics, which is tuned to a frequency or frequencies outside the frequency band of emission normally required for the type of emission being employed by the amateur station. In the case of A-3 emission, the amateur transmitter shall not be modulated to the extent that interfering spurious radiation occurs, and in no case shall the emitted carrier wave be amplitude-modulated in excess of 100 percent. Means shall be employed to insure that the transmitter is not modulated in excess of its modulation capability for proper technical operation. For the purposes of this section a spurious radiation is any radiation from a transmitter which is outside the frequency band of emission normal for the type of transmission employed, including any component whose frequency is an integral multiple or submultiple of the carrier frequency (harmonics and subharmonics), spurious modulation products, key clicks and other transient effects, and parasitic oscillations. When using amplitude modulation on frequencies below 144 Mc, simultaneous frequency modulation is not permitted and when using frequency modulation on frequencies below 144 Mc simultaneous amplitude modulation is not permitted. The frequency of the emitted carrier wave shall be as constant as the state of the art permits.

§ 12.134 *Modulation of carrier wave.* Except for brief tests or adjustments, and except for operation in the band 27.185 to 27.455 Mc, an amateur radiotelephone station shall not emit a carrier wave on frequencies below 144 Mc unless modulated for the purpose of communication.

§ 12.135 *Frequency measurement and regular check.* The licensee of an amateur station shall provide for measurement of the emitted carrier frequency or frequencies and shall establish procedure for making such measurement regularly. The measurement of the emitted carrier frequency or frequencies shall be made by means independent of the means used to control the radio frequency or frequencies generated by the transmitting apparatus and shall be of sufficient accuracy to assure operation within the amateur frequency band used.

§ 12.136 *Logs.* Each licensee of an amateur station shall keep an accurate log of station operation, including the following:

(a) The date and time of each transmission. (The date need only be entered once for each day's operation. The expression "time of each transmission" means the time of making a call and need not be repeated during the sequence of communication which immediately follows; however, an entry shall be made in the log when signing off so as to show the period during which communication was carried on.)

(b) The signature of each licensed operator who manipulates the key of a radiotelegraph transmitter or the signature of each licensed operator who operates a transmitter of any other type and the name of any person not holding an amateur operator license who transmits by voice over a radiotelephone transmitter. The signature of the operator need

only be entered once in the log, in those cases when all transmission are made by or under the supervision of the signatory operator, provided a statement to that effect also is entered. The signature of any other operator who operated the station shall be entered in the proper space for that operator's transmission.

(c) Call of the station called. (This entry need not be repeated for calls made to the same station during any sequence of communication, provided the time of signing off is given.)

(d) The input power to the oscillator, or to the final amplifier stage where an oscillator-amplifier transmitter is employed. (This need be entered only once, provided the input power is not changed.)

(e) The frequency band used. (This information need be entered only once in the log for all transmission until there is a change in frequency to another amateur band.)

(f) The type of emission used. (This need be entered only once until there is a change in the type of emission.)

(g) The location of the station (or the approximate geographical location of a mobile station) at the time of each transmission. (This need be entered only once provided the location of the station is not changed. However, suitable entry shall be made in the log upon changing the location. Where operating at other than a fixed location, the type and identity of the vehicle or other mobile unit in which the station is operated shall be shown.)

(h) The message traffic handled. (If record communications are handled in regular message form, a copy of each message sent and received shall be entered in the log or retained on file at the station for at least 1 year.)

§ 12.137 *Retention of logs.* The log shall be preserved for a period of at least 1 year following the last date of entry. The copies of record communications and station log required by section 12.136 shall be available for inspection by authorized representatives of the Commission.

Special Conditions

§ 12.151 *Additional conditions to be observed by licensee.* In all respects not specifically covered by this part each amateur station shall be operated in accordance with good engineering and good amateur practice.

§ 12.152 *Restricted operation.* (a) If the operation of an amateur station causes general interference to the reception of transmissions from stations operating in the domestic broadcast service when receivers of good engineering design including adequate selectivity characteristics are used to receive such transmissions and this fact is made known to the amateur station licensee, the amateur station shall not be operated during the hours from 8 o'clock p. m. to 10:30 p. m., local time, and on Sunday for the additional period from 10:30 a. m. until 1 p. m., local time, upon the frequency or frequencies used when the interference is created. (b) In general, such steps as may be necessary to minimize inter-

ference to stations operating in other services may be required after investigation by the Commission.

§ 12.153 *Second notice of same violation.* In every case where an amateur station licensee is cited within a period of twelve consecutive months for the second violation of the provisions of §§ 12.111, 12.113, 12.115, 12.116, 12.117, 12.132, or 12.133, the station licensee, if directed to do so by the Commission, shall not operate the station and shall not permit it to be operated from 6 p. m. to 10:30 p. m., local time, until written notice has been received authorizing the resumption of full-time operation. This notice will not be issued until the licensee has reported on the results of tests which he has conducted with at least two other amateur stations at hours other than 6 p. m. to 10:30 p. m., local time. Such tests are to be made for the specific purposes of aiding the licensee in determining whether the emissions of the station are in accordance with the Commission's rules. The licensee shall report to the Commission the observations made by the cooperating amateur licensees in relation to the reported violations. This report shall include a statement as to the corrective measures taken to insure compliance with the rules.

§ 12.154 *Third notice of same violation.* In every case where an amateur station licensee is cited within a period of twelve consecutive months for the third violation of §§ 12.111, 12.113, 12.115, 12.116, 12.117, 12.132 or 12.133, the station licensee if directed by the Commission, shall not operate the station and shall not permit it to be operated from 8 a. m. to 12 midnight, local time, except for the purposes of transmitting a prearranged test to be observed by a monitoring station of the Commission to be designated in each particular case. The station shall not be permitted to resume operation during these hours until the licensee is authorized by the Commission, following the test, to resume full-time operation. The results of the test and the licensee's record shall be considered in determining the advisability of suspending the operator license or revoking the station license, or both.

§ 12.155 *Answers to notices of violations.* (Under title III of the act.) Any licensee receiving official notice of a violation of the terms of the Communications Act of 1934, any legislative act, Executive order, treaty to which the United States is a party, or the Rules and Regulations of the Federal Communications Commission, shall, within 3 days from such receipt, send a written answer direct to the Federal Communications Commission at Washington, D. C., and a copy thereof to the office of the Commission originating the official notice when the originating office is other than the office of the Commission in Washington, D. C.: *Provided, however,* That if an answer cannot be sent nor an acknowledgement made within such 3-day period by reason of illness or other unavoidable circumstances, acknowledgement and answer shall be made at the earliest practicable date with a satisfactory explanation of the delay. The answer to each notice shall be com-

plete in itself and shall not be abbreviated by reference to other communications or answers to other notices. If the notice relates to some violation that may be due to the physical or electrical characteristics of transmitting apparatus, the answer shall state fully what steps, if any, are taken to prevent future violations, and if any new apparatus is to be installed, the date such apparatus was ordered, the name of the manufacturer, and promised date of delivery. If the notice of violation relates to some lack of attention or improper operation of the transmitter, the name of the operator in charge shall be given.

§ 12.156 *Operation in emergencies.* In the event of widespread emergency conditions affecting domestic communication facilities, the Commission may confer with representatives of the amateur service and others, and if deemed advisable, declare that a state of general communications emergency exists, designating the area or areas concerned (normally not exceeding 1,000 miles from center of the affected area), whereupon it shall be incumbent upon each amateur station in such area or areas to observe the following restrictions for the duration of such emergency:

(a) Transmissions, other than those relating to relief work or other emergency service, such as amateur station networks can provide, shall not be made within the 1750-2050 kilocycles or 3500-4000 kilocycle bands. Incidental calling, testing and working, including casual conversation or remarks not pertinent or necessary to constructive handling of the emergency situation shall be prohibited.

(b) Frequencies within the bands 2025-2050 kilocycles, 3500-3525 kilocycles and 3975-4000 kilocycles shall be reserved for emergency calling channels, for initial calls from isolated stations or first calls concerning very important emergency relief matters or arrangements. All stations having occasion to use such channels shall change, as quickly as possible, to other frequencies for carrying on their communications.

(c) A 5-minute listening period for the first 5 minutes of each hour shall be uniformly observed for initial calls of major importance, both in the designated emergency calling channels and throughout the 1750-2050 kilocycles and 3500-4000 kilocycle bands. Only stations isolated or engaged in handling official traffic of the highest priority may continue with transmissions in these listening periods. No replies to calls or resumption of routine traffic shall be made in the 5-minute listening periods.

(d) The Commission may designate certain amateur stations to assist in promulgation of its emergency announcement, to police the 1750-2050 kilocycle and 3500-4000 kilocycle bands and to warn non-complying stations observed to be operating therein. The operators of these observing stations shall report fully to the Commission the identity of any stations failing to comply, after notice, with any of the pertinent provisions of this section. Such designated stations will act in an advisory capacity when

able to provide information on emergency circuits. Their policing authority shall be limited to the transmission of information from responsible official sources, and full reports of non-compliance which may serve as a basis for investigation and action under section 502 of the Communications Act. Such policing authority shall apply only to the 1750-2050 kilocycle and 3500-4000 kilocycle bands. Individual policing transmissions shall refer to this section of the rules by number (§ 12.156) and shall specify briefly and concisely the date of the Commission's declaration and the area and nature of the emergency. Policing observer stations shall not enter into discussions with other stations beyond the furnishing of essential facts relative to the emergency.

(e) The special conditions imposed under this section will cease to apply only after the Commission shall have declared such emergency to be terminated.

§ 12.157 *Obscenity, indecency, profanity.* No licensed radio operator or other person shall transmit communications containing obscene, indecent, or profane words, language, or meaning.

§ 12.158 *False signals.* No licensed radio operator shall transmit false or deceptive signals or communications by radio, or any call letter or signal which has not been assigned by proper authority to the radio station he is operating.

§ 12.159 *Unidentified communications.* No licensed radio operator shall trans-

mit unidentified radio communications or signals.

§ 12.160 *Interference.* No licensed radio operator shall willfully or maliciously interfere with or cause interference to any radio communication or signal.

§ 12.161 *Damage to apparatus.* No licensed radio operator shall willfully damage, or cause or permit to be damaged, any radio apparatus or installation in any licensed radio station.

§ 12.162 *Fraudulent licenses.* No licensed radio operator or other person shall obtain or attempt to obtain, or assist another to obtain or attempt to obtain, an operator license by fraudulent means.

APPENDIX 1— EXAMINING POINTS

Amateur operator examinations are given frequently, under announced schedules, at the Commission's office in Washington, D. C., and at each of its district offices. For a list of such offices, see below:

Examinations are also given frequently, by appointment, at the Commission's offices at the following points:

- Cleveland, Ohio.
- Savannah, Ga.
- San Diego, Calif.
- Tampa, Fla.
- Juneau, Alaska.

Examinations are also given at greater intervals at the places named below, which are visited for that purpose by Commission examiners from the district offices for such locations. For current schedules, exact time, place, and other details, inquiry should be addressed to the office conducting examinations at the chosen point.

Quarterly Examinations

- Birmingham, Ala.
- Charleston, W. Va.
- Cincinnati, Ohio
- Columbus, Ohio
- Corpus Christi, Tex.
- Davenport, Iowa
- Des Moines, Iowa
- Fort Wayne, Ind.
- Fresno, Calif.
- Grand Rapids, Mich.
- Indianapolis, Ind.
- Little Rock, Ark.
- Memphis, Tenn.
- Milwaukee, Wis.
- Nashville, Tenn.
- Oklahoma City, Okla.
- Omaha, Nebr.
- Pittsburgh, Pa.
- St. Louis, Mo.
- Salt Lake City, Utah
- San Antonio, Tex.
- Schenectady, N. Y.
- Sioux Falls, S. Dak.
- Syracuse, N. Y.
- Tulsa, Okla.
- Williamsport, Pa.
- Winston-Salem, N. C.

Semiannual Examinations

- Albuquerque, N. Mex.
- Amarillo, Tex.
- Bakersfield, Calif.
- Bangor, Maine
- Billings, Mont.
- Bismarck, N. Dak.
- Boise, Idaho
- Butte, Mont.
- Cumberland, Md.
- El Paso, Tex.
- Hartford, Conn.
- Hilo, T. H.
- Jacksonville, Fla.
- Klamath Falls, Oreg.
- Las Vegas, Nev.
- Lihue, T. H.
- Mobile, Ala.
- Phoenix, Ariz.
- Portland, Maine
- Reno, Nev.
- Roanoke, Va.
- Salisbury, Md.
- Spokane, Wash.
- Tucson, Ariz.
- Wichita, Kans.
- Wilmington, N. C.

Annual Examinations

- Kaunakakai, T. H.
- Lanai, T. H.
- Wailuku, T. H.

Arrangements have also been made, including cooperation of other Federal agencies, for Classes A and B examinations in outlying areas as follows:

Alaska: United States Signal Corps stations; at other points by coast guard officers.

Guam: District communications officer, United States naval station.

Hawaii: At not exceeding one point on any island, by the inspector in charge (Honolulu).

RADIO DISTRICTS

Radio district	Address of the inspector in charge	Territory within district	
		States, etc.	Counties
1	Seventh Floor Customhouse, Boston 9, Mass.	Connecticut Maine Massachusetts New Hampshire Rhode Island Vermont	All counties. Do. Do. Do. Do. Do.
2	748 Federal Building, 641 Washington St., New York 14, N. Y.	New Jersey New York	Bergen, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, Union and Warren. Albany, Bronx, Columbia, Delaware, Dutchess, Green, Kings, Nassau, New York, Orange, Putnam, Queens, Rensselaer, Richmond, Rockland, Schenectady, Suffolk, Sullivan, Ulster, and Westchester.
3	Room 1200, New United States Customhouse, 2d and Chestnut Sts., Philadelphia 6, Pa.	Delaware New Jersey Pennsylvania	Newcastle. Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean, and Salem. Adams, Berks, Bucks, Carbon, Chester, Cumberland, Dauphin, Delaware, Lancaster, Lebanon, Lehigh, Monroe, Montgomery, Northampton, Perry, Philadelphia, Schuylkill, and York.
4	608 Old Town Bank Bldg., Gay Street and Fallsway, Baltimore 2, Md.	Delaware District of Columbia Maryland Virginia	Kent and Sussex. All. All counties. Arlington, Clark, Fairfax, Fauquier, Frederick, Loudon, Page, Prince William, Rappahannock, Shenandoah and Warren.
5	Room 402, New Post Office Bldg., Norfolk 10, Va.	North Carolina Virginia	All except district 6. All except district 4.
6	411 Federal Annex, Atlanta 3, Ga. Suboffice, P. O. Box 77, 214-218 Post Office Bldg., Savannah, Ga.	Alabama Georgia North Carolina	All except district 8. All counties. Ashe, Avery, Buncombe, Burke, Caldwell, Cherokee, Clay, Cleveland, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Watauga, and Yancey.
7	P. O. Box 150, 312 Federal Bldg., Miami 1, Fla. Suboffice, 409-410 Post Office Bldg., Tampa 2, Fla.	South Carolina Tennessee Florida	All counties. Do. All except district 8.
8	400 Audubon Bldg., New Orleans 16, La.	Alabama Arkansas Florida Louisiana Mississippi Texas	Baldwin and Mobile. All counties. Escambia. All counties. Do. City of Texarkana only.
9	404 Post Office Bldg., Galveston, Tex.	Texas	Arkansas, Brazoria, Brooks, Calhoun, Cameron, Chambers, Fort Bend, Galveston, Gollad, Harris, Hidalgo, Jackson, Jefferson, Jim Wells, Kennedy, Kleberg, Matagorda, Nueces, Refugio, San Patricio, Victoria, Wharton and Willacy.
10	P. O. Box 5238, 500 U. S. Terminal Annex, Dallas 2, Tex.	New Mexico Oklahoma Texas	All counties. Do. All except district 9 and the city of Texarkana.
11	539 U. S. Post Office and Courthouse Bldg., Temple and Spring Sts., Los Angeles 12, Calif. Suboffice, 307 U. S. Customhouse and Courthouse Bldg., Union and F Sts., San Diego 1, Calif.	Arizona California Nevada	All counties. Imperial, Inyo, Kern, Los Angeles, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara and Ventura. Clarke.

RADIO DISTRICTS—Continued

Radio district	Address of the Inspector in charge	Territory within district	
		States, etc.	Counties
12	328 Customhouse, San Francisco 26, Calif.....	California.....	All except district 11.
13	805 Terminal Sales Bldg., Portland 5, Oreg.....	Nevada.....	All except Clarke.
14	808 Federal Office Bldg., Seattle 4, Wash.....	Idaho.....	All except district 14.
15	504 Customhouse, Denver 2, Col.....	Oregon.....	All counties.
16	208 Uptown Post Office and Federal Courts Bldg., 5th and Washington Sts., St. Paul 2, Minn.....	Washington.....	Wahkiakum, Cowlitz, Clark, Skamania and Klickitat.
17	809 U. S. Court House, Kansas City 6, Mo.....	Idaho.....	Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, Shoshone.
18	246 U. S. Court House, Chicago 4, Ill.....	Montana.....	All counties.
19	1029 New Federal Bldg., Detroit 26, Mich.....	Washington.....	All except district 12.
20	328 Federal Bldg., Buffalo 3, N. Y.....	Colorado.....	All counties.
21	609 Stangenwald Bldg., Honolulu 1, Territory of Hawaii.....	Utah.....	Do.
22	P. O. Box 2967, 322-323 Federal Bldg., San Juan 13, P. R.....	Wyoming.....	Do.
23	P. O. Box 1421, 7-8 Shattuck Bldg., Juneau, Alaska.....	Minnesota.....	All counties.
		Michigan.....	Alger, Baraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Marquette, Menominee, Ontonagon, and Schoolcraft.
		North Dakota.....	All counties.
		South Dakota.....	Do.
		Wisconsin.....	All except district 18.
		Iowa.....	Do.
		Kansas.....	All counties.
		Missouri.....	Do.
		Nebraska.....	Do.
		Illinois.....	All counties.
		Indiana.....	Do.
		Iowa.....	Allamakee, Buchanan, Cedar, Clayton, Clinton, Delaware, Des Moines, Dubuque, Fayette, Henry, Jackson, Johnson, Jones, Lee, Linn, Louisa, Muscatine, Scott, Washington and Winneshiek.
		Wisconsin.....	Columbia, Crawford, Dane, Dodge, Grant, Green, Iowa, Jefferson, Kenosha, Lafayette, Milwaukee, Ozaukee, Racine, Richland, Rock, Sauk, Walworth, Washington and Waukesha.
		Kentucky.....	All counties.
		Michigan.....	All except district 16
		Ohio.....	All counties.
		West Virginia.....	Do.
		New York.....	All except district 2.
		Pennsylvania.....	All except district 3.
		Territory of Hawaii.....	
		Guam.....	
		Midway.....	
		Wake.....	
		American Samoa.....	
		Puerto Rico.....	
		Virgin Islands.....	
		Alaska.....	

APPENDIX 2—EXTRACTS FROM GENERAL RADIO REGULATIONS (CAIRO REVISION)

ARTICLE 5—Classification of emissions.

SECTION 1. Emissions shall be classified below according to the purpose for which they are used, assuming their modulation or their possible keying to be only in amplitude.

1. Continuous waves:

Type A0—Waves the successive oscillations of which are identical under fixed conditions.¹

Type A1—Telegraphy on pure continuous waves. A continuous wave which is keyed according to a telegraph code.

Type A2—Modulated telegraph. A carrier wave modulated at one or more audible frequencies, the audible frequency or frequencies or their combination with the carrier wave being keyed according to a telegraph code.

Type A3—Telephony. Waves resulting from the modulation of a carrier wave by frequencies corresponding to the voice, to music, or to other sounds.

Type A4—Facsimile. Waves resulting from the modulation of a carrier wave by frequencies produced at the time of the scanning of a fixed image with a view to its reproduction in a permanent form.

Type A5—Television. Waves resulting from the modulation of a carrier wave by frequencies produced at the time of the scanning of fixed or moving objects.²

NOTE: The band widths to which these emissions correspond are indicated in Appendix 3.

2. Damped waves:

Type B—Waves composed of successive series of oscillations the amplitude of which, after attaining maximum, decreases gradually, the wave trains being keyed according to a telegraph code.

¹ These waves are used only in special cases, such as standard frequency emissions.

² "Objects" is used here in the optical sense of the word.

SEC. 2. In the above classification, the presence of a carrier wave is assumed in all cases. However, such carrier wave may or may not be transmitted.

This classification does not contemplate exclusion of the use, by the administrations concerned, under specified conditions, of types of waves not included in the foregoing definitions.

APPENDIX 3—TABLE OF FREQUENCY-BAND WIDTHS OCCUPIED BY THE EMISSIONS

The frequency bands necessary for the various types of transmissions, at the present state of technical development, are indicated below. This table is based solely upon amplitude modulation. For frequency or phase modulation, the band widths necessary for the various transmissions are many times greater.

Type of transmission	Total width of the band in cycles for transmission with 2 side bands
A0 Continuous waves, no signaling.	-----
A1 Telegraphy, pure, continuous wave.	Numerically equal to the telegraph speed in bauds for the fundamental frequency, 3 times this width for the 3d harmonic, etc.
Morse code.	(For a code of 8 time elements (dots or blanks) per letter and 48 time elements per word, the speed in bauds shall be equal to 0.8 times the speed in words per minute.)
Baudot code.	
Stop-start printer.	
Scanning-type printer.....	300-1,000, for speeds of 50 words per minute, according to the conditions of operation and the number of lines scanned (for example, 7 or 12). (Harmonics are not considered in the above values.)
A2 Telegraphy modulated to musical frequency.	Figures appearing under A1, plus twice the highest modulation frequency.
A3 Commercial radiotelephony.....	Twice the number indicated by the C. C. I. F. opinions (about 6,000 to 8,000). ¹
Broadcasting.....	15,000 to 20,000.
A4 Facsimile.....	Approximately the ratio between the number of picture components ² to be transmitted and the number of seconds necessary for the transmission.
A5 Television.....	Approximately the product of the number of picture components ² multiplied by the number of pictures transmitted per second.

¹ It is recognized that the band width may be wider for multiple-channel radiotelephony and secret radiotelephony.

² Two picture components, one black and one white, constitute a cycle; thus, the modulation frequency equals one-half the number of components transmitted per second.

By the Commission

[SEAL]

T. J. SLOWIE,
Secretary.[F. R. Doc. 46-6189; Filed, Apr. 12, 1946;
10:55 a. m.]PART 35—UNIFORM SYSTEM OF ACCOUNTS
FOR WIRE-TELEGRAPH AND OCEAN-CABLE
CARRIERS

TRAFFIC DAMAGE AWARDS

The Commission in meeting on April 10, 1946, effective immediately, amended paragraph (b) and adopted paragraph (c) of § 35.4281 to read as follows:

§ 35.4281 *Traffic-damage awards*.
* * * (b) The records supporting the entries in this account shall be so maintained as to show the amounts of settlements made during the accounting period with respect to delayed-delivery, nondelivery, error, and other causes, separately with respect to messages and to money orders.

(c) There shall be classed as delayed-delivery claims, those arising from delays in transmission or delivery; as nondelivery claims, those arising from failure to deliver; as error claims, those arising from error in transmission or delivery, except such as may be classified as delayed-delivery or nondelivery claims; and as other types of claims, those arising from causes not shown above, such as libel, fraud, and similar bases.

(Sec. 4 (i), 48 Stat. 1068; sec. 206, 48 Stat. 1072; sec. 219, 48 Stat. 1077; 47 U.S.C. 154 (i), 206, 219)

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.[F. R. Doc. 46-6357; Filed, Apr. 16, 1946;
10:49 a. m.]PART 43—REPORTS (RULES GOVERNING THE
FILING OF INFORMATION, CONTRACTS,
PERIODIC REPORTS, ETC.)

REPORTS OF TRAFFIC DAMAGE CLAIMS

The Commission in meeting on April 10, 1946, effective immediately, amended Part 43 by deleting § 43.41 *Reports of traffic damage claims required of telegraph, cable, and radiotelegraph carriers*.

(Sec. 4 (i), 48 Stat. 1068; sec. 206, 48 Stat. 1072; sec. 219, 48 Stat. 1077; 47 U. S. C. 154 (i), 206, 219)

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.[F. R. Doc. 46-6359; Filed, Apr. 16, 1946;
10:49 a. m.]

Notices

FEDERAL COMMUNICATIONS COM-
MISSION.COMMERCIAL TELEVISION APPLICATIONS¹
PUBLIC NOTICE OF PROCEDURE FOR HANDLING

The Commission, on April 11, 1946, effective immediately, adopted the fol-

¹Part 1, Rules of Practice and Procedure, and Part 3, Subpart D, Rules Governing Television Broadcast Stations.

lowing procedure for handling commercial television applications. Conditional grants will not be issued where applications are incomplete as has been the practice in FM broadcasting.

1. *Complete applications.* Applications now on file which are complete under either the new or old engineering standards will be considered. An application will be considered complete even though it does not answer completely all questions pertaining to equipment. These parts may be supplied later if information is not now available from the manufacturers of equipment. Specifically the equipment items referred to are the following numbered paragraphs in Form 330: Paragraphs 18, 19, 20, 21, 22, 23, 24 (a) (6) and (g). If applications are not current regarding financial or other matters that relate to the qualifications of the licensee including the manner in which it is proposed to provide the 28 hour program service per week as required under the Commission's Rule 3.661, these matters should be brought up to date.

2. *Incomplete applications.* An examination of the file of pending applications indicates a high percentage of the applications are incomplete. Applications under this category must be completed before they will be given consideration. Applicants who know they have incomplete applications on file should proceed to complete them within the next sixty days. In the case of applications found incomplete at the time of processing, the applicant will be requested to furnish additional information within thirty days. Those that are not complete at that time will be dismissed. Applications should be brought to completion under the new Standards of Good Engineering Practice concerning Television Broadcast Stations adopted December 19, 1945 (11 F.R. 1105).

3. *Applications set for hearing.* In order to give the Commission's Engineering Department an opportunity to study the issues involved in advance of the hearing, it is requested that sections of the application dealing with antennas, transmitter sites and coverage (including radials) be submitted at least ten days in advance of the hearing, using the new standards as a basis for all computations.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6356; Filed, Apr. 16, 1946;
10:49 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-709]

BIG INCH GAS, INC.

NOTICE OF APPLICATION

APRIL 11, 1946.

Notice is hereby given that on March 29, 1946, Big Inch Gas, Inc. ("Applicant"), a Delaware corporation with principal office at 100 West 10th Street, Wilmington, Delaware, filed with the Federal Power Commission an application pursuant to section 7 of the Natural

Gas Act, as amended, for a certificate of public convenience and necessity authorizing the construction of the facilities necessary for the conversion of, and the operation of "Big Inch" Pipe Line for the transportation of natural gas.

In the application, "Big Inch" Pipe Line is described as follows:

The main pipe line, 1,340 miles in length, extends from Longview, Texas, through the States of Texas, Arkansas, Missouri, Illinois, Indiana, Ohio, West Virginia, Pennsylvania, and New Jersey to a terminal point at Linden, New Jersey. Of the total, 1,246 miles is 24-inch from Longview, Texas, to Phoenixville, Pennsylvania. 84 miles is 20-inch pipe from Phoenixville to Linden, New Jersey, and 8.6 miles of 24-inch and 1.5 miles of 20-inch pipe is in submerged river crossings. In addition to the main line, there is about 20 miles of 20-inch pipe and 20 miles of 16-inch, 14-inch, and 12-inch pipe between Phoenixville, and Philadelphia, Pennsylvania.

Applicant proposes to acquire "Big Inch" Pipe Line from War Assets Corporation, and to begin the necessary construction and conversion work immediately upon acquisition of the line. The conversion program includes the cleaning and testing of the line and the installation of compressors with capacity of over 100,000 horsepower at thirteen or more stations.

Applicant proposes to operate the line with a capacity of approximately 275,000,000 cubic feet of gas daily and at a maximum pressure of 800 to 820 pounds per square inch. Applicant states that it proposes to sell natural gas initially to utility companies in metropolitan areas of New York, New Jersey and eastern Pennsylvania at a price not in excess of 24¢ per thousand cubic feet, and that a market for the capacity of the line at a load factor of 90% has already been developed with utility companies. At the earliest possible time, the application states, applicant proposes to broaden its markets to serve utility companies in Delaware and Maryland.

Applicant states that it has commitments for the purchase of 300,000,000 cubic feet of gas per day from suppliers in the Carthage area and other areas in eastern Texas adjacent to the line with reserves adequate for capacity operations for over thirty years.

The estimated over-all capital cost of the acquisition of the line and the construction and other work necessary to place the line in operating condition, as stated in the application, is \$70,000,000.

Any interested State commission is requested to notify the Federal Power Commission whether the application is one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 27th day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of

practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6361; Filed, Apr. 16, 1946;
11:35 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 488]

UNLOADING OF PIPE AT LOS ANGELES, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of April, A. D. 1946.

It appearing, that cars L&N 74229 and SLSF 52399 containing pipe at Los Angeles, California, on the Southern Pacific Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Pipe at Los Angeles, California, be unloaded. (a) The Southern Pacific Company, its agents or employees, shall unload forthwith cars L&N 74229 and SLSF 52399 loaded with pipe now on hand at Los Angeles, California.

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

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

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6329; Filed, Apr. 15, 1946;
4:23 p. m.]

[S. O. 489]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of April A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo,

Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Various Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas.

Initial & No.	Contents
Erie 81375	Earth.
C&EI 442	Belt conveyor.
CB&Q 195332	Dump bodies.
CB&Q 11208	Cans.
AT&SF 147327	Machines.
PRR 102021	Lime.
PRR 347099	Machinery.
CB&Q 41563	Steel lathing.
D&H 17602	Washing mach.
L&N 91148	Flour.
NYC 17606	Flour.
AT&SF 141109	Flour.

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

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

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6330; Filed, Apr. 15, 1946;
4:23 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6139]

ANGELIKA VON HOFFMANN

In re: Bank account owned by Angelika Von Hoffmann.

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

1. That Angelika Von Hoffmann, whose last known address is Moltkestr. 8, Potsdam, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank for the account of Angelika Von Hoffmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Angelika Von Hoffmann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

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

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

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

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

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

Executed at Washington, D. C., on April 3, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6311; Filed, Apr. 15, 1946;
11:29 a. m.]

[Vesting Order 6148]

MAREO WOYENO

In re: Bank account owned by Mareo Wooyeno.

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

1. That Mareo Wooyeno, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Mareo Wooyeno, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Mareo Wooyeno, maintained at the branch office of the aforesaid bank located at 162 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

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

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

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

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

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6313; Filed, Apr. 15, 1946;
11:30 a. m.]

[Vesting Order 6182]

LOUISE RUNDZIEHER

In re: Estate of Louise Rundzieher, also known as Louise Erbacher, deceased; File D-28-9661; E. T. sec. 13451.

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

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Carl Erbacher and Gorg Erbacher, and each of them, in and to the Estate of Louise Rundzieher, also known as Louise Erbacher, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Carl Erbacher, Germany.
Gorg Erbacher, Germany.

That such property is in the process of administration by Seth H. Lanes, as Substituted Administrator, C. T. A., acting under the judicial supervision of Essex County Orphans' Court, Newark, New Jersey;

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

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

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

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

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

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

Executed at Washington, D. C., on April 12, 1946.

[SEAL]

FRANCIS J. McNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-6315; Filed, Apr. 15, 1946;
11:30 a. m.]

[Vesting Order CE 236]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, MINNESOTA, WISCONSIN AND OHIO COURTS

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

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

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

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

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

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

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

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and

when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together

with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Maren Nielsen.....	Denmark.....	Estate of Niels Peter Juel Christensen, deceased, Probate Court, Montcalm County, Mich.; No. 14,461.	\$1,102.53	The County Treasurer of Montcalm County, Stanton, Mich.	\$20.00
		<i>Item 2</i>			
Ejvend Johansen.....	Denmark.....	Same.....	1,102.53	Same.....	20.00
		<i>Item 3</i>			
Thora Pedersen.....	Denmark.....	Same.....	1,102.53	Same.....	20.00
		<i>Item 4</i>			
Hannah Olson.....	Norway.....	Estate of Henry E. Olson, deceased, Probate Court, Blue Earth County, Minn.	1,000.00	Lake Crystal National Bank, Lake Crystal, Minn.; Blocked Account in the name of Hannah Olson.	36.00
		<i>Item 5</i>			
Ellza Olsen.....	Norway.....	Same.....	1,000.00	Lake Crystal National Bank, Lake Crystal, Minnesota; Blocked Account in the name of Ellza Olson.	36.00
		<i>Item 6</i>			
Heirs at law, names unknown, of Sigurd Olson, deceased.	Norway.....	Estate of Sigurd Olson, also known as Sigvard M. Olson, deceased, Probate Court, St. Louis County, Minn.	4,483.56	The County Treasurer of St. Louis County, Duluth, Minn.	28.00
		<i>Item 7</i>			
Olga Jakowczuk.....	Poland.....	Estate of Wasyl Jakowczuk, deceased, Probate Court, Hennepin County, Minn.; No. 32536.	1,263.00	Midland National Bank and Trust Co., Trustee, Minneapolis, Minn.	54.00
		<i>Item 8</i>			
Mary Widney.....	France.....	Trust under the Will of Mary L. Latimer, deceased, County Court, Walworth County, Wis.	(1)	J. J. Phoenix, Trustee, 420 Walworth Ave., Delavan, Wis.	324.00
		<i>Item 9</i>			
Irene Vlasis.....	Greece.....	Estate of Constantine N. Vlasis, Trustee for Irene Vlasis, Minor, Probate Court, Hamilton County, Ohio; No. 10967.	1,431.00	The Fifth Third Union Trust Co., Trustee, 4th and Walnut Streets, Cincinnati, Ohio.	55.00
		<i>Item 10</i>			
Yosel-Tany Kapilovitz.....	Latvia.....	Estate of David Kapilovitz, deceased, Probate Court, Wayne County, Mich.	4,293.81	The County Treasurer of Wayne County, Detroit, Mich.	37.00
		<i>Item 11</i>			
Felvus Kapilovitz.....	Latvia.....	Same.....	4,293.81	Same.....	37.00

¹ Income from Trust under the Will of Mary L. Latimer, deceased.

[F. R. Doc. 46-6184; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order CE 237]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

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

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

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

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

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

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

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

Alien Property Custodian in such actions or proceedings.

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

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

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

Executed at Washington, D. C., on April 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
Julylonas Kanapeckas.....	Lithuania.....	<i>Item 1</i> Estate of Michael Kanapeckas, deceased, Probate Court of Cook County, Ill.; File No. 40-P-1230.	1,304.47	Victor L. Schlager, County Treasurer, Cook County, Chicago, Ill.	\$127.00
Veronica Kanapeckas.....	Lithuania.....	<i>Item 2</i> Same.....	804.47	Same.....	78.00
Amelija Pagareski.....	Lithuania.....	<i>Item 3</i> Same.....	267.90	Same.....	26.00
Caroline Judikine.....	Lithuania.....	<i>Item 4</i> Same.....	200.86	Same.....	20.00
Apolonia Prunkinene.....	Lithuania.....	<i>Item 5</i> Same.....	200.86	Same.....	20.00
Jullona Kravaiskinne.....	Lithuania.....	<i>Item 6</i> Same.....	200.86	Same.....	20.00
George Vimikunas.....	Lithuania.....	<i>Item 7</i> Same.....	320.22	Same.....	31.00
Antonina Czyplinska.....	Poland.....	<i>Item 8</i> Estate of Walter Labus, deceased, No. 42-P-6523, Probate Court, Cook County, Ill.	1,677.52	Same.....	23.00
Julja Kunowska.....	Poland.....	<i>Item 9</i> Same.....	1,677.53	Same.....	23.00
Aleksander Labus.....	Poland.....	<i>Item 10</i> Same.....	1,677.52	Same.....	23.00
Stanislawa Maj.....	Poland.....	<i>Item 11</i> Same.....	1,677.53	Same.....	23.00
Leonora Kuczynska.....	Poland.....	<i>Item 12</i> Same.....	1,677.53	Same.....	23.00
Gabriel Theisen.....	Luxembourg.....	<i>Item 13</i> Estate of Marie Theisen, Deceased, Probate Court of Cook County, Ill.; File 43-P-363, Docket 418, Page 307.	200.00	Same.....	10.00
Nicholas Theisen.....	Luxembourg.....	<i>Item 14</i> Same.....	200.00	Same.....	10.00
Theodofe Theisen.....	Luxembourg.....	<i>Item 15</i> Same.....	200.00	Same.....	10.00
Joseph Theisen.....	Luxembourg.....	<i>Item 16</i> Same.....	200.00	Same.....	10.00
Susanne Theisen.....	Luxembourg.....	<i>Item 17</i> Same.....	200.00	Same.....	10.00
Inger Idso.....	Norway.....	<i>Item 18</i> Estate of Enoch Idso, deceased, in the Probate Court of Cook County, Ill., File 43 P 5463, Docket 424, Page 56.	90.12	Same.....	13.00
Ane Idso.....	Norway.....	<i>Item 19</i> Same.....	90.12	Same.....	13.00
Anna Majchrowicz.....	Poland.....	<i>Item 20</i> Estate of Jan Majchrowicz, deceased, Probate Court, Cook County, Illinois; Docket No. 433, Page 166, File No. 44-P-5237.	500.00	Same.....	47.00
Heirs of Harry Kautsurls, deceased, names unknown.	Greece.....	<i>Item 21</i> Estate of Harry Kautsurls, deceased, Probate Court of Cook County, Ill.; File 43-P-5237, Docket 423, Page 537.	417.76	Same.....	42.00

[F. R. Doc. 46-6185; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order CE 238]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

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

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

such person's respective name in Column 2 of said Exhibit A;

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

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

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

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

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said

Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

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

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

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

Executed at Washington, D. C., on April 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Hyman Kraftchick.....	Poland.....	Estate of Louis Kraftchick, deceased, Essex County Orphans' Court, Newark, N. J.	\$884.37	George H. Becker, Clerk of Essex County Orphans' Court, Essex County Court House, Newark, N. J.	\$39.00
Chuna Kraftchick.....	Poland.....	Same.....	884.38	Same.....	39.00
		<i>Item 3</i>			
John Slebodnik.....	Czechoslovakia.....	Estate of Joseph Slebodnik, deceased, Bergen County Orphans' Court, Bergen County Court House, Hackensack, N. J.	452.98	Stephen P. Piga, Attorney-in-fact for John Slebodnik, 15 Exchange Place, Jersey City 2, N. J.	31.00
		<i>Item 4</i>			
William Alberts.....	Netherlands.....	Estate of Johannes Alberts, deceased, Passaic County Orphans' Court, N. J.	450.49	John McNaughton, Clerk of the Passaic County Orphans' Court, Passaic County Court House, Paterson, N. J.	40.00
Mrs. F. Brouwer.....	Netherlands.....	Same.....	450.49	Same.....	40.00
		<i>Item 6</i>			
Ellse Lambertsen.....	Denmark.....	Estate of Catherine Lambertsen, deceased, Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	781.28	Frank A. Connolly, Clerk of the Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	93.00
Christian Denmark.....	Denmark.....	Same.....	172.00	Same.....	21.00
		<i>Item 8</i>			
Anna Malec, her heirs at law, devisees, grantees, next of kin, issue, legatees and personal representatives.	Poland.....	Estate of Jan Stazyk, deceased, Mercer County Orphans' Court, Trenton, N. J.	1,721.65	Consul General of Poland, Trustee, c/o Rospond & Rospond, Raymond-Commerce Bldg., Newark 2, N. J.	58.00
		<i>Item 9</i>			
Agnieszka Stazyk, her heirs at law, devisees, grantees, next of kin, issue, legatees and personal representatives.	Poland.....	Same.....	1,721.65	Same.....	58.00

[F. R. Doc. 46-6186; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order 6142]

RENATE VON HOFFMANN

In re: Bank account owned by Renate Von Hoffmann.

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

1. That Renate Von Hoffmann, whose last known address is Moltkestr. 8, Potsdam, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank, (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank, Berlin, for the account of Renate Von Hoffmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evi-

dence of ownership or control by, Renate Von Hoffmann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

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

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

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the

Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

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

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

Executed at Washington, D. C., on April 3, 1946.

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

[F. R. Doc. 46-6312; Filed, Apr. 15, 1946; 11:29 a. m.]

[Vesting Order CE 239]

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

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

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

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

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

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

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

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

Executed at Washington, D. C., on April 8, 1946.

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

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Dagmar Haraldsen.....	Norway.....	Estate of Mathilde Larsen, deceased, Surrogate's Court, New York County, N. Y. Index No. P-604/44.	\$14.00
Astri Haraldsen.....	Norway.....	Same.....	14.00
Fritz Haraldsen.....	Norway.....	Same.....	14.00
Hans Haraldsen.....	Norway.....	Same.....	14.00
		<i>Item 5</i>	
Hans Kraus.....	Shanghai, China.....	In the Matter of the Estate of Erich Kraus, deceased, Surrogate's Court, New York County, N. Y. No. P1692-44.	51.00
		<i>Item 6</i>	
Eidel Diller.....	Poland.....	Estate of Lemel Diller, Surrogate's Court, Kings County, N. Y. Docket No. 1967-1944.	25.00
		<i>Item 7</i>	
Juozas Pivarunas or issue.....	Lithuania.....	Estate of Antanas Pivarunas, a/k/a Anthony Pivarunas, Antonas Pivarunas and Antonos Pievasunas, deceased, Surrogate's Court, Kings County, N. Y. Index No. 5805-1943.	8.00
		<i>Item 8</i>	
Kazys Pivarunas or issue.....	Lithuania.....	Same.....	8.00
		<i>Item 9</i>	
Rozalija Malinauskiene or issue.....	Lithuania.....	Same.....	8.00
		<i>Item 10</i>	
Tekle Pivarunas or issue.....	Poland.....	Same.....	8.00
		<i>Item 11</i>	
Augusta N. Droer.....	France.....	Estate of Louise G. Tower, deceased Surrogate's Court, New York County, N. Y. Index No. P2557-42.	65.00
		<i>Item 12</i>	
Church of w Dobrzynie.....	Poland.....	Estate of Sylwester Michalowski, deceased. Surrogate's Court, County of Bronx, State of New York. Index No. 5P/1944.	5.00
		<i>Item 13</i>	
Church of wies Zaduszniki, gminy Olésno powiat Lipno.	Poland.....	Same.....	5.00
		<i>Item 14</i>	
Church of w Grochowlasku, gminy Oleszno powiat Lipno.	Poland.....	Same.....	5.00
		<i>Item 15</i>	
Wydzialowi Opieki Spolecznej of Warsaw.....	Poland.....	Same.....	27.00
		<i>Item 16</i>	
The Poorest Families in Dobrzyn; w Dobrzyniu n/Wisla.	Poland.....	Same.....	5.00
		<i>Item 17</i>	
Apolonja Zakrzewski nee Michalowski.....	Poland.....	Same.....	9.00
		<i>Item 18</i>	
Walerja Rutkowski nee Michalowski.....	Poland.....	Same.....	9.00

[F. R. Doc. 46-6187; Filed, Apr. 12, 1946; 10:13 a. m.]

[Vesting Order CE 240]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN WISCONSIN, ILLINOIS AND MINNESOTA COURTS

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

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

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

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

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

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

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

curred by the Alien Property Custodian in such actions or proceedings.

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

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

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

Executed at Washington, D. C., on April 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		<i>Item 1</i>			
Olga Hansen.....	Norway.....	Estate of Cornelius Martinsen, also known as Cornelius Martenson, deceased, County Court, Milwaukee County, Wis.; File No. 238-447.	\$195.45	National City Bank of New York, New York, N. Y. Account in the name of the Royal Norwegian Government Special Account "H," Washington, D. C.	\$20.00
		<i>Item 2</i>			
Thomas Martinsen.....	Norway.....	Same.....	195.46	Same.....	20.00
		<i>Item 3</i>			
Thomas Martinsen.....	Norway.....	Same.....	97.73	Same.....	10.00
		<i>Item 4</i>			
Mary Matinsen.....	Norway.....	Same.....	97.72	Same.....	10.00
		<i>Item 5</i>			
Fin Graff.....	Norway.....	Estate of Zuleima Fossum, deceased, Probate Court, Cook County, Ill.; Docket No. 381; Page 402; File No. 39-P-720.	58.26	Same.....	6.00
		<i>Item 6</i>			
Gerda Graff.....	Norway.....	Same.....	58.26	Same.....	6.00
		<i>Item 7</i>			
Vindlov Hildur Jensen.....	Norway.....	Same.....	174.75	Same.....	17.00
		<i>Item 8</i>			
Esther Tellander.....	Norway.....	Same.....	174.75	Same.....	17.00
		<i>Item 9</i>			
Marit Dahle.....	Norway.....	Estate of Annie Hedahl, deceased, Probate Court, Norman County, Minn.	370.57	Same.....	51.00
		<i>Item 10</i>			
Lina Svendsen.....	Norway.....	Estate of Peter Hatleberg, also known as Peder Hatleberg, deceased. Probate Court, Pope County, Minn.; No. 4022.	230.11	Same.....	43.00
		<i>Item 11</i>			
Jans Svendsen.....	Norway.....	Same.....	230.11	Same.....	43.00
		<i>Item 12</i>			
Hans Halvorsen.....	Norway.....	Estate of Alfred Halvorsen, deceased, County Court, Shawano County, Wis.	504.53	Same.....	67.00

[F. R. Doc. 46-6188; Filed, Apr. 12, 1946; 10:13 a. m.]

[Vesting Order CE 241]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MICHIGAN, INDIANA, NEBRASKA, MINNESOTA AND NORTH DAKOTA COURTS

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

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

Having determined that it was in the interest of the United States to take

measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

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

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

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said

Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

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

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with

a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

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

Executed at Washington, D. C., on April 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Rudolph Krabec.....	Czechoslovakia.....	Estate of Ignatz Mendlik, deceased, Probate Court, Cuyahoga County, Ohio.	\$1,000.00	Alice Soukup, Trustee for Rudolph Krabec 5230 Broadway, Cleveland, Ohio.	\$88.00
		<i>Item 2</i>			
Ann Sulc.....	Czechoslovakia.....	Estate of James (Vaclav) Sulc, deceased, Probate Court, Muskegon County, Mich.; No. 12402.	375.00	The County Treasurer of Muskegon County, Muskegon, Mich.	12.00
Joseph Sulc.....	Czechoslovakia.....	Same.....	375.00	Same.....	12.00
		<i>Item 3</i>			
Marie Cermak.....	Czechoslovakia.....	Same.....	125.00	Same.....	5.00
		<i>Item 4</i>			
Emily Vlasak.....	Czechoslovakia.....	Same.....	125.00	Same.....	5.00
		<i>Item 5</i>			
Frances Sblova.....	Czechoslovakia.....	Same.....	125.00	Same.....	5.00
		<i>Item 6</i>			
Anthony Sulc.....	Czechoslovakia.....	Same.....	125.00	Same.....	5.00
		<i>Item 7</i>			
Charles Sulc.....	Czechoslovakia.....	Same.....	125.00	Same.....	5.00
		<i>Item 8</i>			
Joseph Sulc.....	Czechoslovakia.....	Same.....	125.00	Same.....	5.00
		<i>Item 9</i>			
Victor Henry De Somoskeoy, Jr.....	Poland.....	Estate of Victor Henry De Somoskeoy, a minor, Circuit Court, La Porte County, Ind.	4,905.92	First National Bank & Trust Co. of La Porte, Guardian, 802-804 Lincoln Way, La Porte, Ind.	48.00
		<i>Item 10</i>			
Karel Folta.....	Czechoslovakia.....	Estate of Anthony Folta, deceased, County Court, Douglas County, Nebr.	450.79	Robert R. Troyer, Judge, County Court, Douglas County, Omaha, Nebraska.	13.00
		<i>Item 11</i>			
Cyril Folta.....	Czechoslovakia.....	Same.....	450.79	Same.....	13.00
		<i>Item 12</i>			
Joseph Folta.....	Czechoslovakia.....	Same.....	450.79	Same.....	13.00
		<i>Item 13</i>			
Maria Folta.....	Czechoslovakia.....	Same.....	450.79	Same.....	13.00
		<i>Item 14</i>			
Ludmila Folta Lycka.....	Czechoslovakia.....	Same.....	90.16	Same.....	5.00
		<i>Item 15</i>			
Milada Folta Kostelak.....	Czechoslovakia.....	Same.....	90.16	Same.....	5.00
		<i>Item 16</i>			
Vilem Folta.....	Czechoslovakia.....	Same.....	90.16	Same.....	5.00
		<i>Item 17</i>			
Antonio Folta.....	Czechoslovakia.....	Same.....	90.16	Same.....	5.00
		<i>Item 18</i>			
Alfons Folta.....	Czechoslovakia.....	Same.....	90.16	Same.....	5.00
		<i>Item 19</i>			
John Jurey.....	Czechoslovakia.....	George Jurey v. John Jurey, Court of Common Pleas, Cuyahoga County, Ohio; No. 531,380.	715.00	Clerk of Common Pleas Court, Cuyahoga County, Cleveland, Ohio.	47.00
		<i>Item 20</i>			
Martin Jurey.....	Czechoslovakia.....	Same.....	715.00	Same.....	47.00
		<i>Item 21</i>			
Fusan Jurey Smerck.....	Czechoslovakia.....	Same.....	715.00	Same.....	47.00
		<i>Item 22</i>			
Udalrich Kalan.....	Yugoslavia.....	Estate of F. S. Rant, also known as Francis Rant, also known as Francis S. Rant, deceased, District Court, Second Judicial District, Ramsey County, Minn.; No. 230607.	235.00	Louis A. Gales, Trustee, 333 Colburne St., St. Paul, Minn.	43.00
		<i>Item 23</i>			
Milka Trjin.....	Yugoslavia.....	Same.....	192.01	Same.....	35.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 24</i>			
Knut Larsen.....	Norway.....	Estate of John Larson, deceased, Probate Court, Hennepin County, Minn.; No. 61994.	4,153.63	Jacob Stefferud, Administrator, d. b. n., c. t. a., in the Estate of John Larson, deceased, 827 Marquette Ave., Minneapolis, Minn.	\$28.00
		<i>Item 25</i>			
Torkel Larson.....	Norway.....	Same.....	4153.63	Same.....	28.00
		<i>Item 26</i>			
Thore Larson.....	Norway.....	Same.....	4153.63	Same.....	28.00
		<i>Item 27</i>			
Mathias Sather.....	Norway.....	Estate of Julius Johnson, deceased, County Court, Williams County, N. Dak.	243.66	American State Bank of Williston, Williston, N. Dak.	24.49
		<i>Item 28</i>			
Mrs. Julius Sather.....	Norway.....	Same.....	243.66	Same.....	24.49
		<i>Item 29</i>			
Bonthia Pliakas.....	Greece.....	Estate of Peter Pallas, deceased, Probate Court, Wayne County, Mich.; No. 319,603.	223.75	The County Treasurer of Wayne County, Detroit, Mich.	15.00
		<i>Item 30</i>			
Paul Pliakas.....	Greece.....	Same.....	223.75	Same.....	15.00
		<i>Item 31</i>			
Andrew Pliakas.....	Greece.....	Same.....	223.75	Same.....	15.00
		<i>Item 32</i>			
Louis Asimos.....	Greece.....	Estate of George J. Asimos, deceased, Circuit Court, Montgomery County, Ind.	1450.00	Clerk of the Circuit Court, Montgomery County, Crawfordsville, Ind.	14.00
		<i>Item 33</i>			
Damatra Asimos.....	Greece.....	Same.....	1450.00	Same.....	14.00
		<i>Item 34</i>			
Evangeline Asimos.....	Greece.....	Same.....	1450.00	Same.....	14.00
		<i>Item 35</i>			
Martha Asimos.....	Greece.....	Same.....	1450.00	Same.....	14.00
		<i>Item 36</i>			
Hersey Asimos.....	Greece.....	Same.....	1450.00	Same.....	14.00

¹ Approximately.

[F. R. Doc. 46-6316; Filed, Apr. 15, 1946; 11:30 a. m.]

[Vesting Order 6181]

KLARA H. COLLITZ

In re: Estate of Klara H. Collitz, deceased; File D-28-10268; E. T. sec. 14638.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Frau Sanitatsrat Joseph Hirsch, Frau Rechtsanwältin Kate Helmsen, Frau Hella Von Bogen, Frau Sanitatsrat A. Totzke, Frau Johanna Thedens, Willy von Bogen, Children of Frau Johanna Thedens, names unknown, Mase Friederichs, Ernst Friederichs, and Descendants of Frau Sanitatsrat Joseph Hirsch, and each of them, in and to the Estate of Klara H. Collitz, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Frau Sanitatsrat Joseph Hirsch, Germany.
 Frau Rechtsanwältin Kate Helmsen, Germany.
 Frau Hella Von Bogen, Germany.
 Frau Sanitatsrat A. Totzke, Germany.
 Frau Johanna Thedens, Germany.
 Willy von Bogen, Germany.
 Children of Frau Johanna Thedens, names unknown, Germany.
 Mase Friederichs, Germany.
 Ernst Friederichs, Germany.

Descendants of Frau Sanitatsrat Joseph Hirsch, Germany.

That such property is in the process of administration by Frederick H. Hennighausen and John Phelps, as Executors, acting under the judicial supervision of the Orphans' Court of Baltimore City, Maryland;

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

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

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

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

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

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

Executed at Washington, D. C., on April 12, 1946.

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

[F. R. Doc. 46-6314; Filed, Apr. 15, 1946; 11:30 a. m.]

[Vesting Order CE 242]

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

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

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the des-

ignated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

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

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with

in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

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

Any person, except a national of a designated enemy country, asserting any

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

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

Executed at Washington, D. C., on April 8, 1946.

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

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Ursula Stalzer	Yugoslavia	Estate of Maria Mittermeier, Surrogate's Court, Kings County, N. Y., Docket No. 7250-1930.	\$1,232.14	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	\$41.00
		<i>Item 2</i>			
Israel Rosdol	Poland	Estate of Jacob Rosdol, Surrogate's Court, Kings County, N. Y., Docket No. 1548/1942.	298.28	Same	35.00
		<i>Item 3</i>			
John Kinkopf	Jugo-Slavia	Estate of Frank Kinkoff, dec'd. Surrogate's Court, Kings County, N. Y., Docket No. 281-1942.	1,806.22	Same	26.00
		<i>Item 4</i>			
Philip Kinkopf	Jugo-Slavia	Same	1,806.22	Same	26.00
		<i>Item 5</i>			
Hersz Naftula Ivry	Poland	Estate of Mollie Meyerson, Surrogate's Court, Kings County, N. Y., Docket No. 4829/1942.	88.68	Same	18.00
		<i>Item 6</i>			
Basche Brum	Poland	Same	88.68	Same	18.00
		<i>Item 7</i>			
Chaia Rivka Fish	Poland	Same	22.14	Same	5.00
		<i>Item 8</i>			
Esther Chesler	Poland	Estate of David Leons, Surrogate's Court, Kings County, N. Y. Docket No. 766-1940.	2,891.55	Same	5.00
		<i>Item 9</i>			
Shoshke Sobol	Poland	Same	2,891.55	Same	5.00
		<i>Item 10</i>			
Sarah Winick	Poland	Same	2,891.55	Same	5.00
		<i>Item 11</i>			
Hershel Jukowsky	Poland	Same	2,891.55	Same	5.00
		<i>Item 12</i>			
Ebholme Jukowsky	Poland	Same	2,891.55	Same	5.00
		<i>Item 13</i>			
Chanah Rujansky	Poland	Same	2,891.55	Same	5.00
		<i>Item 14</i>			
Baruch Jukowsky	Poland	Same	2,891.55	Same	5.00
		<i>Item 15</i>			
Baruch Potoksky	Poland	Same	482.45	Same	5.00
		<i>Item 16</i>			
Ehaine Mintz	Poland	Same	482.45	Same	5.00
		<i>Item 17</i>			
Faigel Lazercowitz	Poland	Same	482.44	Same	5.00
		<i>Item 18</i>			
Moishe Rudofsky	Russia	Same	707.00	Same	5.00
		<i>Item 19</i>			
Nechama Rudofsky	Russia	Same	706.99	Same	5.00
		<i>Item 20</i>			
Broche Krupeny	Russia	Same	706.99	Same	5.00
		<i>Item 21</i>			
Joseph Malecki	Poland	Estate of Josephine Malecki, also known as Juzefa Malecki, deceased, Surrogate's Court, Kings County, N. Y. Docket No. 8597-41.	352.16	Same	16.00
		<i>Item 22</i>			
Mary Dudzie	Poland	Same	352.17	Same	16.00

[Vesting Order CE 243]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MICHIGAN, MINNESOTA, WISCONSIN, MISSOURI AND INDIANA COURTS

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

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

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identi-

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

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit

the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

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

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

Executed at Washington, D. C., on April 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest
		<i>Item 1</i>	
David Schiff.....	Lithuania.....	Estate of Joseph Schiff, deceased, Probate Court, Hamilton County, Ohio, File No. 152395.	\$17.00
Aaron Schiff.....	Lithuania.....	Same.....	17.00
		<i>Item 2</i>	
Chera Schiff Gotstein.....	Lithuania.....	Same.....	17.00
		<i>Item 3</i>	
Jacobus Hendrik Giljames.....	Netherlands.....	Estate of Hendrina Crezee, deceased, Probate Court, Kalamazoo County, Mich., File No. 31556.	6.00
Lena Romyn.....	Netherlands.....	Same.....	57.00
		<i>Item 4</i>	
Elevine Larson.....	Norway.....	Estate of Ole L. Moe, deceased, Probate Court, Douglas County, Minn.....	15.00
Alberta Larson.....	Norway.....	Same.....	15.00
		<i>Item 5</i>	
Eltje Huisman.....	Netherlands.....	Estate of Otto Huisman, deceased, County Court, Langlade County, Wis., File No. 5553A.	11.00
Saartje Huisman.....	Netherlands.....	Same.....	11.00
		<i>Item 6</i>	
Rutger Huisman.....	Netherlands.....	Same.....	11.00
Hindrik Huisman.....	Netherlands.....	Same.....	11.00
		<i>Item 7</i>	
Fouchina Huisman.....	Netherlands.....	Same.....	11.00
		<i>Item 8</i>	
Marie Mezy.....	France.....	Estate of Stephen Louis, deceased, Probate Court, City of St. Louis, Mo., Case #91171.	250.00
Lucie Lamouroux.....	France.....	Same.....	250.00
		<i>Item 9</i>	
Marianne Zemiant.....	France.....	Same.....	250.00
		<i>Item 10</i>	
Tom Skrbina.....	Yugoslavia.....	Estate of George Skrbina, deceased, Probate Court, St. Louis County, Minn.....	11.00
Three sisters of George Skrbina, deceased, names unknown.	Yugoslavia.....	Same.....	33.00
		<i>Item 11</i>	
Maryanna Zapart.....	Poland.....	Estate of Joseph Zapart, deceased, Lake Superior Court, Lake County, Ind., No. 7043.	22.00
Wanda Zapart.....	Poland.....	Same.....	10.00
		<i>Item 12</i>	
Lucien Zapart.....	Poland.....	Same.....	10.00
		<i>Item 13</i>	
Olenka Ostopavich.....	Poland.....	Estate of John Magun, deceased, Probate Court, Trumbull County, Ohio, No. 18406.	41.00

[Vesting Order CE 244]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS, MAINE AND RHODE ISLAND COURTS

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

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

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

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

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

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

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

Alien Property Custodian in such actions or proceedings.

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

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

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

Executed at Washington, D. C., on April 8, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
<i>Item 1</i>					
Julia T. Roederer.....	France.....	Trust u/w of Julia Porter Thayer, deceased. Suffolk County Probate Court No. 298908.	(1)	State Street Trust Company, State and Congress Streets, Boston, Mass., trustee.	\$82.00
<i>Item 2</i>					
Anna Kustava Niskanen.....	Finland.....	Estate of Katri Mustonen, deceased. Oxford County, Probate Court, Maine.	\$900.43	County Treasurer of Oxford County, Mexico, Maine.	13.00
<i>Item 3</i>					
Alma Sofia Partanen.....	Finland.....	Same.....	900.43	Same.....	13.00
<i>Item 4</i>					
Hilma Korhonen.....	Finland.....	Same.....	900.43	Same.....	14.00
<i>Item 5</i>					
Aleksaantra Tervonen.....	Finland.....	Same.....	900.43	Same.....	14.00
<i>Item 6</i>					
Elka Blum Rosnik.....	Poland.....	Estate of Max M. Pullman, deceased. Probate Court of the City of Pawtucket, R. I., Docket No. 12043.	1,000.00	Registry of the Probate Court of the City of Pawtucket, R. I.	40.00
<i>Item 7</i>					
Rewa Less.....	Poland.....	Same.....	50.00	Same.....	5.00
<i>Item 8</i>					
John Henneman for the benefit of the Henneman Family.	Belgium.....	Estate of Mabel D. Henneman, deceased, Penobscot County, Bangor, Maine. Probate Court.	500.00	Treasurer of the County of Penobscot, Bangor, Maine.	30.00
<i>Item 9</i>					
Suzanne Gregoire.....	France.....	Estate of Julian Martin, deceased. Probate Court of the City of Central Falls, R. I., Probate No. 3115.	3,511.94	Registry of the Probate Court of the City of Central Falls, R. I.	26.00

¹ Income of trust u/w of Julia Porter Thayer, deceased.

[F. R. Doc. 46-6319; Filed, Apr. 15, 1946; 11:31 a. m.]

[Vesting Order 5931]

ERNST BEHR

In re: trust under the Will of Ernst Behr, deceased; File No. D-28-9653; E. T. sec. 13426.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of August Rehme, the children and children of deceased children of August Rehme,

names unknown, Mathilde Juds, nee Rehme, also known as Mathilde Yuds, Ernst Rehme, Karl Rehme, Fritz Rehme and Adolph Rehme, and each of them, in and to the trust created under the Will of Ernst Behr, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

August Rehme, Germany.
The children and children of deceased children of August Rehme, names unknown, Germany.

Mathilde Juds, nee Rehme, also known as Mathilde Yuds, Germany.
Ernst Rehme, Germany.
Karl Rehme, Germany.
Fritz Rehme, Germany.
Adolph Rehme, Germany.

That such property is in the process of administration by Caroline E. Behr, as Executrix and Trustee, acting under the judicial supervision of the Hudson County Orphans' Court, Jersey City, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States

requires that such persons be treated as nationals of a designated enemy country, (Germany);

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

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

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

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

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

Executed at Washington, D. C., on February 18, 1946.

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

[F. R. Doc. 46-6307; Filed, Apr. 15, 1946;
11:29 a. m.]

[Vesting Order 5972]

LOUIS F. RICHTER

In re: Estate of Louis F. Richter, deceased; File No. D-28-9512; E. T. sec. 12906.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Arthur Richter, the issue, names unknown, of Arthur Richter, Rudolf Hinkelmann and Lisel Hinkelmann, and each of them, in and to the Estate of and in and to the Trust under the Will of Louis F. Richter, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Arthur Richter, Germany.

The issue, names unknown, of Arthur Richter, Germany.

Rudolf Hinkelmann, Germany.
Lisel Hinkelmann, Germany.

That such property is in the process of administration by The Berkshire Trust Company, as Executor, acting under the judicial supervision of the Probate Court, County of Berkshire, Commonwealth of Massachusetts;

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

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

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

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

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

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

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

[F. R. Doc. 46-6308; Filed, Apr. 15, 1946;
11:29 a. m.]

[Vesting Order 6048]

JOHN G. SEYFRIED

In re: Estate of John G. Seyfried, deceased; File No. 017-18842.

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

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marie Koehler, Jacob Marhoefer, Adam Marhoefer and Ludwig Marhoefer, and each

of them, in and to the Estate of John G. Seyfried, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Marie Koehler, Germany.
Jacob Marhoefer, Germany.
Adam Marhoefer, Germany.
Ludwig Marhoefer, Germany.

That such property is in the process of administration by John J. Seyfried and Francis X. Broschart, as Administrators, acting under the judicial supervision of the Surrogate's Court, Suffolk County, New York;

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

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

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

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

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

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

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

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

[F. R. Doc. 46-6309; Filed, Apr. 15, 1946;
11:29 a. m.]

[Vesting Order 6066]

LOUIS LAUER

In re: Estate of Louis Lauer, deceased; File No. D-55-417; E. T. sec. 5046.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Lene Lauer in and to the Estate of Louis Lauer, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Lene Lauer, Germany.

That such property is in the process of administration by the City Treasurer of the City of New York, as Depositary, acting under the judicial supervision of the Surrogate's Court, New York County, State of New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

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

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

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

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

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

Executed at Washington, D. C., on March 19, 1946.

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

[F. R. Doc. 46-6310; Filed, Apr. 15, 1946; 11:29 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 154]

ROBERTS & MANDER STOVE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Roberts & Mander Stove Company, Hatboro, Pennsylvania, may compute its adjusted ceiling prices for all articles of the line of gas and gas combination ranges which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 5.9 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the ceiling price (exclusive of all permitted increases or adjustment charges) hereafter properly determined or established in accordance with section 3, 7, or 8 of Maximum Price Regulation No. 64, increased by 5.9 per cent or the ceiling price determined in accordance with section 5 of Maximum Price Regulation No. 64 which price may not be increased under this order.

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

(b) *Retailers ceiling prices.* For sales in each zone by retailers other than mail order houses to ultimate consumers of the models listed below the ceiling prices including the Federal excise tax but not including any state or local taxes imposed at the point of sale are as follows:

Model	Article	Ceiling prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
L-35	Gas range.....	Each \$107.25	Each \$110.25	Each \$112.50	Each \$116.75
L-45	do.....	112.95	115.95	118.50	122.75
L-55	do.....	130.95	133.95	136.50	141.25
L-65	do.....	128.50	131.95	134.95	139.95
L-75	do.....	161.25	165.25	168.50	174.25
L-9	Gas combination.	182.75	187.95	192.25	199.95
L-95	do.....	189.50	194.75	199.25	206.95

The ceiling prices above include delivery and installation. If the retailer does not provide installation, he shall compute his ceiling price by subtracting \$6.00 in the case of gas ranges and \$9.00 in the case of gas combination ranges from his ceiling price as shown above for sales on an installed basis. If the retail dealer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	Amount which may be added
Gum filter "Q".....	\$0.95
Hi-Lo valves (for model L-9).....	1.75
Simmer burners (for model L-9).....	8.95
Simmer burners (for models L-35, L-45, L-55, L-65, and L-75).....	7.25
Lamp assembly "A".....	6.50
Lamp assembly "B".....	6.50
Lamp assembly "C".....	13.75
Lamp assembly "D".....	13.75
Lamp assembly "E".....	6.50
Cast iron water front.....	9.25

In all other respects these prices are subject to each retail seller's customary terms, discounts, allowances, (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(c) *Labelling.* The manufacturer shall, before delivering any range covered by this order after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail ceiling price established by this order for sales of the range to ultimate consumers in each zone and the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery, and installation and that if the seller does not provide installation, the ceiling price is \$6.00 less than the price shown on the label in the case of gas ranges and \$9.00 less than the price shown on the label in the case of combination ranges. There shall also be a statement that the label may not be removed until after the range is sold to an ultimate consumer.

(d) *Zones.* For the purposes of this order Zones 1, 2, 3, and 4, are those defined by Order No. 86 under Revised Supplementary Order No. 119.

(e) *Relationship of this order to Maximum Price Regulation No. 64.* All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order except to the extent that they are modified by this order.

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

(g) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6300; Filed, Apr. 15, 1946; 11:27 a. m.]

[Rev. SO 119, Order 155]

ARGUS, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Argus, Inc. of Ann Arbor, Michigan, may compute its adjusted ceiling prices to apply to its sales of all articles of photographic equipment which it manufactures from February 28, 1946, as follows:

(1) For an article which has a properly established ceiling price in effect be-

fore the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 9.2 percent.

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

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

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

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

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

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

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

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

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

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

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

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

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

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

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

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

(h) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6301; Filed, Apr. 15, 1946;
11:27 a. m.]

[Rev. SO 119, Order 156]

LOCKE MACHINE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Locke Machine Company of 971 East 63d Street, Cleveland 14, Ohio, may compute its adjusted ceiling prices for the Musselman Bicycle Coaster brakes and parts which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 18 percent.

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

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

(b) *Resellers' ceiling prices.* Distributors and dealers who sell the article in the same form in which the manufacturer has sold it at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his in-

voice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all the following tests:

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

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

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

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

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

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

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

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

(e) The provisions of Supplementary Order No. 153 are not applicable to any sales covered by this order.

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

(g) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6302; Filed, Apr. 15, 1946;
11:28 a. m.]

[Rev. SO 119, Order 157]

ABEL AND BACH CO.

ADJUSTMENT OF CEILING PRICES

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

with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Abel and Bach Company, Milwaukee, Wisconsin, may compute its adjusted ceiling prices for all articles of luggage, sample cases and portable radio cases which it manufactures as follows.

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 21.6 percent.

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

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

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

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

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

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

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

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

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

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

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each

seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) The provisions of Supplementary Order No. 153 are not applicable to any sales covered by this order.

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

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

(h) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6303; Filed, Apr. 15, 1946; 11:28 a. m.]

[SO 133, Amdt. 1 to Order 17]

LENOX INC.

ADJUSTMENT OF MAXIMUM PRICES

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

Order No. 17 under Supplementary Order 133 is amended in the following respect:

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

(a) *Manufacturer's maximum prices.* Lenox Incorporated, Price and Mead Streets, Trenton 5, New Jersey, may increase by no more than 24% on and after the effective date of this amendment, its ceiling prices to each class of purchaser for Lenox china of its manufacture.

This amendment shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6304; Filed, Apr. 15, 1946; 11:28 a. m.]

[MPR 64, Order 277]

ODIN STOVE MFG. CO.

APPROVAL OF MAXIMUM PRICES

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

filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; it is ordered:

(a) This order establishes maximum prices for sales of two models of gas ranges manufactured by the Odin Stove Mfg. Company, 342 West 12th Street, Erie, Pennsylvania.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Maximum prices for sales to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
1613-G.....	Each \$105.64	Each \$108.79	Each \$110.95	Each \$113.90
1623-G.....	114.72	117.03	119.34	122.58

These prices are f. o. b. wholesale distributor's city. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
1613-G.....	Each \$167.25	Each \$170.25	Each \$174.25	Each \$178.95
1623-G.....	179.50	183.25	186.75	191.95

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting \$6.00 from his maximum price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

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

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(d) For purposes of this order Zones 1, 2, 3, and 4 comprise the following areas:

Zone 1. The following counties in the state of Pennsylvania: Erie, Crawford, Warren, McKean, Potter, Mercer, Venango, Forest, Elk, Cameron, Lawrence, Butler, Clarion, Jefferson, Clearfield, Beaver, Allegheny, Armstrong, Indiana, Blair, Westmoreland, Cambria and Washington; the following counties in the state of Ohio: Ashtabula, Trumbull, Mahoning, Columbiana, Jefferson, Harrison, Carroll, Stark, Portage, Geauga, Lake, Cuyahoga, Medina, Summit, Wayne, Holmes, Tuscarawas, and Coshocton; the following counties in the state of New York: Chautaugua, Cattaraugus, Allegany, Erie, Wyoming, Genesee, and Niagara; the following counties in the state of West Virginia: Hancock, Brooke and Ohio.

Zone 2. The counties of Pennsylvania, New York, Ohio and West Virginia not included in Zone 1, Vermont, New Hampshire, Rhode Island, Massachusetts, Connecticut, New Jersey, Delaware, Maryland, Virginia, North Carolina, Kentucky, Tennessee, Indiana, Illinois, Michigan, Wisconsin and the District of Columbia.

Zone 3. Minnesota, North Dakota, South Dakota, Iowa, Nebraska, Kansas, Missouri, Arkansas, Oklahoma, South Carolina, Louisiana, Maine, Mississippi, Alabama, Georgia, Florida, and Texas except the counties of El Paso, Hudspeth, Culberson, Loving, Winkler, Ector, Midland, Ward, Crane, Upton, Pecos, Reeves, Jeff Davis, Presidio, Brewster and Terrill.

Zone 4. Montana, Wyoming, Washington, Oregon, California, Idaho, Nevada, Arizona, Utah, Colorado, New Mexico, and the counties of Texas not included in Zone 3.

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

(f) This order shall become effective on the 29th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6282; Filed, Apr. 15, 1946; 11:22 a. m.]

[MPR 188, Amdt. 2 to Order 4509]

COLONIAL LAMP SHADE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered*, That paragraph (a) (1) of Order No. 4509 be amended in the following respect:

1. For sales by the Manufacturer to Jobbers, the maximum price on 16½" Lamp shade, Model No. 518, is changed from \$2.40 each to \$3.40 each.

This maximum price is for the article described in the manufacturer's application dated March 2, 1945.

This amendment shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6287; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 188, Order 21 under Order 6]

SILEX CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered*:

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for all small electrical appliances manufactured by the Silex Company, and which are sold under the brand name, "Silex", as follows:

(1) The uniform retail ceiling price for the following articles is the price set forth below opposite each article:

Article	Catalog No.	Uniform retail ceiling price (inclusive of Federal excise tax)
"Duoletric" steam iron.....	4144-244	\$15.90
Coffee maker:		
White (8 cup).....	1122-168	8.65
Black (4-6 cup).....	1122-216	5.75
White (4-6 cup).....	1122-116	6.45
Black (8 cup).....	1122-218	6.55
White (8 cup).....	1122-118	7.00
Black (12 cup).....	1122-211	7.40
White (12 cup).....	1122-111	7.95
Electric buffet service.....	1622-368	24.15
Electric coffee service.....	1122-468	16.20
Electric stove:		
Black trim.....	3145-201	2.90
White trim.....	3145-101	3.85
Deluxe electric stove:		
Black trim.....	3145-212	4.35
White trim.....	3145-112	4.80

(2) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during March, 1942, and for which a maximum price to consumers has not been previously established by an order under Maximum Price Regulation No. 188, shall be the retail ceiling price computed in accordance with the provisions of section 4 (c) (1) of Order No. 6.

(b) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(c) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

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

This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6284; Filed, Apr. 15, 1946; 11:24 a. m.]

[MPR 188, Rev. Order 3962]

A. & S. SPECIALTY CO.

APPROVAL OF MAXIMUM PRICES

Order No. 3962 under § 1499.158 of Maximum Price Regulation No. 188 is amended, revised and redesignated Revised Order No. 3962 to read as follows:

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by A. & S. Specialty Company, 179 Wooster Street, New York, N. Y.

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

Article	Model	For sales by the manufacturer to—			For sales by any person to consumers
		Jobbers who dropship	Jobbers who stock	Retailers	
8" hand wrapped rayon ribbon boudoir lamp shade with braid trim....	100	\$0.45	\$0.43	\$0.50	\$0.90
19" hand wrapped rayon ribbon lamp shade.....	500	1.58	1.49	1.75	3.15
19" hand made multifilament rayon shade.....	900	2.25	2.13	2.50	4.50
10" hand wrapped rayon ribbon red light shade....	600	.72	.68	.80	1.44

These maximum prices are for the articles described in the manufacturer's application dated March 6, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% ten days, net thirty. The maximum price to consumers is net, delivered.

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

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

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

ment with the proper ceiling price inserted in the blank space:

OPA Retail Ceiling Price—\$-----
Do Not Detach

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

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

(e) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6286; Filed, Apr. 15, 1946;
11:26 a. m.]

[MPR 188, Order 4953]

STADLER & NEUWIRTH

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Stadler & Neuwirth, 40-36 22nd Street, Long Island City, N. Y.

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

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumers			
		Jobbers	Retailer				
14" antique satin lamp shade.	2-17..	Each \$4.55	Each \$5.35	Each \$9.65			
	(2-3...)						
19" nylon, shantung or san chu crepe lamp shade.	2-4... 2-6... 2-8... 2-9... 2-12... 2-13...	6.37	7.50	13.50			
	19" rippled shantung or rayon lamp shade.				6.80	8.00	14.40
	19" antique satin lamp shade.				7.61	8.95	16.10
	16" shantung lamp shade.				7.65	9.00	16.20
	19" moire silk or rayon satin lamp shade.				(2-2... 2-14... 2-15...)	9.77	11.50
16" and 17" taffeta or rayon lamp shade.	(2-10... 2-11...)	12.82	13.50	24.30			
	19" bengaline or taffeta lamp shade.				(2-1... 2-7...)	12.32	14.50

All lamp shades are hand sewn and are trimmed with braid, bias fold or patterned fabric. Frames are heavy wire, enameled white and tape wrapped.

These maximum prices are for the articles described in the manufacturer's application dated March 21, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and

deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory. The maximum price to consumers is net, delivered.

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

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

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

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

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

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

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6288; Filed, Apr. 15, 1946;
11:23 a. m.]

[MPR 188, Order 4954]

BRADLEY MFG. CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Bradley Manufacturing Company, 674 North Kingsbury Street, Chicago 10, Illinois.

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

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobbers	Retailer	
<i>Antique finish paper</i>				
Parchment lamp shades with hand-laced leatherette edging and rustproof frames:		Each	Each	Each
4" candle.....	8003 Line.	\$0.34	\$0.40	\$0.70
6", 8", 9" clamp....	do.....	.42	.50	.90
10" clamp.....	do.....	.64	.75	1.35
12" bridge.....	do.....	.85	1.00	1.80
13" drum.....	do.....	1.06	1.25	2.25
14" drum.....	do.....	1.06	1.25	2.25
14" table.....	do.....	1.06	1.25	2.25
18" lounge.....	do.....	1.36	1.60	2.90
19" junior.....	do.....	1.36	1.60	2.90

These maximum prices are for the articles described in the manufacturer's application dated March 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

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

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

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

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

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

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

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6289; Filed, Apr. 15, 1946;
11:24 a. m.]

[MPR 188, Order 4955]

NOVELTY MFG. CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Novelty Manufacturing Company, 141 W. 70th Street, Los Angeles, Calif.

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

Article	Model No.	For sale by the manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
Plexiglass bed lamp.....	4	Each \$1.40	Each \$1.65	Each \$2.95
Plexiglass table lamp....	5	4.10	4.82	8.70

These maximum prices are for the articles described in the manufacturer's application dated January 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

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

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

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

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

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

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

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6290; Filed, Apr. 15, 1946;
11:25 a. m.]

[MPR 188, Order 4956]

PACIFIC OUTBOARD MARINE CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of articles of outboard motors manufactured by The Pacific Outboard Marine Company of 5529 South Vermont Avenue, Los Angeles 37, California, % William C. Osborn, 117 West Ninth Street, Los Angeles 15, California, as follows:

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

For Sales of "Pee-Tee"—14.2 Outboard Motor (Having 2 cylinders, 8.5 Horse Power at 4000 RPM, weight 57 pounds)

Maximum
selling prices
(each)

By any seller to:
Wholesalers (stocking jobbers)--- \$106.05

By wholesalers (stocking jobbers) to:
Retailers (dealers) located in:

Zone 1.....	125.38
Zone 2.....	126.53
Zone 3.....	128.93
Zone 4.....	129.03
Zone 5.....	128.93
Zone 6.....	128.53
Zone 7.....	129.13
Zone 8.....	129.53
Zone 9.....	129.73

By any seller to:

Consumers located in:

Zone 1.....	181.00
Zone 2.....	181.75
Zone 3.....	181.95
Zone 4.....	183.50
Zone 5.....	183.75
Zone 6.....	183.00
Zone 7.....	183.85
Zone 8.....	184.75
Zone 9.....	185.10

These prices are for the outboard motor described in the manufacturer's application dated January 10, 1946.

(2) Maximum prices to consumers are delivered prices. Maximum prices to

wholesalers are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days. Maximum prices to dealers are f. o. b. wholesalers warehouse or city.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Other than the conditions stated under (a) (2), these prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

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

(b) The dealer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order before offering for sale, selling, or delivering it to a consumer. That tag or label shall contain the following statement with the retail ceiling price in the zone in which the dealer is located properly filled in:

Model No. "Pee-Tee"—14.2 Outboard Motor
OPA Retail Ceiling Price—\$----- each

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

(d) For the purposes of this order, Zones 1 to 9 comprise the following states:

Zone 1. Arizona, California, Idaho, Nevada, Oregon and Washington.

Zone 2. Western third of Montana, Colorado, Wyoming and New Mexico.

Zone 3. Minnesota, Eastern two-thirds of Montana, North Dakota and South Dakota.

Zone 4. Iowa, Kansas, Missouri, Nebraska, lower half of Illinois, lower half of Indiana, Kentucky and Ohio.

Zone 5. Oklahoma, Arkansas, Upper two-thirds of Mississippi, and the Upper third of Louisiana.

Zone 6. Texas, Lower two-thirds of Louisiana, and Lower third of Mississippi.

Zone 7. Wisconsin, Michigan, Upper half of Illinois and Upper half of Indiana.

Zone 8. Maine, New Hampshire, Vermont, New York, Massachusetts, Connecticut, New Jersey, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, Tennessee, South Carolina, Georgia and Alabama.

Zone 9. Florida.

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

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6291; Filed, Apr. 15, 1946;
11:25 a. m.]

[MPR 188, Order 4957]

ECLIPSE MFG. CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Eclipse Manufacturing Company, 146 Amsterdam Avenue, New York.

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

Article	Model No.	For sale by the manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
Incandescent metal bed lamp.....	C-1	Each \$1.02	Each \$1.20	Each \$2.16

These maximum prices are for the articles described in the manufacturer's application dated January 10, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

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

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

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

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

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

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

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6292; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 188, Order 4958]

ARNOLD MFG. CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Arnold Manufacturing Company, 4100 12th Street, Des Moines 13, Iowa.

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

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
15" lacquered copper boudoir lamp with shade (bulb not included).....	A	Each \$4.10	Each \$4.82	Each \$8.70

These maximum prices are for the articles described in the manufacturer's application dated February 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

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

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

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and

the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

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

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

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

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6293; Filed, Apr. 15, 1946; 11:26 a. m.]

[MPR 188, Order 4959]

MARSHALLAN MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Order No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of utility chairs manufactured by the Marshallan Manufacturing Company, 1061 West 11th Street, Cleveland 13, Ohio.

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

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain stores	Retailers	Consumers
Utility chair.....	400N	Each \$1.95	Each \$2.39	Each \$2.40	Each \$3.98

These maximum prices are for the articles described in the manufacturer's application dated February 15, 1946.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

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

or label shall contain the following statement:

OPA Retail Ceiling Price \$3.98 each
Do Not Detach or Obliterate

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

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

(e) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6294; Filed, Apr. 15, 1946;
11:26 a. m.]

[MPR 188, Order 4960]

MARSHALL-WHITE CO.

APPROVAL OF MAXIMUM PRICES

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

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Marshall-White Company, 426 Clinton Street, Chicago, Ill.

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

Article	Model No.	For sale by manufacturers to—		For sale by any person to consumers
		Jobbers	Retailer	
Plastic silverware chest.	A-1..	Each \$11.00	Each \$13.75	Each \$22.92
	A-2..	11.00	13.75	22.92
	A-3..	11.00	13.75	22.92

These maximum prices are for the articles described in the manufacturer's application dated February 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

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

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the

Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

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

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

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

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6295; Filed, Apr. 15, 1946;
11:27 a. m.]

[MPR 260, Order 2131]

PAUL P. COLLINS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Paul P. Collins, 75 West Main Street, Windsor, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Royal Craft.....	Queens 1.....	60	Per M \$75	Cents 10

¹ Prices apply only to this brand and frontmark using 30 percent Havana (Type 81) and 30 percent Porto Rico (Type 48) filler tobacco as specified in application. Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in

March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6297; Filed, Apr. 15, 1946;
11:22 a. m.]

[MPR 188, Order 4961]

RIVAL MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Order No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of tilt-top single action juice-o-mats manufactured

by the Rival Manufacturing Company, 307 Westport Road, Kansas City, Missouri.

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

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Department stores	Other retailers	Consumers
Tilt-top single action Juice-O-Mat.	NJ-461	Each \$2.84	Each \$3.41	Each \$3.79	Each \$5.68

These maximum prices are for the articles described in the manufacturer's application dated March 12, 1946.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

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

OPA Retail Ceiling Price \$5.68 each
Do Not Detach or Obliterate

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

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

(e) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6296; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 260, Order 2132]

J. V. DI NUCCI CIGAR AND TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) J. V. Di Nucci Cigar and Tobacco Company, 44 Brooks Street, East Boston 28, Mass. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars

No. 75—7

at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Napoleone.....	3¼ inches.....	50	Per M \$24	Cents 5 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

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

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6298; Filed, Apr. 15, 1946; 11:23 a. m.]

[MPR 336, Amdt. 3 to Order 2]

PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

RETAIL CEILING PRICES

Order No. 2 under section 5 (b) (6) of Maximum Price Regulation No. 336 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 2 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6337; Filed, Apr. 15, 1946; 4:39 p. m.]

[MPR 336, Amdt. 3 to Order 6]

PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

RETAIL CEILING PRICES

Order No. 6 under section 5 (d) (3) of Maximum Price Regulation No. 336 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 6 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6338; Filed, Apr. 15, 1946; 4:39 p. m.]

[MPR 336, Amdt. 2 to Order 7]

PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

RETAIL CEILING PRICES

Order No. 7 under section 5 (b) (6) of Maximum Price Regulation No. 336 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 2 to Order No. 7 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6339; Filed, Apr. 15, 1946; 4:39 p. m.]

[MPR 355, Amdt. 3 to Order 2]

BEEF, VEAL, LAMB AND MUTTON CUTS, AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

RETAIL CEILING PRICES

Order No. 2 under section 5 (b) (6) of Maximum Price Regulation No. 355 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 2 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6340; Filed, Apr. 15, 1946; 4:40 p. m.]

[MPR 355, Amdt. 3 to Order 6]

BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

RETAIL CEILING PRICES

Order No. 6 under section 5 (d) (3) of Maximum Price Regulation No. 355 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 6 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6341; Filed, Apr. 15, 1946;
4:40 p. m.]

[MPR 355, Amdt. 2 to Order 7]

BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

RETAIL CEILING PRICES

Order No. 7 under section 5 (b) (6) of Maximum Price Regulation No. 355 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 2 to Order No. 7 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6342; Filed, Apr. 15, 1946;
4:40 p. m.]

[Rev. SO 119, Order 159]

HERRING-HALL MARVIN SAFE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Herring-Hall Marvin Safe Company, of 1550 Grand Boulevard, Hamilton, Ohio, may compute its adjusted ceiling prices for the safes and vaults, which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 15.9 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered

for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

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

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

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

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

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

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

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

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

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that

Section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices determined under this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

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

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

(f) *Effective date.* This order shall become effective on the 15th day of April, 1946.

The provisions of Supplementary Order 153 shall not apply to resale prices determined under this order.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6350; Filed, Apr. 15, 1946;
4:39 p. m.]

STADIUM MFG. CO., INC.

ESTABLISHING CEILING PRICES

[MPR 580, Amdt. 4 to Order 220]

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-599.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 220 issued under section 13 of Maximum Price Regulation 580 on application of Stadium Manufacturing Company, Inc. of Baltimore, Maryland is amended in the following respect:

1. Paragraph (a) is amended to add the following manufacturer's selling price ranges to the price lines covered by the order, and establish retail ceiling prices for the articles corresponding to the ranges chosen.

Article	Manufacturer's selling price range (per dozen)	Retail ceiling price
Pajamas.....	\$37.26 to \$39.00..... \$39.01 to \$42.50..... \$42.51 to \$45.75.....	Each \$5.50 6.00 6.50

This amendment shall become effective April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6343; Filed, Apr. 15, 1946;
4:36 p. m.]

[MPR 591, Amdt. 1 to Order 380]

ACME VISIBLE RECORDS

AUTHORIZATION OF MAXIMUM PRICES

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

Paragraph (a) of Order No. 380 is amended to read as follows:

(a) The maximum prices, f. o. b. point of shipment, for sales to consumers by any person of the following Steel Under Sink Cabinet Units manufactured by Elgin Stove and Oven Division of Acme Visible Records, Inc., and as described in its application dated January 19, 1946, shall be:

48S—26" x 48"—Steel under sink cabinet unit with steel acid-resisting porcelain finish sink and deep and shallow bowl, sliding drainboard, complete with faucet and spray, two strainers: \$127.50.

54P—25" x 54"—Steel under sink cabinet unit with 3 doors and 4 drawers, single bowl, double drainboard, steel acid-resisting porcelain finish sink, complete with faucet and spray, strainer: \$125.75.

66L—25" x 66"—Steel under sink cabinet unit with 3 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray, two strainers: \$199.50.

72L—25" x 72"—Steel under sink cabinet unit with 3 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray and two strainers: \$206.60.

84L—25" x 84"—Steel under sink cabinet unit with 4 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray and two strainers: \$223.50.

This amendment shall become effective at once.

Issued this 15th of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6344; Filed, Apr. 15, 1946; 4:37 p. m.]

[MPR 592, Order 17]

MODULAR SIZE CLAY BUILDING BRICK, FACING TILE AND STRUCTURAL CLAY BUILDING TILE

DETERMINATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 10 of Maximum Price Regulation No. 592; It is ordered:

(a) The manufacturer's maximum prices for sales of modular size clay building brick and facing tile shall be determined by use of the following formula:

(1) He shall take his current maximum price established under Maximum Price Regulation 592, as amended, for his standard size clay building brick (2 1/4" x 3 3/4" x 8") when pricing a modular size clay building brick; or his current maximum price established under Maximum Price Regulation 592, as amended, for his standard size clay facing tile (2 1/4"

x 3 3/4" x 8") when pricing a modular size clay facing tile and use such maximum price as a basis (100%) to determine his maximum price for the new modular size.

(2) He shall then multiply his current maximum price determined under (1) above by the percentage figure appearing in the table, below, opposite the modular size to be priced. This results in his maximum price for the particular modular size being priced.

Modular nominal size face dimensions:	Percentage factor
2 3/8" x 8"	100
3" x 8"	115
4" x 8"	155
5 1/8" x 8"	210
8" x 8"	325
4" x 12"	235
5 1/8" x 12"	320
6" x 12"	365
8" x 12"	490
4" x 16"	315
8" x 16"	660

(b) Any person purchasing modular size clay building brick and facing tile from any manufacturer who has determined his maximum prices pursuant to (a) above shall employ the formula set forth in (a) (1) and (a) (2), above, using his maximum resale price for the standard size clay building brick or clay facing tile, whichever may be the case, as a basis (100%) in determining his maximum resale prices for the modular sizes. If the reseller is unable to utilize this formula, he shall establish his maximum prices under the appropriate section of the General Maximum Price Regulation.

(c) The formula set forth in (a) above, applies to stretcher units finished on one side, of 4" nominal thickness. Shapes, two-finish face units and stretcher units of nominal thickness other than 4" shall be priced in the same relation to units covered by the formula above as are now in use. If such price relationships have not been established, the manufacturer shall apply for approval or authorization of maximum prices under section 9 or 10 of Maximum Price Regulation No. 592.

(d) The manufacturer's maximum prices for modular sizes of structural clay building tile shall be the same as his established maximum prices for his sizes of structural clay tile displaced by the new modular size, pursuant to the following table:

Modular (nominal)	Present size Displaced (actual)
4" x 12"	3 7/8" x 12"
5 1/8" x 12"	5" x 12"
6" x 12"	5" x 12"
8" x 8"	7 3/4" x 7 3/4"
8" x 12"	7 3/4" x 12"
8" x 16"	7 3/4" x 16"
12" x 12"	12" x 12"

(e) A manufacturer who is not able to price modular sizes of structural clay tile under the pricing method set forth in (d) above shall apply for approval or authorization of maximum prices under sections 9 or 10 of Maximum Price Regulation 592.

(f) Any person purchasing modular sizes of structural clay building tile from any manufacturer who has determined

his maximum prices pursuant to (d) above shall employ the formula set forth in (d) above in determining his maximum resale prices for the modular sizes. If he cannot determine his maximum resale prices by use of this formula, he shall establish a price under the appropriate section of the General Maximum Price Regulation.

(g) Before offering for sale or delivery for the first time any item at maximum prices determined under this Order, the manufacturer shall file revised price lists with the Office of Price Administration, Building and Construction Price Division, Washington 25, D. C.

(h) The maximum prices established herein shall be subject to at least the same cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(i) Modular size brick, facing tile and structural tile mean products manufactured in accordance with specifications set forth in the "Proposed American Standard Size of Clay and Concrete Masonry Units A-62.3" issued by the American Standards Association.

(j) All provisions of Maximum Price Regulation 592 not inconsistent with this order shall apply to sales covered by this Order.

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

NOTE: The reporting requirement of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. 17 shall become effective April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6349; Filed, Apr. 15, 1946; 4:38 p. m.]

[SO 94, Amdt. 3 to Order 104]

WAR ASSETS ADMINISTRATION

SPECIAL MAXIMUM PRICES OF CERTAIN MEN'S SOCKS

An opinion accompanying this amendment has been issued simultaneously herewith.

Order 104 under Supplementary Order 94 is amended in the following respect:

Paragraph (b) is amended by adding the following description and prices:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Men's wool ski socks, 75% wool, 25% cotton, wool used not lower in grade than 50's U. S. Standard, knitted ribbed top 4 1/4" diameter, 7" long silver grey blend, length of sock 12".....	\$0.47	\$0.59	\$0.99

This amendment shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6379; Filed, Apr. 16, 1946;
11:25 a. m.]

[SO 94, Order 112]

WAR ASSETS ADMINISTRATION

SPECIAL MAXIMUM PRICES OF CERTAIN FOUNTAIN PENS AND MECHANICAL PENCILS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new fountain pens and mechanical pencils hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per unit (f. o. b. point of shipment) for the new fountain pens and mechanical pencils described herein shall be:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales at retail
Eversharp fountain pen.....	\$1.50	\$2.50	\$5.00
Waterman fountain pen.....	1.50	2.50	5.00
Kahn #831 fountain pen.....	.30	.50	1.00
Kahn #845 fountain pen.....	.59	.98	1.95
Esterbrook fountain pen.....	.59	.98	1.95
Autopoint mechanical pencil.....	.18	.30	.60
Ritepoint mechanical pencil.....	.28	.45	.90
Tilford mechanical pencil.....	.27	.45	.90
Scripto mechanical pencil.....	.06	.10	.20

(c) *Notification.* Any person who sells any of the articles described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells any of the articles described in paragraph (b) at retail shall attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

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

This order shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6381; Filed, Apr. 16, 1946;
11:25 a. m.]

[MPR 188, Amdt. 38 to Order A-2]

ELECTRIC IRONS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:* Order A-2 under § 1499.159b of Maximum Price Regulation No. 188 is amended in the following respect:

Subdivision (v) is added to paragraph (a) (19) to read as follows:

(v) A manufacturer who is eligible for adjustment under Supplementary Orders Nos. 118 and 119 may nevertheless receive an adjustment of his maximum prices under the provisions of this paragraph.

This amendment shall become effective on the 22d day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6374; Filed, Apr. 16, 1946;
11:27 a. m.]

[SO 94, Order 113]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN BLANKETS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, *it is ordered:*

(a) *What this order does.* This order establishes maximum prices at which the new and used blankets hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per unit (f. o. b. shipping point) for the blankets described herein shall be:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales at retail
New cotton and wool blanket, 25% wool, O. D. shade.....	\$2.65	\$3.30	\$5.50
Used cotton and wool blanket, 25% wool.....	1.75	2.30	3.85
Used all wool blanket.....	3.00	3.75	6.25

(c) *Notification.* Any person who sells the blankets described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the

maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each blanket before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells the blankets described in paragraph (b) at retail shall attach to each blanket before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

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

This order shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6382; Filed, Apr. 16, 1946;
11:25 a. m.]

[MPR 188, Amdt. 1 to Order 6]

SMALL ELECTRICAL APPLIANCES

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 6 is amended in the following respects:

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

(2) "Manufacturer's ceiling prices", for the purpose of calculating resellers' ceiling prices means his ceiling price subject to his customary transportation terms (exclusive of Federal excise tax), as provided by Section 3 of this order, or his adjusted ceiling price subject to his customary transportation terms, exclusive of Federal excise tax, authorized under the provisions of Supplementary Orders Nos. 118, 119, 148 or paragraph (a) (19) under Order A-2 under § 1499.159b of Maximum Price Regulation No. 188, unless the Office of Price Administration specifically prohibits the use of such adjusted prices as a basis for determining retail prices in accordance with the provisions of this order.

2. Sections 4 (b) (2) (ii) and 4 (b) (2) (iii) are amended to read as follows:

(ii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price no higher than the manufacturer's ceiling price determined under section 3 of this order and which the mail order house sold during

1941, shall be no greater than the last price listed in a catalog or price list in effect prior to April 1, 1942.

(iii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price authorized for the manufacturer's sales under Supplementary Orders Nos. 118, 119, 148 or paragraph (a) (19) under Order A-2, under Section 1499.159b of Maximum Price Regulation No. 188, or which the mail order house did not sell during 1941, is the total of the following adjusted to the nearest five cents:

(a) The manufacturer's ceiling price to the class of distributor to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(b) 64% of that ceiling price.

(c) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

3. Sections 4 (c) (2) (ii) and 4 (c) (2) (iii) are amended to read as follows:

(ii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price no higher than the manufacturer's ceiling price determined under section 3 of this order and which the mail order house sold during 1941, shall be no greater than the last price listed in a catalog or price list in effect prior to April 1, 1942.

(iii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price authorized for the manufacturer's sales under Supplementary Orders Nos. 118, 119, 148 or paragraph (a) (19) under Order A-2 under § 1499.159b of Maximum Price Regulation No. 188 or which the mail order house did not sell during 1941, is the total of the following adjusted to the nearest five cents:

(a) The manufacturer's ceiling price to the class of distributor or chain store to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(b) 60% of that ceiling price.

(c) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

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

(d) *Discounts.* (1) Dealers' ceiling prices fixed by this section are subject to cash discounts, delivery terms and allowances in effect during March 1942 or established under applicable OPA regulations.

(2) Dealers who did not sell small electrical appliances during March 1942, shall allow the same cash discounts, delivery terms and other price differentials which the dealer's closest competitor dealer who did sell small electrical appliances during March 1942, is required to allow in accordance with the provisions of this order.

A dealer who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor dealer is required to allow shall apply to the nearest District Office of the Office of Price Administra-

tion for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer) when he started to sell small electrical appliances, and the classes of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

If a dealer who did not sell small electrical appliances during March 1942, does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell small electrical appliances during March 1942, or does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances, and other price differentials in line with conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after April 22, 1946.

5. Paragraph (c) under section 5 is amended to read as follows:

(c) Distributors' ceiling prices fixed by this section are subject to his cash discounts, delivery terms, and allowances in effect during March 1942 or established under applicable OPA regulations. Distributors who did not sell small electrical appliances shall allow the same cash discounts, delivery terms and other price differentials which his closest competitive distributor who was distributing small electrical appliances during March 1942, is required to allow in accordance with the provisions of this order.

A distributor who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor distributor is required to allow shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer) when he started to sell small electrical appliances and the classes of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

If a distributor who did not sell small electrical appliances during March 1942, does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell small electrical appliances during March 1942, or does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such condition of sale fixed by this order.

Condition of sale so established will apply to all sales and deliveries made on and after April 22, 1946.

6. Section 9 is amended to read as follows:

SEC. 9. Revocation of certain ceiling prices. Regardless of any provisions of the General Maximum Price Regulation, Maximum Price Regulation No. 210, Maximum Price Regulation No. 188, or any approval or order obtained or issued thereunder by the Office of Price Administration, including Order No. 4332 under Maximum Price Regulation No. 188, but excepting Regional Administrators' orders of general applicability under the General Maximum Price Regulation, fixing resellers' ceiling prices for unbranded small electrical appliances, all ceiling prices heretofore or hereafter established by any seller under those regulations or orders do not apply to any sales of deliveries made after February 1, 1946, except those manufacturers' ceiling prices continued in effect by section 3 of this order.

In addition, all resellers' ceiling prices approved or established by orders at any time under Supplementary Orders Nos. 118 or 119 shall not apply to any articles which are delivered by the manufacturer on or after March 31, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with this provision of this order.

Provided, however, that ceiling prices established for sales of electric irons by sections 2.2 and 2.3 of Supplementary Regulation 14J and by orders under paragraph (a) (19) of Order A-2 higher than the ceiling prices determined under the provisions of this order.

This amendment shall become effective on the 22d day of April 1946.

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

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6373; Filed, Apr. 16, 1946;
11:29 a. m.]

[Rev. SO 119, Amdt. 1 to Order 86]

ROBERTS & MANDER STOVE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:*

That Order No. 86 under Revised Supplementary Order No. 119 be amended in the following respect:

Paragraph (b) is amended to read as follows:

(b) *Retail dealers' ceiling prices.* For sales in each zone by retail dealers to ultimate consumers the ceiling prices for the models of gas and combination ranges manufactured by the Roberts & Mander Stove Company and listed below are as follows:

Model	Article	Ceiling prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
K-1	Gas range	\$71.50	\$73.25	\$74.50	\$76.95
K-1T	do	82.50	83.95	85.50	87.95
K-3	do	88.75	91.50	93.75	97.75
K-3T	do	99.75	102.50	108.75	108.75
L-1	do	90.25	92.50	94.25	97.25
L-T1	do	79.50	81.50	83.25	86.25
L-2	do	101.25	103.95	106.25	110.25
L-T2	do	90.50	93.25	95.50	99.50
K-9	Combination range	169.50	173.95	177.75	184.25
K-9T	do	180.25	184.95	188.75	195.25

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his ceiling price by deducting \$9.00 in the case of combination ranges and \$6.00 in the case of gas ranges not of the combination type from his ceiling price as shown above for sales on an installed basis. If the retail dealer sells a stove equipped with any of the items of optional equipment listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Optional equipment:	Amount which may be added
Gum filter "Q"-----	\$0.95
Hi-Lo valves (for Models K-1, K-1T, K-3, K-3T, L-1, L-T1, L-2, L-T2, K-9, K-9T)-----	1.75
Simmer Burners (for Model L-2)---	8.95

Optional equipment:	Amount which may be added
Lamp assembly "A"-----	\$6.50
Lamp assembly "B"-----	6.50
Lamp assembly "C"-----	13.75
Lamp assembly "D"-----	13.75
Lamp assembly "E"-----	6.50
Cast iron water front-----	9.25

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6299; Filed, Apr. 15, 1946; 11:28 a. m.]

[SO 94, Amdt. 1 to Order 108]

WAR ASSETS ADMINISTRATION
SPECIAL MAXIMUM PRICES FOR CERTAIN
BAKE OR ROAST PANS

An opinion accompanying this amendment has been issued simultaneously herewith.

Order 108 under Supplementary Order 94 is amended in the following respect:

Paragraph (b) is amended by adding thereto the following descriptions and prices:

Description	Price for all sales to wholesaler or jobber, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
New bake or roast pans, sheet metal, black finish, with drop handles at each end, of the following dimensions: 12" wide x 21" long x 3" deep; 15 3/4" wide x 17" long x 3 1/2" deep; 12" wide x 21" long x 3 1/2" deep; 17" wide x 26" long x 3 1/2" deep; 12 1/2" wide x 24" long x 3" deep; 14" wide x 16" long x 4 1/2" deep; 16" wide x 19" long x 4 1/2" deep; 18 1/2" wide x 21 1/2" long x 4 3/4" deep; 12 1/4" wide x 20 1/4" long x 4 3/4" deep; 17 3/4" wide x 19 1/4" long x 2 7/8" deep-----	\$0.30	\$0.42	\$0.65
New bake or roast pan, sheet metal, black finish, with drop handles at each end, of the following dimensions: 11 1/2" wide x 18 1/4" long x 3" deep; 8 1/2" wide x 19 1/4" long x 2 7/8" deep-----	.25	.35	.65
New bake or roast pan, sheet metal, black finish, with drop handles at each end, 18 1/4" wide x 24 3/4" long x 6" deep-----	.42	.59	.89

This amendment shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6380; Filed, Apr. 16, 1946; 11:26 a. m.]

Regional and District Office Orders.

[Dallas Order G-1 Under Gen. Order 68]

BUILDING MATERIALS IN DALLAS COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. What this order does. This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Dallas County, Texas.

SEC. II. Definition of retail sales. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. Maximum prices. Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. Relation of this order to other regulations. The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to

all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. Invoices and notification. Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free-delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. Addition of increase in supplier's prices prohibited. The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. What this order prohibits. Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.
2. Obtain higher than maximum prices by

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Failure to give the discounts required by this order for prompt payment;

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

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

SEC. IX. Enforcement. 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, pro-

vided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Dallas District Office of the Office of Price Administration.

SEC. X. Building materials not covered by this order. There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices

for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable maximum price regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Dallas District Office of the Office of Price Administration.

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

This order shall become effective January 17, 1946.

(56 Stat. 23, 765; 57 Stat. 556; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 17th day of January 1946.

F. T. PATILLO,
Deputy District Director.

APPENDIX A

I. Maximum Prices for all Retail Sales of Specified Building Materials when Sold by any Person in Dallas County, Texas.
[Maximum prices in dollars per basic unit]

Name of item	Basic unit	When sold in quantities of—	Carload, f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone	Name of item	Basic unit	When sold in quantities of—	Carload, f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone
Plaster:					Metal lath—Continued.				
Hard wall.....	100 lb. sack.....	Less than ton.....		\$1.10	3.4 lb., 3/8" rib copper bearing.....	sq. yd.....	Any.....		\$0.28 1/2
	100 lb. sack.....	Ton or more, l. c. l.....		1.00	4 lb., 3/8" rib copper bearing.....	sq. yd.....	Any.....		.30 1/2
	Ton.....	C. l. 40,000 lb.....	\$17.40	18.20					
	Ton.....	C. l. 60,000 lb.....	16.60	17.40					
Gauging or moulding.....	100 lb. sack.....	Less than ton.....		1.35	Metal corner bead, narrow flange.....	100 linear ft.....	Any.....		3.10
	100 lb. sack.....	Ton or more, l. c. l.....		1.15	Metal corner bead, expanded type, wide flange.....	100 linear ft.....	Any.....		4.10
	Ton.....	C. l. 40,000 lb.....	19.00	19.80					
	Ton.....	C. l. 60,000 lb.....	18.20	19.00	Masonry mortar.....	67 lb. paper sack.....	Any.....		.60
Keene's cement.....	100 lb. sack.....	Less than ton.....		1.95	Hydrated lime.....	10 lb. paper sack.....	Any.....		.25
	100 lb. sack.....	Ton or more, l. c. l.....		1.75	Hydrated lime.....	50 lb. paper sack.....	Any.....		.55
	Ton.....	C. l. 40,000 lb.....	28.25	29.65	Common brick (dry press).....	1,000.....	Any.....		17.25
	Ton.....	C. l. 60,000 lb.....	27.50	28.30					
Finishing lime—Ohio.....	50 lb. sack.....	Less than ton.....		.65	Clay drain tile:				
	Ton.....	Ton or more.....		25.00	4".....	Linear ft.....	Any.....		.08
Portland cement:					6".....	Linear ft.....	Any.....		.14
Standard.....	94 lb. paper sack.....	1 to 9.....		.80	Vitrified clay sewer pipe:				
	94 lb. paper sack.....	10 or more, l. c. l.....		.71 1/4	No. 1 SS, 4".....	Linear ft.....	Any.....		.20
	Bbl.....	Carload.....	2.42	2.57	No. 1 SS, 6".....	Linear ft.....	Any.....		.30
Portland cement:					Flue lining:				
Standard.....	94 lb. cloth bag.....	1 to 9.....		1.65	9" x 9".....	Linear ft.....	Any.....		.42
	94 lb. cloth bag.....	10 or more, l. c. l.....		1.78 1/4	9" x 13".....	Linear ft.....	Any.....		.63
	Bbl.....	Carload.....	12.67	12.82	13" x 13".....	Linear ft.....	Any.....		.80
Waterproof cement, white.....	100 lb. sack.....	Less than C. l.....		2.60	Gypsum wallboard:				
	Bbl.....	Carload.....	8.35	8.50	3/8".....	100 sq. ft.....	Any.....		3.50
Face brick:					1/2".....	100 sq. ft.....	Any.....		3.85
Rough text., red.....	1,000.....	Carload.....	26.25	31.25	Gypsum sheathing, 1/2".....	100 sq. ft.....	Any.....		4.00
Rough text., buff.....	1,000.....	Carload.....	28.25	33.25	Glass brick or block:				
Smooth text., red.....	1,000.....	Carload.....	26.25	31.25	6" x 6".....	100.....	Any.....		46.00
Smooth text., gray.....	1,000.....	Carload.....	28.25	33.25	8" x 8".....	100.....	Any.....		81.00
Fire clay.....	100 lb. bag.....	Any.....		1.25	Concrete block, 8" x 8" x 16" delivered.....	1,000.....	Any.....		85.00
Gypsum lath—3/8".....	100 sq. ft.....	Any.....		2.50	F. o. b. plant, yard, store or siding.....	1,000.....	Any.....		70.00
Metal lath:									
2.5 lb., painted diamond mesh, copper bearing.....	sq. yd.....	Any.....		.23 1/2					
3.4 lb., painted diamond mesh, copper bearing.....	sq. yd.....	Any.....		.26 1/2					

¹ \$0.10 per bag credit for return of bag.

II. The Prices set forth for the following items of Building Material are the Maximum Prices which Lumber Dealers may Charge. All other persons subject to this Order other than Lumber Dealers Must Establish their Maximum Prices for the Items hereinafter listed in the following manner:

1. Their Present Legal Ceiling Prices, or
2. The Prices hereinafter Listed, whichever are lower.

[Maximum prices in dollars per basic unit]

Name of item	Basic unit	When sold in quantities of—	Carload f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone	Name of item	Basic unit	When sold in quantities of—	Carload f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone
Asphalt roofing:					Asphalt or tarred felt, 15-lb.....	Roll 432 sq. ft.....	Any.....		\$2.25
90-lb., mineral surface.....	Roll 108 sq. ft.....	Any.....		\$2.40	Asphalt or tarred felt, 30-lb.....	Roll 216 sq. ft.....	Any.....		2.25
65-lb., smooth surface, 1st quality.....	Roll 108 sq. ft.....	Any.....		2.32	Asphalt shingles, 165 lb. 2-tab hexagon, 11 1/4".....	100 sq. ft.....	Any.....		4.75
65-lb., smooth surface, 2nd quality.....	Roll 108 sq. ft.....	Any.....		2.11	Fiber insulation board:				
55-lb., smooth surface, 1st quality.....	Roll 108 sq. ft.....	Any.....		2.16	1/2", standard lath and board.....	100 sq. ft.....	Any.....		4.90
55-lb., smooth surface, 2nd quality.....	Roll 108 sq. ft.....	Any.....		1.91	5/8", asphalt sheathing.....	100 sq. ft.....	Any.....		6.05
55-lb., smooth surface, 3rd quality.....	Roll 108 sq. ft.....	Any.....		1.55	Standard density synthetic fiber board (standard hardboard):				
45-lb., smooth surface, 1st quality.....	Roll 108 sq. ft.....	Any.....		1.91	3/8", 4 x 8.....	100 sq. ft.....	Any.....		6.25
45-lb., smooth surface, 2nd quality.....	Roll 108 sq. ft.....	Any.....		1.65	3/8", 4 x 8.....	100 sq. ft.....	Any.....		7.75
45-lb., smooth surface, 3rd quality.....	Roll 108 sq. ft.....	Any.....		1.34	3/4", 4 x 8.....	100 sq. ft.....	Any.....		10.65
					Hard density synthetic fiber board (tempered hardboard):				
					3/8", 4 x 8.....	100 sq. ft.....	Any.....		7.90
					3/8", 4 x 8.....	100 sq. ft.....	Any.....		9.40
					3/4", 4 x 8.....	100 sq. ft.....	Any.....		12.25

The following provisions are applicable to all sales of building material items covered by both I and II of this Appendix A.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Free delivery zone as used in this order includes all points within the corporate limits of the cities of Dallas, Highland Park, University Park, Texas, and all points in Dallas County, Texas within a radius of 10 miles of the place from which delivery is made.

4. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order:

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

5. The term "lumber dealer" as used in this appendix refers to any person who makes sales of building material items covered by this order from a retail distribution yard, as the same is defined in Revised Maximum Price Regulation 215 as amended or revised.

[F. R. Doc. 46-6234; Filed, Apr. 12, 1946; 2:57 p. m.]

[Milwaukee Order G-2 Under RMPR 251, Amdt. 1]

ELECTRICAL SERVICES IN KENOSHA COUNTY, WIS.

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-2 under section 9 of Revised Maximum Price Regulation No. 251 is amended in the following respects:

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

(1) The maximum customers' hourly rates for electrical services covered by this Order are hereby established as follows:

	Maximum straight time rates	Maximum overtime rates	
		Time and one-half per hour	Double time per hour
Foremen.....	\$2.60	\$3.90	\$5.20
Journeyman.....	2.35	3.55	4.70

This amendment to Order No. G-2 shall become effective March 29, 1946.

Issued this 26th day of March 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46-6305; Filed, Apr. 15, 1946; 11:29 a. m.]

[Fort Worth Order G-1 Under Gen. Order 68]

BUILDING MATERIALS IN TARRANT COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. What this order does. This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Tarrant County, Texas.

SEC. II. Definition of retail sales. The term "retail sale" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. Maximum prices. Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and condi-

tions of sale and other limitations set forth therein.

SEC. IV. Relation of this order to other regulations. The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. Invoices and notification. Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivery outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment. Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

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

This order shall become effective January 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681).

Issued at Fort Worth, Texas, this 8th day of January 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

[Maximum prices for retail sales of specified items of building materials when such sales are made in Tarrant County, Tex.]

Name of item	Sold in quantities of—	Selling unit	Maximum prices when sold f. o. b. railroad car	Maximum prices f. o. b. plant, yard, store or when delivered to job site in free delivery zone	Name of item	Sold in quantities of—	Selling unit	Maximum prices when sold f. o. b. railroad car	Maximum prices f. o. b. plant, yard, store or when delivered to job site in free delivery zone
Brick, face, textured or smooth, red to black, A-1 to A-8, CB-2, CB-3.	1 to 1,999.....	Per M.....	-----	\$32.25	<i>Delivered</i> Brick, face, textured or smooth, creams, buffs, grays, and iron spots, B-1 to B-8, C-1 to C-3, D-1 to D-4.	1-4,999.....	Per M.....	-----	\$37.25
	2 M to 11,999.....	Per M.....	-----	26.25		5M-11,999.....	Per M.....	-----	30.25
	C. 1. (12 M) or more.	Per M.....	\$24.25	-----		C. 1. (12,000) or more.	Per M.....	-----	\$28.25
<i>At plant, yard, or store</i>					<i>At plant, yard, or store</i>				
Brick, face, textured or smooth red to black, A-1 to A-8, CB-2, CB-3.	1 to 1,999.....	Per M.....	-----	25.25	Brick, face, textured or smooth, creams, buffs, grays, and iron spots, B-1 to B-8, C-1 to C-3, D-1 to D-4.	1-4,999.....	Per M.....	-----	40.25
	2 M to 11,999.....	Per M.....	-----	20.25		5M-11,999.....	Per M.....	-----	33.25
	C. 1. (12 M) or more.	Per M.....	-----	27.25		C. 1. (12,000) or more.	Per M.....	-----	31.25

APPENDIX A

[Maximum prices for retail sales of specified items of building materials when such sales are made in Tarrant County, Tex.]

Name of item	Sold in quantities of—	Selling unit	Maximum prices when sold f. o. b. rail-road car	Maximum prices f. o. b. plant, yard, store or when delivered to job site in free delivery zone	Name of item	Sold in quantities of—	Selling unit	Maximum prices when sold f. o. b. rail-road car	Maximum prices f. o. b. plant, yard, store or when delivered to job site in free delivery zone
<i>Delivered</i>					<i>Delivered</i>				
Cement, Keene's	1 sack to 5 tons	100 lb. sack		\$1.85	Lath, metal, 2.5 lb., copper bearing, painted, diamond mesh.	L. c. l.	Sq. yd.		\$0.245
	5 tons or more l. c. l.	Ton		36.20		C. l. or more	Sq. yd.		.205
Cement, masonry, paper sacks.	C. l. or more	do.	\$30.00	32.20	Lath, metal, 2.5 lbs., galvanized.	L. c. l.	Sq. yd.		.275
	1 to 99 sacks	67-lb. sack		.65		C. l. or more	Sq. yd.		.225
	100 sacks or more but l. c. l.	Barrel		2.45	Lath, metal, 3.4 lbs., copper bearing, painted, diamond mesh.	L. c. l.	Sq. yd.		.275
Cement, portland, standard cloth bags.	C. l. or more	do.	2.20	2.35		C. l. or more	Sq. yd.		.230
	1 to 49 bags	94-lb. bag		.75	Lath, metal, 3.4 lbs., galvanized.	L. c. l.	Sq. yd.		.305
	50 bags or more but l. c. l.	Barrel		2.85		C. l. or more	Sq. yd.		.250
Cement, portland, standard paper bags.	C. l. or more	do.	2.67	2.82	Lath, metal, 3.4 lbs. 3/4" copper bearing, high rib, painted.	L. c. l.	Sq. yd.		.295
	1 to 49 bags	94-lb. bag		.70		C. l. or more	Sq. yd.		.250
	50 bags or more but l. c. l.	Barrel		2.60	Lath, metal, 3.4 lbs. 3/4" galvanized.	L. c. l.	Sq. yd.		.305
Cement, white	C. l. or more	do.	2.42	2.57		C. l. or more	Sq. yd.		.250
	1 to 99 sacks	94-lb. sack		2.40	Lath, insulation. See Insulation, board and lath.				
	100 sacks or more but l. c. l.	Barrel		8.65	Lime, mason's hydrated	1 to 199 sacks	50-lb. sack		.517
Drain tile, 4", cement	C. l. or more	do.	7.85	8.00		200 sacks or more but l. c. l.	Ton		18.56
Drain tile, 4", clay	Any	Linear ft.		.10		C. l. or more	do.	\$16.64	17.64
	1 ft. to 20 tons	Linear ft.		.105	Lime, Ohio finishing	L. c. l.	50-lb. paper bag		.80
	Over 20 tons	Linear ft.		.054		C. l. or more	Ton	26.00	27.00
Felt, 15-lb., asphalt or tarred.	Any	Roll (432 sq. ft.)		2.50	Lime, Texas finishing	L. c. l.	50-lb. paper bag		.63
Felt, 30-lb., asphalt or tarred.	Any	Roll (216 sq. ft.)		2.50		C. l. or more	Ton	20.45	21.45
Fire clay, 100-lb. bags	Any	100-lb. bag		1.25	Plaster, gauging	1 to 19 sacks	100-lb. sack		1.20
Flue lining, 9 x 9	Any	Linear ft.		.44		1 ton or more but l. c. l.	Ton		23.40
Flue lining, 9 x 13	Any	Linear ft.		.72	Plaster, hard wall	C. l. or more	do.	19.30	20.30
Flue lining, 13 x 13	Any	Linear ft.		.91		1 to 19 sacks	100-lb. sack		1.00
Hardboard, all brands 1/2" shorts 4 x 2	Any	100 sq. ft.		6.00		1 ton or more but l. c. l.	Ton		19.40
Hardboard, all brands 3/8" 4 x 3 and 4 x 4 (shorts)	Any	100 sq. ft.		6.50	Plaster, moulding	C. l. or more	do.	16.00	18.00
Hardboard, all brands 3/8" standard lengths—4 x 6 to 4 x 12	Any	100 sq. ft.		8.00		1 to 19 sacks	100-lb. sack		1.20
Hardboard, all brands 3/8" tempered 4 x 6 and 4 x 12	Any	100 sq. ft.		9.50		1 ton or more but l. c. l.	Ton		23.40
Hardboard, all brands 3/8" tempered, 4 x 8, 9, and 10	Any	100 sq. ft.		9.75	Roofing, asphalt, 75-lb., mineral surface.	C. l. or more	do.	19.30	20.30
Hardboard, all brands 3/8" tempered shorts 4 x 2, 3, and 4	Any	100 sq. ft.		8.25		Any	Roll (108 sq. ft.)		2.60
Hardboard, all brands 3/8" tempered, shorts 4 x 2, 3, and 4	Any	100 sq. ft.		8.50	Roofing, asphalt, 90-lb., mineral surface.	Any	do.		2.75
Hardboard, all brands 3/8" standard lengths 4 x 6 and 12	Any	100 sq. ft.		10.00	Roofing, black, smooth surface:				
Hardboard, all brands 3/8" 4 x 6 to 4 x 12, tempered	Any	100 sq. ft.		12.00	Weathercote, 35-lb.	Any	Roll (108 sq. ft.)		1.25
Hardboard, all brands, 3/8" tempered shorts, 4 x 2, 3, and 4	Any	100 sq. ft.		10.50	Weathercote, 45-lb.	Any	Roll (108 sq. ft.)		1.45
Hardboard, all brands, 3/8" untempered, 4 x 12	Any	100 sq. ft.		13.50	Weathercote, 55-lb.	Any	Roll (108 sq. ft.)		1.70
Hardboard, all brands, 3/8" tempered, 4 x 12	Any	100 sq. ft.		15.50	Greystone, 45-lb.	Any	Roll (108 sq. ft.)		1.85
Hardboard, all brands, 3/8" blackboard, 4 x 12	Any	100 sq. ft.		11.50	Greystone, 55-lb.	Any	Roll (108 sq. ft.)		2.10
Hardboard, all brands, 3/8" tempered hardboard tile, 4 x 12 and 4 x 10	Any	100 sq. ft.		12.00	Greystone, 65-lb.	Any	Roll (108 sq. ft.)		2.45
Hardboard, all brands, 3/8" tempered hardboard tile, 4 x 8	Any	100 sq. ft.		12.00	Whitestone, 45-lb.	Any	Roll (108 sq. ft.)		2.00
Hardboard, all brands, 3/8", tempered 4 x 12	Any	100 sq. ft.		18.50	Whitestone, 55-lb.	Any	Roll (108 sq. ft.)		2.40
Insulation-batts, thermal (paper backed), 4" full thick.	Any	Per sq. ft.		.08	Whitestone, 65-lb.	Any	Roll (108 sq. ft.)		2.85
Insulation, thermal, loose in bags (plain).	Any	1 3/4 lb. bag		1.50	Sewer pipe, concrete, 4"	Any	Linear ft.		.14
Insulating board and lath, all brands, 1" board and lath, 4 x 6 to 4 x 12	Any	100 sq. ft.		9.15	Sewer pipe, vitrified clay, 4"	Any	Linear ft.		.18
Insulating board, fiber asphalt sheathing, 2 3/4"	Any	100 sq. ft.		7.50	Shingles, asphalt, 167-lb., 2 or 3 tab hexagon.	Any	Square		4.85
Insulating lath, plaster base (16 x 40 and 18 x 48), 1/2" thick.	Any	100 sq. ft.		5.25	Shingles, asphalt, 210 to 220 lb. (3 in 1) thick-butt.	Any	Square		6.75
Insulating lath, plaster base (16 x 40 and 18 x 48), 1" thick.	Any	100 sq. ft.		9.75	Sheathing, gypsum, 1/2"	Any	Sq. ft.		.0425
Insulation board, fiber 1/2" standard lath and board.	Any	100 sq. ft.		5.50	Siding, asbestos cement, 12 x 24 or 27", standard color.	Any	100 sq. ft.		9.60
Insulation board, fiber 3/8" standard lath and board.	Any	100 sq. ft.		4.50	Tile, insulation, T & G or bevel lap, all brands, 1/2"				
Lath, gypsum 3/4"	Any	Sq. ft.		.028		16 x 32, 16 x 48, old ivory or variegated colors.	Any	100 sq. ft.	6.25
						6 x 12, 12 x 12, 16 x 16 and 24 x 24, old ivory or variegated colors.	Any	100 sq. ft.	7.25
						Planking 6" to 16", 8" to 10"	Any	100 sq. ft.	7.25
						Wallboard, fiber, second quality, Commander, Bison, Economy, and similar.	Any	100 sq. ft.	3.60
						Wallboard, fiber, first quality Atlas, Beaver, Cornell, Plastagon, and Square Deal.	Any	100 sq. ft.	4.00
						Wallboard, fiber, 3/4", 4 x 8, 7, 8, 10, and 12, Upson (blue center) or equal.	Any	100 sq. ft.	4.75
						Wallboard, fiber, 1/2", 4 x 8, 10, and 12.	Any	100 sq. ft.	5.25
						Wallboard, fiber, 3/8", 4 x 8, 10, and 12.	Any	100 sq. ft.	6.50
						Wallboard, fiber double-thick Upson tile.	Any	100 sq. ft.	7.00
						Wallboard:			
						Gypsum 1/4"	Any	Sq. ft.	.038
						Gypsum 3/8"	Any	Sq. ft.	.043
						Gypsum 1/2"	Any	Sq. ft.	.048

(1) For the purpose of this order, the term free delivery zone includes all points within the corporate limits of Ft. Worth, Texas, and all points within a radius of 10 miles of the place from which delivery is made.

(2) If delivery is made outside the free delivery zone, sellers are permitted to add to the maximum prices hereinabove established a delivery charge not in excess of the charge which each seller made for the same type and quantity of sale during March, 1942.

(3) Maximum prices hereinabove established are subject to the same discounts for cash which each seller subject to this order had in effect for the same type and quantity of sale during March, 1942.

(4) If credit is extended for a period of more than 30 days, sellers subject to this order may make an extra charge for credit which shall not be in excess of charges they had in effect during March of 1942.

(5) Any seller who was not in business during March 1942, shall establish his charges for the extension of credit beyond the period of 30 days by taking the credit charges established by his most closely competitive seller.

[F. R. Doc. 46-6235; Filed, Apr. 12, 1946; 2:58 p. m.]

[Region V Order G-17 Under RMPR 251, Amdt. 1]

INSTALLED MINERAL WOOL INSULATION IN TARRANT COUNTY, TEXAS

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, *It is hereby ordered*, That section (h) of Order No. G-17 under section 9 of Revised Maximum Price Regulation No. 251 be and it is hereby revoked and amended to read as follows:

(h) *Records, invoicing and notification requirements*—(1) *Record keeping requirements*. Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements*. Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements*. Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

Except as herein amended or revised, Order No. G-17 under section 9 of Revised

Maximum Price Regulation No. 251 shall be and is continued in full force and effect in all other respects.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective on this 25th day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-6232; Filed, Apr. 12, 1946; 2:57 p. m.]

[Sioux Falls Order G-1 Under Gen. Order 68, Amdt. 2]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN SIOUX FALLS, S. D., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, *It is ordered*, That section 2 of Order No. G-1 is hereby amended to read:

SEC. 2. *Definitions*—(a) *Retail sale*. For the purpose of this order a retail sale means a sale to an ultimate user or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor*. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use or by any other objective evidence shall be considered a contractor.

(c) *Applicators*. Purchasers by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

(d) *Consumer's sale*. The sale of less than two tons of one or more of the items listed in Appendix A to one purchaser at one time is a consumer's sale.

(e) *Truck load sale*. The sale of two tons or more of one or more of the items listed in Appendix A to one purchaser at one time constitutes a truck load sale.

(f) *Common brick*. For the purposes of this order common brick means baked clay products and does not include concrete products.

This amendment shall become effective immediately.

Issued this 9th day of April 1946.

E. J. WINTERSTEIN,
District Director.

[F. R. Doc. 46-6250; Filed, Apr. 12, 1946; 4:53 p. m.]

[Little Rock Order G-1 Under Gen. Order 68] BUILDING MATERIALS IN PULASKI COUNTY, ARK.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does*. This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Pulaski County, Arkansas.

SEC. II. *Definition of retail sales*. The term "retail sale" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices*. Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *Relation of this order to other regulations*. The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification*. Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser, and place of delivery if different from purchaser's address.

2. A description of each commodity sold, using description in Appendix A.

3. The quantity of each commodity sold.

4. The price charged for each commodity sold.

5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.

6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.

7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in this place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

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

This order shall become effective January 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Little Rock, Arkansas, this 15th day of January 1946.

ROBERT P. HALL,
District Director.

APPENDIX A

[Maximum Prices for retail sales of specified building materials when made in Pulaski County, Ark.]

Name of item	Selling unit	Maximum prices for sales f. o. b. plant, store, or delivered within free delivery zone
Plaster:		
Hardwall	100-lb. sack	\$1.10
Gauging	100-lb. sack	1.40
Moulding	100-lb. sack	1.40
Bonding	100-lb. sack	1.50
Keene's cement	100-lb. sack	2.00
Finishing lime	50-lb. sack	.60
Gypsum lath, 3/8"	1,000 sq. ft.	26.00
Metal lath:		
2.2 lb. painted diamond mesh	Sq. yd.	.23
2.2 lb., galvanized	Sq. yd.	.26
2.5 lb., painted diamond mesh	Sq. yd.	.24
2.5 lb., galvanized	Sq. yd.	.27
3.4 lb., painted diamond mesh	Sq. yd.	.265
3.4 lb., galvanized	Sq. yd.	.295
2.5 lb., copper bearing	Sq. yd.	.25
3.4 lb., copper bearing	Sq. yd.	.275
2.75 lb., flat rib painted	Sq. yd.	.285
3.4 lb., 3/8" high rib painted	Sq. yd.	.285
3.4 lb., 3/8" high rib copper bearing	Sq. yd.	.295
3.4 lb., 3/8" high rib galvanized	Sq. yd.	.315
Steel-lex:		
Interior	Sq. yd.	.28
Exterior	Sq. yd.	.3625
Metal lath:		
Corner bead, expanded type	1,000 lin. ft.	42.00
Corner bead, wing type	1,000 lin. ft.	32.00
Metal channel:		
Cold rolled, 3/4"	1,000 lin. ft.	21.00
Cold rolled, 1 1/4"	1,000 lin. ft.	26.00
Portland cement:		
Standard (paper bags)	94-lb. bag	.85
Quick-setting	94-lb. bag	1.05
Masonry mortar (paper sacks)	65-lb. sack	.68
Portland cement, white, std. (paper bag)	95-lb. bag	2.55
Mason's hydrated lime	10-lb. bag	.22
Mason's hydrated lime	40-lb. bag	.43
Mason's hydrated lime	50-lb. bag	.50
Gypsum block, partitions:		
3" hollow	Sq. ft.	.10
4" hollow	Sq. ft.	.12
Face brick:		
Rough texture, red	1,000	30.00
Rough texture, buff	1,000	35.00
Face brick:		
Smooth red	1,000	30.00
Smooth gray	1,000	35.00
Scratch, Acme KR #270	1,000	30.00
Scratch, Acme KR #290	1,000	30.00
Concrete block:		
8" x 8" x 12" slag	1,000	150.00
8" x 8" x 14" slag	1,000	120.00
12" x 8" x 12" slag	1,000	230.00
12" x 8" x 12" sand	1,000	200.00
8" x 8" x 6" slag	1,000	100.00
8" x 8" x 6" sand	1,000	90.00
8" x 8" x 14" slag	1,000	180.00
8" x 8" x 14" sand	1,000	170.00
6" x 8" x 12" slag	1,000	140.00
6" x 8" x 12" sand	1,000	120.00
6" x 8" x 6" slag	1,000	90.00
6" x 8" x 6" sand	1,000	80.00
Fire brick:		
9" straight, super duty	Each	.095
9" straight, heavy duty	Each	.085
9" straight, standard	Each	.08
Plastic fire brick	100 lbs.	4.05
Fire clay, powder (100-lb. bags)	100 lbs.	1.25
Ever-set cement, liquid	100 lbs.	5.90
Vitrified clay:		
Sewer pipe, 4"	Feet	.21
Sewer pipe, 6"	Feet	.29
Sewer pipe, 8"	Feet	.45
Sewer pipe, 10"	Feet	.62
Sewer pipe, 12"	Feet	.80
Sewer pipe, 15"	Feet	1.37
Sewer pipe, 18"	Feet	1.90
Sewer pipe, 24"	Feet	3.00
Clay drain tile:		
4"	Feet	.10
6"	Feet	.15
Flue lining:		
4 1/2" x 9"	Feet	.30
6" x 9"	Feet	.35
4 1/2" x 13"	Feet	.40
6" x 13"	Feet	.50
13" x 13"	Feet	.60
9" x 18"	Feet	.65
13" x 18"	Feet	.80
18" x 18"	Feet	1.10

APPENDIX A—Continued

[Maximum Prices for retail sales of specified building materials when made in Pulaski County, Ark.]

Name of item	Selling unit	Maximum prices for sales f. o. b. plant, store, or delivered within free delivery zone
Vitrified clay wall coping:		
9"	Feet	\$0.27
13"	Feet	.37
Gypsum wallboard:		
1/2"	1,000 sq. ft.	35.00
3/8"	1,000 sq. ft.	40.00
1/2"	1,000 sq. ft.	45.00
Perlatape, 250' roll	Roll	3.00
Gypsum sheathing, 1/2"	1,000 sq. ft.	40.00
Gypsum wallboard, 3/8", wood grain interior	1,000 sq. ft.	65.00
Asphalt roofing, 90-lb mineral surface	Roll, 1 sq.	2.55
Asphalt or tarred felt:		
15-lb	Roll, 1 sq.	2.55
30-lb	Roll, 1 sq.	2.55
Slaters felt, 6-lb	500 ft. roll	1.275
Asphalt shingles:		
210-lb. (3 in 1) thickbutt	100 sq. ft.	6.12
167-lb. hexagon	100 sq. ft.	4.60
Fibre insulation board:		
3/8" standard lath and board	1,000 sq. ft.	45.00
1/2" standard lath and board	1,000 sq. ft.	50.00
2 3/4" asphalt sheathing	1,000 sq. ft.	60.00
Asbestos-cement siding:		
12" x 24" or 27", white, plain	100 sq. ft.	9.00
12" x 24" or 27", white, glazed	100 sq. ft.	9.75
12" x 24" or 27", colors	100 sq. ft.	8.50
Asbestos-cement roofing shingles:		
Economy cut, green	100 sq. ft.	10.50
Economy cut, colors other than green	100 sq. ft.	10.00
Roofing asphalt:		
Do	100 lb.	1.50
Do	50 lb.	1.00
Do	25 lb.	.60
Do	12 1/2 lb.	.25
Deadening felt:		
3/4-lb	Roll	2.50
1-lb	do	2.75
Asphalt roofing, smooth surface:		
45-lb	do	1.75
55-lb	do	2.25
65-lb	do	2.50
Capsheet, roll 68-lb	do	2.50
Roll brick siding	100 sq. ft.	4.00
Roll brick soldier course	100 sq. ft.	3.50
Roll brick corners	L. ft.	.12
Standard density synthetic fibre boards, 3/16" tempered	Sq. ft.	1.11
Standard density synthetic fibre board, 5/16" untempered	Sq. ft.	1.085
Hard density synthetic fibre board, 3/8" tempered	Sq. ft.	1.10
Hard density synthetic fibre board, 3/8" untempered	Sq. ft.	1.08
Hard density synthetic fibre board, 3/8" scored, tempered	Sq. ft.	1.125
Screen wire cloth:		
18 x 14, galvanized	100 sq. ft.	\$4.00
18 x 14, black	100 sq. ft.	\$3.50
Ceiling tile:		
12 x 12	Sq. ft.	.065
16 x 32	Sq. ft.	.06
Insulating plank	1,000 sq. ft.	65.00
Asbestos-cement wallboard:		
3/8", Flexbd.	Sq. ft.	.12
3/8", all other	Sq. ft.	.09
3/4"	Sq. ft.	.10
3/8", Flexbd.	Sq. ft.	.105
Thermal insulation, blankets, paper backed:		
2" thick	1,000 sq. ft.	53.00
4" thick	1,000 sq. ft.	72.00
4" thick	1,000 sq. ft.	70.00
Thermal insulation, loose in bags:		
Plain	35-lb. bag	1.00
Nodulated	Lb.	.0375

1 An addition of 2 cents per square foot may be made if cut to customer's specifications.

2 An addition of 50 cents per 100 square feet may be made if cut to customer's specifications.

1. Terms of sale. Maximum prices hereinabove listed are subject to a 2% cash discount when sold to customers licensed by the Contractors General Licensing Board of the State of Arkansas, provided payment is made before

the 10th day of the month following date of delivery.

2. Additions for the extension of credit. The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Free delivery zone as used in this order includes all points within the corporate limits of Little Rock, North Little Rock, Park Hill, Rose City, Levy and Cammack Village, Arkansas.

4. Additions for delivery outside free delivery zone. Where delivery is made outside the free delivery zone, maximum prices hereinabove listed may be increased by a delivery charge not in excess of 20¢ per mile; Provided, however, The mileage charge is computed on the basis of the nearest actual highway mileage from the point to which delivery is made to the nearest point located within the free delivery zone herein defined. No charge may be made for return trip.

[F. R. Doc. 46-6236; Filed, Apr. 12, 1946; 2:58 p. m.]

[Oklahoma City Order G-1 under Gen. Order 68]

BUILDING MATERIALS IN OKLAHOMA CITY

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. What this order does. This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising the corporate limits of Oklahoma City, Oklahoma.

SEC. II. Definition of retail sales. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. Maximum prices. Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. Relation of this order to other regulation. The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. Invoices and notification. Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. If commodity was delivered, address to which delivery was made.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. Addition of increase in supplier's prices prohibited. The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. What this order prohibits. Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

- (i) Making a charge for delivery;
- (ii) Making a charge higher than this order authorizes for the extension of credit;
- (iii) Failure to give the discounts required by this order for prompt payment;
- (iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or
- (v) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. Enforcement. 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Oklahoma City District Office of the Office of Price Administration.

SEC. X. Building materials not covered by this order. There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under

the applicable maximum price regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Oklahoma City District Office of the Office of Price Administration.

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

This order shall become effective February 10, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Oklahoma City, Oklahoma, this 28th day of January 1946.

JOHN N. OHRNELL,
District Director.

APPENDIX A

[Maximum Prices for Retail Sales of Specified Building Materials when sold in Oklahoma City, Okla.]

Item being priced	Unit	Maximum prices for both f. o. b. and delivered sales
Asbestos cement siding 12" x 24" or 27": Standard colors including standard white.	Square.....	\$9.50
Water repellent, white and brilliant colors.do.....	10.75
Asphalt or tarred felt (15-lb. or 30-lb.).	Roll.....	2.50
Asphalt shingles: 210-lb. Thickbutt.....	Square.....	6.15
Hexagon 2 or 3 tab.....do.....	8.05
Asphalt roofing: Mineral Surface 90-lb.....	Roll.....	2.65
Staggered Edge 105-lb.....do.....	3.35
Clay drain tile, 4".....	M lin. ft.....	92.50
Concrete blocks (sand) 8" x 8" x 16".	Each.....	.20
Fiber insulation board 1/2" standard.	M ft.....	50.00
Fiber insulation 3/32 asphalt sheathing.do.....	65.00
Finishing lime: 40-lb.....	40-lb. bag.....	.50
50-lb.....	50-lb. bag.....	.70
55-lb.....	55-lb. bag.....	.75
Fire brick 9" standard (Okla.)	M.....	90.00
Fire clay.....	100 lb. bag.....	1.50
Flue lining: 8 1/2" x 8 1/2".....	Lin. ft.....	.36
4" x 8".....	Lin. ft.....	.27
8 1/2" x 13".....	Lin. ft.....	.53
13" x 13".....	Lin. ft.....	.65
Gypsum block partition: 3" hollow.....	Sq. ft.....	.08
4" hollow.....	Sq. ft.....	.09
Gypsum lath 1/2".....	M. sq. ft.....	28.00
Gypsum sheathing 1/2".....	M. sq. ft.....	42.00
Gypsum wallboard: 3/8".....	M. sq. ft.....	40.00
1/2".....	M. sq. ft.....	43.25
Keene's cement.....	1 lb. bag.....	.05
Do.....	100 lb. bag.....	1.60
Keene's cement (bulk).....	Lb.....	.03
Masonry mortar.....	70-lb. bag.....	.65
Mason's hydrated lime.....	10-lb. bag.....	.25
Do.....	40-lb. bag.....	.60
Do.....	60-lb. bag.....	.60
Metal lath: Corner bead expanded.....	100 lin. ft.....	8.00
2.2-lb. painted diamond mesh.....	Sq. yd.....	.29
2.5-lb. painted diamond mesh.....	Sq. yd.....	.30
2.75-lb. painted flat R16.....	Sq. yd.....	.30
3.4-lb. painted diamond mesh.....	Sq. yd.....	.35
Patch plaster.....	2 1/2-lb. bag.....	.25
Do.....	6-lb. bag.....	.50
Plaster board 1/2".....	M sq. ft.....	24.00
Plaster: Gauging.....	100-lb. bag.....	1.05
Hardwall.....	10-lb. bag.....	.27
Do.....	100-lb. bag.....	1.00
Moulding.....	100-lb. bag.....	1.25
Moulding (bulk).....	Lb.....	.03
Portland cement, standard (paper bag).	94-lb. bag.....	.83
Vitreous clay sewer pipe: #155-4".....	M lin. ft.....	194.00
#165-6".....	M lin. ft.....	254.00

1. Additions for the extension of credit. The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

2. Additions for delivery on sales of less than \$10.00. No additions for delivery may be made to the prices hereinabove listed except that a 50¢ charge may be made for delivering an order totaling less than \$10.00.

3. Additions for Oklahoma state sales tax. Sellers may add to the prices listed in this Appendix A the sales tax required to be collected by the law of the State of Oklahoma. This tax shall be separately stated in the dealer's invoice, sales slip or receipt.

[F. R. Doc. 46-6237; Filed, Apr. 12, 1946; 2:59 p. m.]

[Chicago Order G-1 Under Rev. Supp. Service Reg. 50 and RMP# 165]

PHOTOSTATING VETERANS' DISCHARGE PAPERS IN CHICAGO, ILL.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Chicago Metropolitan District of the Office of Price Administration by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50 to Revised Maximum Price Regulation No. 165, and by delegation of authority from the Regional Administrator of Region VI, this order is hereby issued.

SECTION 1. What this order covers. This order establishes maximum prices for sale made by any seller, of the service of photostating discharge papers of veterans formerly in the Armed Forces of the United States and of persons discharged from the United States Merchant Marine.

SEC. 2. Definitions. For the purpose of this order the term:

"Photostat" means the production of photo copies directly on prepared paper, by means of any machine designed for that purpose;

"Sellers of photostatic service" includes not only any person performing the operation of photostating, but also any person who procures photostats for purchasers, from such photostaters.

"Veteran" means any person discharged from any branch of the Armed Forces of the United States or from the United States Merchant Marine.

"Discharge papers" means any paper, pamphlet, certificate, scroll, photograph or any other printed matter pertaining to service rendered in the Armed Forces of the United States or United States Merchant Marine.

SEC. 3. Geographical applicability. This order shall apply to sales made within the corporate limits of the city of Chicago, Illinois.

SEC. 4. Prohibition against selling photostatic services on veteran's discharge papers above maximum prices. On and after the effective date of this order regardless of any contract, agreement, or other obligation, no person or persons covered by this order shall sell or offer to sell the service of photostating discharge papers of any veteran of the United States Armed Forces or of the United States Merchant Marine at prices higher than the maximum prices set forth in Appendix A of this order.

SEC. 5. Maximum prices. The maximum prices which any seller may charge for the service of photostating (including the service of procuring photostats) discharge papers of any veteran of the United States Armed Forces or of the United States Merchant Marine, within the area covered by this order, shall be those set forth in Appendix A attached hereto.

SEC. 6. Relation to other regulations. The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by Revised Maximum Price Regulation No. 165, or by any other regulation or order covering the services herein specified. All photostating services not specifically covered by the provisions of this order shall remain subject to the provisions of Revised Maximum Price Regulation No. 165.

SEC. 7. Posting. Every seller making sales covered by this order shall post in each of his establishments in a place and manner plainly visible to any purchaser the list containing the maximum prices for the photostatic services set forth in Appendix A hereof. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective prices applicable. One such copy of such list may be detached and used as the poster herein above required to be posted.

SEC. 8. Sales slips and records. Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity and price of each item sold. The seller shall prepare such sales slip, receipt, or other evidence of purchase in duplicate and keep one copy of same for as long as the Emergency Price Control Act of 1942, as amended, remains in full force and effect. Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 9. Violation. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 10. Evasion. No person subject to this order may evade any of the provisions of the order by any stratagem,

scheme or device. No person subject to this order may, as a condition of selling the service in question, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

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

This order shall become effective March 25, 1946.

Issued this 19th day of March 1946.

JAMES F. RILEY,
District Director.

APPENDIX A—OPA CEILING PRICES FOR THE PHOTOSTATING OF VETERANS' DISCHARGE PAPERS WITHIN THE CORPORATE LIMITS OF THE CITY OF CHICAGO

1. Photostats made the same size as original (for any size up to and including 11" x 14"):

NEGATIVE	
Number of copies:	Ceiling price each
1 to 5-----	\$0.50
POSITIVE	
1 to 5-----	.35
6 to 9-----	.30
10 or more-----	27½

2. Photostatic reductions of discharge papers to wallet size:

- (A) One side wallet size photostats—\$1.00¹
- (B) Two side wallet size photostat—\$1.60²

ADDITIONAL POSITIVE COPIES

Number of copies:	Ceiling price each
1 to 5-----	\$0.35
6 to 9-----	.30
10 or more-----	27½

All photostating services not specifically covered by this order shall remain subject to the provisions of revised maximum price regulation 165.

[F. R. Doc. 46-6238; Filed, Apr. 12, 1946; 2:59 p. m.]

[Sioux Falls Order G-1 Under Gen Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN SIOUX FALLS AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, It is ordered:

That section 7 of Order No. G-1 is hereby amended to read:

SEC. 7. Sales slips and records. Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of \$7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he

¹ This includes one ½ size negative, and one wallet size positive.

² This includes two ½ size negatives of each side of discharge paper and one positive which can be folded to fit wallet.

must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of \$50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

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

That the following items in Appendix A of Order No. G-1 are hereby amended to read:

Item	Unit	Maximum consumer price	Maximum truck-load price
Portland cement, standard (paper bags).	Bbl.....	\$3.40	
Portland cement, standard (cloth bags).	Bbl.....	3.00	\$3.50
Portland cement—quick dry.	Per 100 lb.	1.15	1.15
Masonry mortar cement (paper sacks).	70 lb. bag..	.70	

This amendment shall become effective immediately.

Issued this 11th day of January 1946.

E. J. WINTERSTEEN,
District Director.

[F. R. Doc. 46-6233; Filed, Apr. 12, 1946; 2:57 p. m.]

[Region II Order G-1 Under MPR 574]

CHANGE OF OFFICE TO WHICH REPORTS MUST BE MAILED IN NEW YORK REGION

For the reasons stated in the accompanying opinion and pursuant to the authority contained in Maximum Price Regulation No. 574, this order is hereby issued.

SECTION 1. What this order does. This order stipulates that the district office shall be the appropriate office to which operators of slaughtering establishments and slaughterers subject to the provisions of sections 9 and 11 of Maximum Price Regulation No. 574 must mail their reports. Except as modified by this order, Maximum Price Regulation No. 574 and orders issued thereunder by the Regional Administrator shall continue in effect.

SEC. 2. Where this order applies. This order applies to the entire States of Delaware, Maryland, New Jersey and New York, the Commonwealth of Pennsylvania and the District of Columbia.

SEC. 3. Proper office to which reports must be mailed. (a) The operator of each slaughtering establishment shall mail to the district office in which such establishment is located a copy of Form No. DS-T-47 (Revised), Certificate of Operator of Establishment under Regulation No. 3 of Reconstruction Finance Corporation, not later than the fifteenth day following the end of each accounting period.

(b) Each slaughterer subject to the provisions of section 9 of Maximum Price Regulation No. 574, for each slaughtering establishment at which his cattle were slaughtered, shall mail by regis-

tered mail with return receipt requested to the district office in which such establishment is located a copy of Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, not later than the fifteenth day following the end of each accounting period.

(c) Each slaughterer subject to the provisions of section 11 of Maximum Price Regulation No. 574, for each slaughtering establishment at which his cattle were slaughtered, shall mail by registered mail with return receipt requested to the district office in which such establishment is located duplicate copies of Office of Price Administration Form No. 636-2202 (revised) not later than the fifteenth day following the end of each accounting period.

SEC. 4. *Effective date.* This order shall become effective May 1, 1946.

Issued April 15, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6353; Filed, Apr. 15, 1946; 4:40 p. m.]

[Birmingham 2d Rev. Order G-1 Under Gen. Order 50, Amdt. 9]

MALT AND CEREAL BEVERAGES IN BIRMINGHAM, ALA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Birmingham District Office, Region IV, of the Office of Price Administration by General Order Number 50, issued by the Office of Price Administration and Revised Delegation Order Number 17, issued May 5, 1944, by the Regional Administrator of Region IV, the price list in Appendix A to 2d Revised Order G-1 under General Order Number 50 is hereby amended as follows:

1. The following brand or trade name with the maximum prices of 12 ounce and 32 ounce bottles thereof is added to Group 1-B under the appropriate columns:

GROUP 1-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Koenig Brau Beer.....	Cents 25	Cents 45

2. The following brand or trade name with the maximum prices for 12 ounce and 32 ounce bottles thereof is added to Group 2-B under the appropriate columns:

GROUP 2-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Koenig Brau Beer.....	Cents 20	Cents 40

3. The following brand or trade name with the maximum prices for 12 ounce

and 32 ounce bottles thereof is added to Group 3-B under the appropriate columns:

GROUP 3-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Koenig Brau Beer.....	Cents 18	Cents 35

This amendment shall become effective immediately.

Issued this 2d day of April 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46-6249; Filed, Apr. 12, 1946; 4:53 p. m.]

[Region I Order G-19 Under SR 15, MPR 280 and MPR 329, Amdt. 15]

FLUID MILK IN NEW HAMPSHIRE

For the reasons set forth in an Opinion issued simultaneously herewith which has been filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1351.408 of Maximum Price Regulation 329, Region I Order No. G-19 (Fluid Milk in the State of New Hampshire) is hereby amended in the following respects:

(1) The provisions of subparagraph (2) of paragraph (b) in effect prior to the issuance of Amendment No. 13 to Order No. G-19 are amended as set forth:

a. To the terms of the subdivision headed Zone 3, there is added the following enactment: "Provided, That between 12:01 a. m. of April 1, 1946 and 12:01 a. m. of May 1, 1946 the maximum producer price listed for Milk Marketing Area (23)—Milford, Amherst, Wilton; Area (71)—Merrimac; Area (79)—Brookline; is not \$3.95 but is \$4.10 if purchaser weighs and tests the milk and \$4.15 if purchaser does not weigh and test the milk".

b. To the terms of the subdivision headed Zone 4, there is added the following enactment: "Provided, That between 12:01 a. m. of April 1, 1946 and 12:01 a. m. of May 1, 1946 the maximum producer price listed for Milk Marketing Areas (50) (New Ipswich) and (49) (Greenville) is not \$3.95 but is \$4.10 if purchaser weighs and tests the milk and \$4.15 if purchaser does not weigh and test the milk".

(2) To the provisions of paragraph (e) there is added the following enactment: "Provided, That between 12:01 a. m. of April 1, 1946 and 12:01 a. m. of May 1, 1946, the maximum price which may be paid for standard milk of 3.7% butterfat content bought or received from producers in Region I for ultimate resale in the towns of Mount Vernon, Temple, Mason and Lyndeboro is \$4.10 if purchaser weighs and tests the milk and \$4.15 if purchaser does not weigh and test the milk".

This amendment is effective as of 12:01 a. m. April 1, 1946.

This action has the prior written approval of the Secretary of Agriculture.

Issued this 12th day of April 1946.

ELDEN C. SHOUP,
Regional Administrator.

Approved:

M. H. BRIGHTMAN,
Acting Director, Dairy Branch,
Production and Marketing
Administration, United States
Department of Agriculture.

[F. R. Doc. 46-6252; Filed, Apr. 12, 1946; 4:53 p. m.]

[Region II Order G-10 Under Rev. SO 119]

BUCH MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16, and authority delegated under section 19 to the Regional Administrator of Region II under Revised Supplementary Order No. 119, it is ordered, That:

(a) *Manufacturers' ceiling prices.* Buch Manufacturing Company, Elizabethtown, Pa., may increase its properly established maximum prices (exclusive of any other increases or adjustments permitted by any other Order or Regulation immediately prior hereto) for the following products or product lines of which it is the manufacturer, to each class of purchaser, by an amount not in excess of 17% of such maximum prices:

Garden barrows. Linoleum rollers.
Steel tray barrows. Tampers.
Lawn rollers.

(b) *Definitions.* All words and phrases used in this Order shall receive the same definition as in Revised Supplementary Order No. 119 or any revision or amendment thereto.

(c) *Maximum prices which may be increased.* The increase permitted by this order shall be applied to those properly established maximum prices for the products or product lines covered by this order which were in effect immediately prior to the date of the application on which this order is issued exclusive of any adjustment charges or increases which may have been permitted on or before that date. Any adjustments permitted by Order No. 16, issued March 13, 1946, by the Administrator of Region II, is specifically excluded.

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

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

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

(iii) Both it and the article being priced belong to a class of articles to

which, according to, customary trade practices, an approximately uniform percentage markup is supplied.

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

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

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

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

(f) *Saving clause.* Except as modified by this order, each seller affected shall in all respects remain subject to all the applicable provisions of the appropriate applicable price regulations.

(g) *S. O. 153 excluded.* The provisions of Supplementary Order No. 153 shall not apply to sales of the commodities or products included in this order.

(h) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser on such invoice, in writing, of the methods established in paragraph (d) of this order for determining adjusted maximum prices for resales of the products or articles covered by this order. Such notice shall include a statement that the provisions of Supplementary Order No. 153 do not apply to resellers' maximum prices for such articles or products. This notice may be given in any convenient form.

(i) *Revocation.* Order No. 16 under Supplementary Order No. 119 issued March 13, 1946, by the Administrator for Region II, is hereby revoked.

All requests for adjustments in maximum prices not specifically granted by this order are hereby denied, and to the extent of such denial a review may be requested in accordance with the provisions of Revised Procedural Regulation No. 1.

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

This order shall become effective April 9, 1946.

Issued this 9th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6246; Filed, Apr. 12, 1946; 4:52 p. m.]

[Region II Adopting Order 4 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN WESTCHESTER COUNTY, N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Acts of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, *It is hereby ordered:*

(a) The title of Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order No. 68 as amended, and the heading of Schedule A annexed to said order, is hereby amended to read as follows: "Maximum prices for certain building and construction materials in Westchester and Putnam Counties, New York, on sales by all persons to ultimate users or to purchasers for resale on an installed basis."

Item	Sales f. o. b. yard	Delivered sales to purchaser for resale on an installed basis (this includes contractors)	Delivered sales to ultimate users (this includes consumers)
Plaster, hard wall, sanded.....	\$0.75 (bag 100 lb.).....	\$15.00 (ton).....	\$0.80 (bag 100 lb.).....
Plaster, moulding.....	\$1.57 (bag 100 lb.).....	\$1.62 (100 lb.).....	\$1.62 (100 lb.).....
Metal lath 3.4 lb. 3/8" high rib painted.....	\$0.32 (sq. yd.).....	\$0.32 (sq. yd.).....	\$0.32 (sq. yd.).....
Metal lath corner-rite 2".....	\$0.02 1/2 (lin. ft.).....	\$0.02 1/2 (lin. ft.).....	\$0.02 1/2 (lin. ft.).....
Gypsum Sheathing (black paper) 1/2".....	\$37.50 (M sq. ft.).....	\$37.50 (M sq. ft.).....	\$37.50 (M sq. ft.).....
Thermal Insulation blankets-single.....	\$41.00 (M sq. ft.).....	\$41.00 (M sq. ft.).....	\$41.00 (M sq. ft.).....

(e) Except as hereby amended, Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order No. 68 as amended, shall remain the same and all provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 10th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6247; Filed, Apr. 12, 1946; 4:52 p. m.]

[Region II Order G-15 Under MPR 329, Amdt. 4]

FLUID MILK IN NEW YORK

For the reasons set forth in an opinion issued and filed with the FEDERAL REGISTER, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329, as amended, and with the approval of the Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture, it is ordered that Order No. G-15 be amended in the following respects:

1. Paragraph (a) (5) is amended by adding the County of Ulster to read as follows:

(5) Plus 25¢ per cwt., for fluid milk purchased or received at a receiving or processing plant located within the following counties in the State of New York: Columbia, Dutchess, Orange, Putnam, Rockland and Ulster.

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

(b) Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby further amended by striking out section 2 of said order, and inserting in place thereof, the following:

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the counties of Westchester and Putnam in the State of New York.

(c) Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby further amended by adding to section 3 of said order, the following: The prices fixed by this order cover all sales in the territory covered by this order regardless of the location of the seller's place of business.

(d) Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby further amended by adding to Schedule A annexed to said order, the following:

(3a) Plus 25¢ per cwt., for milk produced on farms located in Columbia, Dutchess, Orange, Putnam, Rockland and Ulster Counties in the State of New York, or 35¢ per cwt., for milk produced on farms located in Westchester County, New York.

This Amendment No. 4 to Order No. G-15 shall become effective April 12th, 1946.

Issued this 12th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

Approved:

W. H. BRIGHTMAN,
Acting Director, Dairy Branch,
Production and Marketing
Administration, United States
Department of Agriculture.

[F. R. Doc. 46-6251; Filed, Apr. 12, 1946; 4:53 p. m.]

[Region II Adopting Order 31 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN THE COUNTIES OF PUTNAM, DUTCHESS, ROCKLAND, AND ORANGE, N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II, by the Emergency Price Control Act of 1942 as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, *It is hereby ordered:*

(a) The title of Adopting Order No. 31 under Basic Order No. 1 as amended, under General Order 68 as amended, and

the title of Schedule A of said order, is hereby amended by striking out the name "Putnam".

(b) Section 2 of Adopting Order No. 31 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out the name "Putnam".

(c) Said Adopting Order No. 31 under Basic Order No. 1 as amended, under

General Order 68 as amended, is hereby amended by adding to section 3 of said order, the following: The prices fixed by this order cover all sales in the territory covered by this order regardless of the location of the seller's place of business.

(d) Except as hereby amended, Adopting Order No. 31 under Basic Order No. 1 as amended, under General Order No. 68 as amended, remains the same,

and all provisions thereof remain applicable.

This amendment shall become effective immediately.

Issued this 10th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6248; Filed, Apr. 12, 1946;
4:52 p. m.]