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TITLE 7—AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[WFO 22-8]

PART 1425—CANNED AND PROCESSED FOODS

CANNED FRUITS, AND CANNED FRUIT JUICES, REQUIRED TO BE SET ASIDE DURING 1945

Pursuant to the authority vested in me by War Food Order No. 22, as amended (8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103), it is hereby ordered as follows:

§ 1425.12 *Quota restrictions and allocations*—(a) *Definitions*. (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(2) "Quota period" means, with respect to all commodities required to be set aside pursuant to this order, the period from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means, with respect to all commodities required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1944, both inclusive.

(4) "Base pack" means, when applied to each canned food listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner during the base period: *Provided*, That, if the respective canner canned any particular food listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any commodity covered under this order, the set-aside percentage prescribed for such commodity shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) hereof.

(b) *Applicability of this order*. The terms and conditions of this order shall be applicable to (i) all canned fruits, and all canned fruit juices, listed in said Column A of Table I which are packed during the quota period in any of the 48 States of the United States or the District of Columbia, and (ii) all canned pineapple and canned pineapple juice which are packed during the quota period in the Territory of Hawaii.

(c) *Set-aside restrictions*. Each canner who packs, during the quota period, any canned fruit, or any canned fruit juice, designated in said Column A of Table I, shall, to the extent that the quantity so packed may be adequate, set aside and thereafter hold for sale and delivery to Government agency from his pack of each such product for the quota period a quantity equivalent to the quantity obtained by applying the percentage for the particular product listed in Column D of said Table I against his base pack of that product: *Provided, however*, That, in the event the pack of any canner of any such product for the quota period is twice as great, or more than twice as great, as his base pack of such product, then such percentage shall be applied against his pack of that product for the quota period. If the type, style, variety, or grade of the particular product is specified in the aforesaid Table I, the portion set aside shall, so far as available, be in the type, style, variety, and grade so specified; but other types, styles, varieties, or grades in the possession of a particular canner as may be specified by the procuring Government agency shall be substituted to the extent that those specified in said Table I have not been packed by such canner. In the event a canner is preparing to pack, during the quota period, any canned fruit, or any canned fruit juice, listed in said Column A of Table I, which he did not pack during the base period, he shall so inform the Director by letter, and he shall state therein the quantity of such product which he anticipates that he will pack; and such canner shall set aside for sale and delivery to Government agency a portion of his pack of each such product for the quota period equivalent to the quantity obtained by applying the percentage for the particu-

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NOTICE

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lar product, listed in Column D of said Table I, against his total production of such product during the quota period.

(d) *When entire pack not set aside for Government agency.* (1) In the event a canner packs any canned fruit, or any canned fruit juice, listed in said Column A of Table I, for nongovernmental requirements as well as for Government agency, the portion of each such product required to be set aside by him for Government agency shall be set aside as follows: (i) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in Column F of said Table I, to the extent that such first preference grade is packed by the respective canner, but, if the quantity of the said first preference grade which is packed by such canner is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agency; (ii) to the extent that the quantity set aside for Government agency from the first preference grade in accordance with the provisions of (i) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in Column G of said Table I, such quantity as is necessary to complete his set-aside quota, but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agency; and (iii) to the extent that the quantities set aside for Government agency from the first and second preference grades in accordance with the provisions of (i) and (ii) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade, if any, of the canned product, as specified in Column H of

said Table I, sufficient of such quantity to complete his set-aside quota as may be available: *Provided*, That, if there is an insufficient quantity of all three preference grades to complete his set-aside quota, he shall set aside from such other grades in his possession as may be designated by Government agency sufficient of such quantity to complete his set-aside quota as may be available.

(2) In the event a canner packs a canned product covered hereunder partly in tinsplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (d) (1) hereof shall be that which is packed in tinsplate to the extent that the respective grades are so packed in tinsplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner in tinsplate to meet the set-aside requirements for such grade.

(3) Within the limits of, and subject to the restrictions set forth in (d) (1) and (2) hereof, and to the extent such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent

that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: *Provided*, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and set aside in any can size which he may have available.

(4) Each canner who, pursuant to the provisions of this order, is required to set aside any commodity listed in said Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity which is in his possession on the effective date of this order plus the quantity of such commodity which he packs during the quota period after this order becomes effective, even though such amount is less than the quantity of the respective commodity required to be set aside by the provisions of this order.

(e) *Reports.* The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS 140 (formerly FDO 685). The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(f) *Purchase, inspection, and specifications.* The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotas for its

own account or the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order No. 22, as amended. The Army is further authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(g) *Provisions of War Food Orders Nos. 22-4, as amended, and 22-6, as amended, not affected.* The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R. 6573, 11590, 10 F.R. 103), or the provisions of War Food Order No. 22-6, as amended (9 F.R. 1824, 6497, 10 F.R. 103).

(h) *Effective date.* This order shall be effective as of 12:01 a. m., w. t., January 30, 1945.

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

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103)

Issued this 27th day of January 1945.

C. W. KITCHEN,
Acting Director of Marketing Services.

TABLE I—CANNED FRUITS AND CANNED FRUIT JUICES

A Product	B Percentage of base pack			D Total (Cols. B and C)	E Type, style variety (sequence does not denote preference)	F Grade preference			I Can size
	Specif- ic re- serve	Con- tin- gency reserve				First	Second	Third	
Apples.....	67	*8	75	Heavy pack.....	Standard.....	Fancy.....		10.	
Applesauce.....	35	*2	37		Fancy.....	Standard.....		10-2.	
Apricots.....	46	*3	49	Halved, unpeeled.....	Choice.....	Standard (fancy not desired).	Pie or waterpack.....	10-2½.	
Berries ¹	90	*10	100		Water pack.....	(?).....		10.	
Blueberries.....	95	*5	100		Water pack.....	(?).....		10.	
Cherries R. S. P.....	90	*10	100	Water pack.....	Standard.....			10-2.	
Cherries, sweet.....	22	*3	25		Choice.....	Fancy.....	Standard.....	10-2½-2.	
Figs.....	70	*5	75	Kadota.....	Choice.....	Fancy.....		10-2½.	
Fruit cocktail.....	68	*10	78	Yellow clingstone halved or sliced.....	Top choice ³	Fancy.....		10-2½.	
Peaches.....	58	*10	68	Yellow freestone halved or sliced.....	Choice.....	Top std. ⁴		10-2½.	
Pears.....	70	*10	80	Bartlett, halved.....	Choice.....	Fancy.....		10-2½.	
Pineapple.....	62	*10	72	Sliced, crushed, chunks, tidbits (except cocktail tidbits).	Choice.....	Top std. ⁴	Fancy.....	10-2½.	
Pineapple juice.....	52	*10	62		Fancy.....	Choice.....	Standard.....	10-2½-2.	
								10-3 cyl.-2.	

*Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.
¹ Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to combined pack of the four varieties.
² Syrup pack not desired.
³ Not below 15 points for absence of defects. Not below 15 points for character, with a total minimum not below 80 points as defined in terms of U. S. grades.
⁴ Top Standard means 70-74 inclusive as defined in terms of U. S. grades.

[WFO 22-9]

**PART 1425—CANNED AND PROCESSED FOODS
CANNED VEGETABLES, AND CANNED VEGETABLE
JUICES, REQUIRED TO BE SET ASIDE DURING
1945**

Pursuant to the authority vested in me by War Food Order No. 22, as amended (8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103), it is hereby ordered as follows:

§ 1425.11 *Quota restrictions and allocations—(a) Definitions.* (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(2) "Quota period" means, with respect to sauerkraut, the period from September 1, 1945, to August 31, 1946, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means, with respect to sauerkraut, the period from September 1, 1941, to August 31, 1942, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1944, both inclusive.

(4) "Base pack" means: (i) when applied to sauerkraut, the total amount, by net weight, of all types, styles, varieties, and grades canned by the respective canner during the base period; and (ii) when applied to each canned food, other than sauerkraut, listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount, by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner during the base period: *Provided*, That, if the respective canner canned any particular food, other than sauerkraut, listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any commodity covered under this order, the set-aside percentage prescribed for such commodity shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) hereof.

(b) *Applicability of this order.* The terms and conditions of this order shall be applicable to all canned vegetables, and all canned vegetable juices, listed in said Column A of Table I which are packed during the quota period in any of the 48 States of the United States or the District of Columbia.

(c) *Set-aside restrictions.* Each canner who packs, during the quota period, any canned vegetable, or any canned vegetable juice, designated in said Column A of Table I, shall, to the extent that the quantity so packed may be adequate, set aside and thereafter hold for sale and delivery to Government agency from his

pack of each such product for the quota period a quantity equivalent to the quantity obtained by applying the percentage for the particular product listed in Column D of said Table I against his base pack of that product: *Provided, however*, That, in the event the pack of any canner of any such product for the quota period is twice as great, or more than twice as great, as his base pack of such product, then such percentage shall be applied against his pack of that product for the quota period. If the type, style, variety, or grade of the particular product is specified in the aforesaid Table I, the portion set aside shall, so far as available, be in the type, style, variety, and grade so specified; but other types, styles, varieties, or grades in the possession of a particular canner as may be specified by the procuring Government agency shall be substituted to the extent that those specified in said Table I have not been packed by such canner. In the event a canner is preparing to pack, during the quota period, any canned vegetable, or any canned vegetable juice, listed in said Column A of Table I, which he did not pack during the base period, he shall so inform the Director by letter, and he shall state therein the quantity of such product which he anticipates that he will pack; and such canner shall set aside for sale and delivery to Government agency a portion of his pack of each such product for the quota period equivalent to the quantity obtained by applying the percentage for the particular product, listed in Column D of said Table I, against his total production of such product during the quota period.

(d) *When entire pack not set aside for Government agency.* (1) In the event a canner packs any canned vegetable, or any canned vegetable juice, listed in said Column A of Table I, for nongovernmental requirements as well as for Government agency, the portion of each such product required to be set aside by him for Government agency shall be set aside as follows: (i) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in Column F of said Table I, to the extent that such first preference grade is packed by the respective canner, but, if the quantity of the said first preference grade which is packed by such canner is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agency; (ii) to the extent that the quantity set aside for Government agency from the first preference grade in accordance with the provisions of (i) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in Column G of said Table I, such quantity as is necessary to complete his set-aside quota, but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agency; and (iii) to the extent that the

quantities set aside for Government agency from the first and second preference grades in accordance with the provisions of (i) and (ii) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade, if any, of the canned product, as specified in Column H of said Table I, sufficient of such quantity to complete his set-aside quota as may be available: *Provided*, That, if there is an insufficient quantity of all three preference grades to complete his set-aside quota, he shall set aside from such other grades in his possession as may be designated by Government agency sufficient of such quantity to complete his set-aside quota as may be available.

(2) In the event a canner packs a canned product covered hereunder partly in tinsplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (d) (1) hereof shall be that which is packed in tinsplate to the extent that the respective grades are so packed in tinsplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner in tinsplate to meet the set-aside requirements for such grade.

(3) Within the limits of, and subject to the restrictions set forth in (d) (1) and (2) hereof, and to the extent such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: *Provided*, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and set aside in any can size which he may have available.

(4) Each canner who, pursuant to the provisions of this order, is required to set aside any commodity listed in said Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity which is in his possession on the effective date of this order plus the quantity of such commodity which he packs during the quota period after this order becomes effective, even though such amount is less than the quantity of the respective commodity required to be set aside by the provisions of this order.

(e) *Reports.* The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS-140 (formerly FDA-685). The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(f) *Purchase, inspection, and specifications.* The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotas for its own account or the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order

No. 22, as amended. The Army is further authorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(g) *Provisions of War Food Orders Nos. 22-4, as amended, and 22-6, as amended, not affected.* The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R. 6573, 11590, 10 F.R. 103), or the provisions of War Food Order No. 22-6, as amended (9 F.R. 1824, 6497, 10 F.R. 103).

(h) *Effective date.* This order shall be effective as of 12:01 a. m., e. w. t., January 30, 1945.

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

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103)

Issued this 27th day of January 1945.

C. W. KITCHEN,
Acting Director of Marketing Services.

TABLE 1—CANNED VEGETABLES AND CANNED VEGETABLE JUICES

A Product	B C D Percentage of base pack			E Type, style variety (sequence does not denote preference)	F G H Grade preferences			I Can size
	Specific reserve	Contingency reserve	Total (Cols. B and C)		First	Second	Third	
Asparagus.....	51	*4	55	All green or culturally bleached.....	Fancy cut.....	Fancy spear.....	Fancy.....	10-2 1/2-2, 10-2.
Beans, lima.....	37	*3	40	Fresh.....	Extra standard.....	Top standard ¹	Fancy.....	10-2 1/2-2, 10-2 1/2-2.
Beets, snap.....	45	*7	52	Green, cut; wax, cut.....	Extra standard.....	Top standard ¹	Fancy.....	10-2 1/2-2, 10-2 1/2-2.
Beets.....	48	*6	54	Cut, quartered, diced, sliced.....	Fancy.....	Top standard ¹	Fancy.....	10-2 1/2-2, 10-2 1/2-2.
Carrots.....	97	*10	107	Diced.....	Fancy.....	Top standard ¹	Fancy.....	10-2 1/2-2, 10-2.
Corn, sweet.....	33	*6	39	White, yellow, cream style, whole kernel.....	Fancy.....	Extra standard.....	Top standard ¹	10-2.
Peas.....	35	*5	40	Alaska 3, 4 sieve; sweet 3 sieve and larger, ungraded.....	Extra standard.....	Top standard ¹	Fancy.....	10-2.
Pumpkin or squash.....	31	*3	34	.....	Fancy.....	Top standard ¹	Fancy.....	2 1/2, 10-2 1/2.
Sauerkraut.....	45	*7	52	.....	Fancy.....	Top standard ¹	Fancy.....	10-2 1/2-2, 10-2 1/2-2.
Spinach.....	57	*7	64	.....	Fancy.....	Top standard ¹	Fancy.....	10-2 1/2-2, 10-2 1/2-2.
Tomatoes.....	58	*8	66	.....	Extra standard.....	Top standard ¹	Fancy.....	10-2 1/2-2, 10-2 1/2-2.
Tomato catsup.....	47	*6	53	.....	Fancy 29-33% solids.....	Top standard ¹	Fancy 25-29% solids.....	10-3 cyl. 2 1/2-2, 14 oz. glass or larger 10-3 cyl.-2, 10.
Tomato juice.....	41	*6	47	.....	Fancy.....	.....	.....	10-2 1/2-2-6 ounces.
Tomato puree.....	15	*3	18	Heavy (minimum specific gravity—1.045).....	Fancy.....	.....	.....	10.
Tomato paste.....	24	*3	27	.....	Fancy.....	.....	.....	10-2 1/2-2-6 ounces.

¹ Top standard means 70-74 inclusive as defined in terms of U. S. grades.
² Top standard means 80-84 inclusive as defined in terms of U. S. grades.
³ Full inside enamel cans required. Number 10 cans to be used for whole kernel only.
⁴ Indicates that Government intends to purchase all of contingency reserve in addition to the specific reserve.

[F. R. Doc. 45-1759; Filed, Jan. 29, 1945; 3:21 p. m.]

[WFO 122, Amdt. 1]

PART 1425—CANNED AND PROCESSED FOODS

RESTRICTIONS WITH RESPECT TO CANNED GRAPEFRUIT JUICE, CANNED ORANGE JUICE, AND CANNED GRAPEFRUIT JUICE AND ORANGE JUICE BLENDED

War Food Order No. 122 (10 F.R. 696), issued January 17, 1945, is amended to read as follows:

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of canned grapefruit juice, canned orange juice, and canned grapefruit juice and orange juice blended, for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1425.13 *Restrictions with respect to canned grapefruit juice, canned orange juice, and canned grapefruit juice and orange juice blended—(a) Definitions.*

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

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

(3) "Canner" means any person engaged in the business of canning foods in hermetically sealed metal or glass containers and sterilizing the same by the use of heat.

(4) "Government agency" means any officer, board, agency, commission, or Government-owned or Government-controlled corporation of the United States.

(b) *Restrictions.* Notwithstanding any provisions of War Food Order No. 22-7 (9 F.R. 12333, 10 F.R. 103), on and after the effective date of this order, no canner shall sell, ship, or deliver to any person other than the Army of the United States, for its own account or for the account of another Government agency, any one or more of the following canned citrus fruit juices produced from grapefruit or oranges grown in the State of Florida or Texas:

- (1) Canned grapefruit juice;
- (2) Canned orange juice; and
- (3) Canned grapefruit juice and orange juice blended.

(c) *Releases from restrictions.* Notwithstanding any other provision hereof, the Director may release any canned grapefruit juice, canned orange juice, or canned grapefruit juice and orange juice blended from the restrictions of this order whenever he determines that such release is necessary or appropriate in the public interest and to promote the national defense.

(d) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records, and other writings, premises or stocks of canned grapefruit juice, canned orange juice, and canned grapefruit juice and orange juice blended, of any person, and to make such investigations, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this order.

(e) *Records and reports.* (1) The Director shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Director's discretion, to

the enforcement or administration of the provisions of this order.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate), maintain an accurate record of his transactions in canned grapefruit juice, canned orange juice, and canned grapefruit juice and orange juice blended.

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator, War Food Order No. 122, Fruit and Vegetable Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C. Petition for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefor, a review of such action by the Director. The Director may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (f) shall not be construed to deprive the Director of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Director may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(g) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using the material subject to priority or allocation control pursuant to this order. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

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

(i) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided herein or in instructions issued by the Director, be addressed to the Director of Marketing

Services, War Food Administration, Washington 25, D. C., Ref. WFO 122.

This amendment shall become effective at 12:01 a. m., e. w. t., January 30, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 122 prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 122 in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

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

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

Issued this 27th day of January 1945.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 45-1752; Filed, Jan. 29, 1945; 12:11 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency [NHA General Order 21-31]

PART 705—DELEGATIONS OF AUTHORITY

DELEGATION OF AUTHORITY TO FEDERAL PUBLIC HOUSING COMMISSIONER TO EXECUTE CONVEYANCES IN CONNECTION WITH DISPOSITION OF WAR HOUSING

Sec.

705.3 Purpose.

705.4 Authorizing the Federal Public Housing Commissioner to execute conveyances in connection with the disposition of war housing.

AUTHORITY: §§ 705.3 and 705.4 issued under 55 Stat. 838; E.O. 9070, 3 CFR, Cum. Supp.; E.O. 9425, 9 F.R. 2071; Surplus War Property Administration Regulation 1, Supp. I, section I (E), 9 F. R. 9182; 58 Stat. 765.

§ 705.3 *Purpose.* (a) The purpose of this general order is to delegate authority to the Federal Public Housing Commissioner to execute conveyances in connection with the disposition of public war housing property of the National Housing Agency or surplus property transferred to the National Housing Agency for disposition.

§ 705.4 *Authorizing the Federal Public Housing Commissioner to execute conveyances in connection with the disposition of war housing.* (a) With regard to any war housing or the sites thereof acquired by the National Housing Agency (other than properties administered by the Federal Housing Administration or the Federal Home Loan Bank Administration) or any property which has been or may be transferred to the National Housing Agency as surplus property pursuant to the provisions of Executive Order 9425 of

February 19, 1944 (9 F.R. 2071) or pursuant to the provisions of Public No. 457 of the 78th Congress. (Surplus Property Act of 1944), I hereby delegate to the Federal Public Housing Commissioner and to such employees of the Federal Public Housing Authority or such other persons as shall be designated by him authority to sell any or all of such properties so held by the National Housing Agency and to execute the necessary instruments transferring title thereto. Any such instruments executed by the Federal Public Housing Commissioner, or by any person to whom the said Commissioner has designated such authority, purporting to transfer title under the authority of this order to a bona fide purchaser for value shall be conclusive evidence of the authority of said Commissioner or other employee to act for the National Housing Agency to execute such instruments.

This general order shall be effective January 2, 1945.

JOHN B. BLANDFORD, Jr.,
Administrator.

[F. R. Doc. 45-1754; Filed, Jan. 29, 1945; 2:42 p. m.]

TITLE 29—LABOR

Chapter VI—National War Labor Board PART 803—GENERAL ORDERS

RESTRICTIONS ON HIRING AT RATES IN EXCESS OF MINIMUM

Section II-F of *General Order No. 31* (8 F.R. 7463, 11777, 9 F.R. 7511, 11468) is hereby amended by the addition of a new subsection, numbered "3", to read as follows:

§ 803.31 *Schedules* * * *

II. *New Schedules.* * * *
F. *Restrictions on hiring employees at rates in excess of the minimum rate of the properly established rate range for a given job classification* * * *

3. *Critical or essential war work.* (a) Whenever the War Manpower Commission certifies in writing to an agent of the National War Labor Board that a particular employer is (1) actually engaged in critical or essential war work, (2) observing all the rules and regulations of the War Manpower Commission, and (3) faced with a critical hiring problem due to the limitations of paragraphs 1 and 2 above, the agent of the Board shall authorize, within 5 days after the certification is received (provided the Board agent does not stay the effective date within the 5 day period) such employer to hire, without regard to such limitations, employees laid off or discharged from their last positions because of a cut-back or elimination of essential war work or employed in non-critical or non-essential work, as stated in the certificates of referral of the War Manpower Commission presented by such employees. Such employees shall not be included in computing the number of employees who may be hired at rates in excess of the minima of the rate ranges under subsections 1 and 2 above.

(b) Any employee hired in accordance with the provisions of this paragraph 3 may be hired by the employer at any rate within the appropriate rate range for his job classification corresponding to his ability and experience: *Provided*, That, if the rate received by any such employee in his last position was

below the minimum of the appropriate rate range of his new employer, he shall be hired at a rate no lower than the minimum rate of such rate range, and he shall not be hired at a rate above such minimum rate unless the hiring is made subject to the provisions of paragraphs 1 or 2 above.

(c) The War Manpower Commission shall submit monthly to the Wage Stabilization Division of the Board agent a report of such hirings, which report shall include (1) name and address of hiring employer, (2) name of employee hired, (3) date of hiring, (4) nature of job for which hired, (5) rate range of job for which hired, (6) rate at which hired, (7) nature of job last performed, (8) rate received on job last performed, (9) name and address of last employer.

(E.O. 9250, Oct. 2, 1942, 7 F.R. 7871; as amended by E.O. 9381, Sept. 25, 1943, 8 F.R. 13083; E.O. 9328, Apr. 8, 1943, 8 F.R. 4681; Act of Oct. 2, 1942, C 578, 56 Stat. 765, Pub. Law 729, 77th Cong.)

Approved: January 26, 1945.

THEODORE W. KHEEL,
Executive Director.

[F. R. Doc. 45-1766; Filed, Jan. 30, 1945; 9:32 a. m.]

**Chapter IX—War Food Administrator
(Agricultural Labor)**

[Specific Wage Ceiling Reg. 1, Amdt. 2]

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

ASPARAGUS WORKERS IN DESIGNATED CALIFORNIA COUNTIES

Section 1102.1 (b) (9 F.R. 833, 4574) is hereby amended as set forth below: Paragraphs I A (i), I B (i), II A (ii) and II B (ii) are amended by deleting the last sentence of each of said paragraphs and substituting therefor the following: "Payment on any other basis shall not exceed the equivalent of the above rates."

(56 Stat. 765, 50 U.S.C. App. sec. 961 et seq. (Supp. III); 57 Stat. 63, 50 U.S.C. App. sec. 964 (Supp. III); Pub. Law No. 383, 78th Cong., 2d Sess.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 9 F.R. 831, 12807)

Issued this 29th day of January 1945.

PHILIP BRUTON,
*Director of Labor,
War Food Administration.*

[F. R. Doc. 45-1776; Filed, Jan. 30, 1945; 11:01 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Reg. 23, Int. 1]

PART 602—GENERAL ORDERS AND DIRECTIVES

BITUMINOUS COAL DISTRIBUTION IN U. S.; SUPPLY OF COAL ON HAND

The following official interpretation is hereby issued by the Deputy Solid Fuels

Administrator for War with respect to Amendment No. 3 to SFAW Regulation No. 23 issued January 11, 1945 (10 F.R. 730).

The inventory of coal in possession of a consumer is referred to in Amendment No. 3 to SFAW Regulation No. 23 as (1) "consumer's stockpile", (2) "consumer's coal on hand", (3) "supply of coal on hand", (4) "estimated days' supply".

Where any of the above terms appears in SFAW Regulation No. 23, as amended, it means the total amount of coal in the possession of the consumer computed in accordance with the provisions of § 602.513 of SFAW Regulation No. 23.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176.)

Issued this 30th day of January 1945.

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

[F. R. Doc. 45-1793; Filed, Jan. 30, 1945; 11:27 a. m.]

[SFAW Reg. 25, Amdt. 1]

PART 602—GENERAL ORDERS AND DIRECTIVES

INFORMATION REQUIRED TO BE FILED BY RECEIVERS, LAKE FORWARDERS, PRODUCERS AND INDUSTRIAL CONSUMERS

In order to provide more time for the filing by receivers, lake forwarders and producers of information required by SFAW Regulation No. 25, it is necessary to amend that regulation as follows:

Paragraphs (a), (b) and (c) of § 602.610 are amended by deleting from each paragraph the words "February 20, 1945" and inserting instead the words "February 28, 1945."

This amendment shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176)

Issued this 30th day of January 1945.

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

[F. R. Doc. 45-1794; Filed, Jan. 30, 1945; 11:27 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1358—TOBACCO

[MPR 549, Amdt. 2]

FLUE-CURED TOBACCO OF THE 1944 CROP

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 Regulation No. 549 is amended in the following respect:

Section 5 (a) is amended by substituting the date "March 15" in place of "February 1".

*Copies may be obtained from the Office of Price Administration.
*9 F.R. 9283; 10 F.R. 410.

This amendment shall become effective February 1, 1945.

Issued this 29th day of January 1945.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 45-1762; Filed, Jan. 29, 1945; 4:09 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 183, Amdt. 63]

GROCERY PRODUCTS IN PUERTO RICO

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

Revised Maximum Price Regulation 183 is amended in the following respects.

1. Section 20, Table 3, is amended by adding new items to read as follows:

Items and brand names	Unit case of	Price at wholesale	Price at retail
CANNED APRICOTS			
Exquisite (unpeeled whole)	24 #2½ can...	\$5.90	Per unit \$0.32
Hunt's (peeled whole)	24 #2½ can...	7.85	.41
Libby's (peeled whole)	12 #2½ glass...	4.40	.47
Premier (unpeeled halves, choice)	24 #2½ can...	8.50	.47
S & W (unpeeled halves)	24 #2½ can...	8.90	.47
CHEERIES, DARK SWEET			
Premier (unpitted)	12 #2½ glass...	6.60	.70
CHEERIES, ROYAL ANN			
Exquisite	24 #2½ can...	9.80	.53
Hunt's	24 #2½ can...	10.00	.54
Libby's	24 #2½ can...	9.65	.52
Premier	12 #2½ glass...	6.35	.67
FIGS, KADOTA			
Halves, Kadota	24 #2½ can...	9.30	.50
FRUIT COCKTAIL			
Premier	48 #1 can...	10.75	.28
PEACHES, YELLOW CLING, HALVES			
Sweet life	24 #2½ can...	8.00	.43
PEACHES, YELLOW CLING, SLICED			
Rosedale	24 #2½ can...	6.50	.35
PEARS, BARTLETT, HALVES			
Flotill	24 #2½ can...	8.60	.46
PLUMS, GREEN GAGE			
Exquisite	24 #2½ can...	6.00	.32

2. Section 20, Table 3a, is amended by adding new items to read as follows:

Items and brand names	Unit case of	Price at wholesale	Price at retail
APPLE SAUCE			
Bowman	24 #2 can...	\$3.85	Per unit \$0.20
Palmdale	24 #2 can...	5.00	.27

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

3. Section 21, Table 4, is amended by adding new items to read as follows:

Items and brand names	Unit case of—	Price at wholesale	Price at retail
APPLE JUICE			
Clover Nook.....	12 qts. bottles.....	\$3.25	<i>Per unit</i> \$0.35
White House.....	24 12 " gls.....	2.55	.14
APRICOT NECTAR			
Here's health.....	24 12 oz. can.....	2.55	.13
Heart's delight.....	48 12 oz. can.....	5.05	.13
Pacific gold.....	48 12 oz. can.....	4.90	.13
GRAPE JUICE			
Paradise.....	24 16 oz. gls.....	5.60	.30
ORANGE JUICE			
Sunfilled.....	12 46 oz. can.....	5.75	.61
PEAR JUICE			
Libby's.....	24 16 oz. gls.....	5.25	.27
PEAR NECTAR			
Chevy Chase.....	48 12 oz. can.....	5.00	.13
Heart's delight.....	48 12 oz. can.....	5.05	.13
Palmdale (Pearade).....	48 12 oz. can.....	5.85	.15
PRUNE JUICE			
Airline.....	24 16 oz. gls.....	4.20	.23
Premier.....	24 16 oz. gls.....	3.75	.19

4. Section 22, Table 5a, is amended by adding a new item to read as follows:

Item and brand name	Unit case of—	Price at wholesale	Price at retail
CORNEB BEEFHASH			
Dubuque.....	24 16 oz. can.....	\$6.40	<i>Per unit</i> \$0.32

5. Section 22, Table 6a, is amended by adding new items to read as follows:

Items and brand names	Unit case of—	Price at wholesale	Price at retail
PORK SAUSAGES			
Ferris.....	48 8 oz. can.....	\$16.50	<i>Per unit</i> \$0.43
FRANFFURTERS			
Ferris.....	48 8 oz. can.....	12.90	.33

6. Section 23, Table 7, is amended by adding a new item to read as follows:

Item and brand name	Unit, case of—	Price at wholesale	Price at retail
DIPLOMAT			
Chicken broth with rice.....	24 12½ oz. can....	\$3	<i>Per unit</i> \$0.15

7. Section 24, Table 8, is amended by adding new items to read as follows:

Items and brand names	Unit, case of—	Price at wholesale	Price at retail
TOMATO CATSUP			
Gibbs.....	24 14 oz. bot.....	\$3.75	<i>Per unit</i> \$0.20
Jersey Brand.....	24 14 oz. bot.....	4.05	.22
TOMATO PASTE			
Gibbs.....	100 6 oz. can.....	8.40	.10

8. Section 25, Table 10, is amended by adding new items to read as follows:

Items and brand names	Unit case of—	Price at wholesale	Price at retail
ASPARAGUS			
Libby.....	48 9½ oz. can.....	\$9.55	<i>Per unit</i> \$0.26
BEETS			
Shoestrings: Mott.....	24 #2 can.....	3.35	.18
CARROTS			
Diced: Premier.....	24 17 oz. can.....	3.75	.19
CHICPEAS			
Old Glory.....	24 #2 can.....	3.20	.17
PEAS			
Large, Sweet Princess.....	24 #2 can.....	3.60	.18
Sweet, Ungraded, Fancy Stokely.....	24 #2 can.....	4.05	.21
SPINACH			
Libby's.....	24 #2½ can.....	5.15	.27
TOMATOES			
Standard: Red Moon.....	24 #2 can.....	2.80	.15

9. Section 29, Table 15, is amended by adding new items and new sizes to read as follows:

Brand	Container, type and size	Price at wholesale	Price at retail
KEEBLER			
Export Soda.....	Ctn. 4 5# can.....	Doz. \$13.00	<i>Per container</i> \$1.35
LAY TRADING CO.			
Crispo Tabs.....	Ctn. 249 oz. pkgs..	1.65	.17
LOOSE WILES			
Dainty Sandwiches.....	Ctn. 4 10½ lb. pkgs.	27.25	1.27
VORIES			
Puritan Sodas.....	65# can.....	13.50	1.49
Saltines.....	Ctn. 24 1# can.....	3.80	.39

¹ Per pound.

10. Section 31, Table 18, is amended by adding a new size to read as follows:

Brand	Unit, case of—	Price to wholesaler	Price at wholesale	Price at retail
Shortening (all brands).				
	24 1 lb. container.	\$6.40	\$6.80	<i>Per unit</i> \$0.34

11. Section 31, Table 18a, is amended by adding new items and new sizes to read as follows:

Brand	Container, size and unit	Price at wholesale	Price at retail
OLIVE OIL			
La Primera.....	24/6 oz. gls.....	\$10.20	<i>Per unit</i> \$0.53
Torino.....	24/8 oz. gls.....	13.60	.70
Torino.....	24/6 oz. gls.....	10.50	.54
Torino.....	24/2 oz. gls.....	3.95	.21
Torino.....	24/1¼ oz. gls.....	3.10	.16
VEGETABLE			
Victoria.....	24/6 oz. gls.....	3.10	.16

12. Section 33a, Table 19a, is amended by adding new items to read as follows:

Items and brand names	Unit, case of—	Price at wholesale	Price at retail
MACKERELS			
Sea Glade (filet).....	48/15 oz. can.....	\$26.25	<i>Per unit</i> \$0.63
SARDINES			
Peanut oil, Airship.....	100/3 ¼-oz. can.....	13.40	.17
SHRIMPS			
Jumbo, wet pack, Tropical.....	48/7 oz. can.....	19.00	.50

13. Section 36, Table 23, is amended by adding new sizes to read as follows:

Items & Brand Names	Unit case of—	Price to wholesaler	Price at wholesale	Price at retail
QUAKER				
Yellow cornmeal.....	Bales 50/2 lb. bags.....	\$5.40	\$5.75	<i>Per unit</i> \$0.14
Swans Down cake flour.....	100 lb. bags.....		6.50	

14. Section 39, Table 27, is amended by adding a new item to read as follows:

Items and brand names	Unit case of—	Price at wholesale	Price at retail
MACARONI			
Liberty.....	20/1 lb. pkg.....	\$2.90	<i>Per unit</i> \$0.19

15. Section 40, Table 29, is amended by adding a new size to read as follows:

Item and brand name	Unit case of—	Price at wholesale	Price at retail
Edam cheese, 20% fat.			
		\$0.45 lb.	<i>Per unit</i> \$0.55 lb.

16. Section 40, Tables 31 & 31a are amended and table 31b is added to read as follows:

TABLE 31—MAXIMUM PRICES OF POWDERED WHOLE MILK

	Unit	All sales except at retail (price per carton)			Price at retail
		1 to 4 cartons	5 to 9 cartons	20 or more tons	
Klim.....	12 1 lb. tins.....	\$7.70	\$7.60	\$7.40	<i>Per unit</i> \$0.75
Nido.....					
Kraft.....					
Golden State Dryco.....	6 2½ lb. tins.....	8.90	8.80	8.55	1.65
Klim.....					
Nido.....					
Kraft.....	6 5 lb. tins.....	16.60	16.50	16.00	3.00
Golden State Dryco.....					

TABLE 31—MAXIMUM PRICES OF POWDERED WHOLE MILK—Continued

Unit	Price to wholesaler	Price at wholesale	Price at retail	
Lactogen	24 1 lb. tins—1 to 4 doz. tins.	\$19.75	\$20.75	\$1.00
	24 1 lb. tins—5 doz. tins and over.	19.25	20.75	1.00
	12 2 1/2 lb. tins—1 to 4 doz. tins.	23.40	25.00	2.40
	8 oz. pkg.	3.00	3.25	.32

1 Per dozen.

TABLE 31A—MAXIMUM PRICES FOR CERTAIN PREPARED MILK

Brand	Unit	Price at wholesale	Price at retail
Alvost:			
Light cream	36 7/8 pint.	\$10.50	\$0.38
Milk mix	24 cylinders.	11.10	.60
Heavy cream	36 7/8 pint.	12.45	.45

TABLE 31B—MAXIMUM PRICES FOR ICE CREAM MIX

Items and brand	Unit	Price at wholesale	Price at retail
Fritz	Per doz. 5 oz. pkg.	\$3.95	\$0.43
Kraft	200 lb. barrels	1.40	

1 Per pound.

17. Section 42, Table 33d, is amended by adding a new item and new sizes to read as follows:

Items and brand names	Unit case of—	Price at wholesale	Price at retail
Refined salt: Avery	Ctn. 36—1 1/2 pound pkg.	\$1.45	\$0.05
Purity	Ctn. 24 2 pound pks.	1.70	.09
Sterling	100 pound cots.	1.65	.02
Watkins	100 pound cots.	1.85	1.03

1 Per lb. or 2 for 5 cents.

No. 22—2

18. Section 42, Table 33h, is amended by adding new sizes and new items to read as follows:

Items and brand names	Unit, case of—	Price at wholesale	Price at retail
OLIVES			
Plata			
Everlasty (thrown)	24 2 3/4 oz. net gls.	\$2.75	\$0.15
Plata Green			
Colossal: Visalia Pride	12 22 oz. net gls.	8.95	.97
Extra Large: Visalia Pride	24 10 1/2 oz. net gls.	8.90	.48
Giant:			
Visalia Pride	24 10 1/2 oz. net gls.	9.60	.52
Visalia Pride	12 22 oz. net gls.	8.40	.91
Monte:			
Visalia Pride	12 22 oz. net gls.	7.60	.82
Visalia Pride	24 10 1/2 oz. net gls.	9.20	.50
Visalia Pride	12 22 oz. net gls.	8.00	.87
Midgett: Visalia Pride	24 5 1/2 oz. net gls.	3.85	.32
Obert:			
Small:			
Visalia Pride	24 10 1/2 oz. net gls.	6.10	.33
Visalia Pride	24 5 1/2 oz. net gls.	7.25	.39
Alameda	12 1 1/4 oz. net gls.	4.80	.26
Alameda	12 7/8 oz. net gls.	8.10	.85
Alameda	12 7/8 oz. net gls.	4.10	.42
Stuffed Green			
Large:			
Visalia Pride	12 22 oz. net gls.	13.90	1.50
Visalia Pride	24 5 1/2 oz. net gls.	8.65	.47
Stuffed Manzanilla			
Everoyal	24 3 oz. net gls.	4.25	.23
Stuffed Queen			
Libby	12 11 1/2 oz. net gls.	6.45	.70
Libby	12 7 1/2 oz. net gls.	5.25	.57
Lippincott	12 16 1/2 oz. net gls.	12.25	1.30
Olines and Capers			
Fair Weather	48 4 oz. net gls.	2.00	.21
Victoria	Ctns. of 24 3 1/2 oz. net gls. or 48 3 1/2 oz. net gls.	1.70	.18

1 Per dozen.

19. Section 42, Table 33i, is amended by adding a new item to read as follows:

Item and brand name	Unit, case of—	Price at wholesale	Price at retail
CARNATION			
Chocolate, malted milk.	12 1 lb. gls.	\$4.80	\$0.50

20. Section 42, Table 33L, is amended by adding new sizes and new items to read as follows:

Items and brand names	Unit	Price at wholesale	Price at retail
DATES			
Neglet Noer, Premier	24/8 oz. pkg.	\$10.00	\$0.55
PRUNES			
S. & W., Triple Seal	24/1 1/4 pkg.	5.75	.31
S. & W., 50/60	25 lbs.	5.20	.27
RAISINS			
Seedless, S. & W.	48/11 oz. pkg.	7.30	.20

21. Section 45, Table 37, is amended by adding a new item to read as follows:

Item and brand name	Unit	Price to wholesaler	Price at wholesale	Price at retail
Plenic Ham, regular frozen.		Per lb. \$0.24	Per lb. \$0.265	Per lb. \$0.35

1 On sales less than four pounds the maximum retail price shall be \$0.38 per lb.

22. Section 47, Table 39, is amended by adding new items to read as follows:

Items and brand names	Unit, case of—	Price at wholesale	Price at retail
CLEANSER			
Babit Lye	Carton 48/13 oz. pkg.	\$3.50	\$0.09
TOILET			
Lifebuoy	500/1.4 oz. bar.	9.10	2 for 5 cents
Novia	48/6 oz. bar	6.70	.18
Swan	Carton 100/10 oz. cake.	12.65	.16

23. Section 56, Table 46, is amended by adding new items to read as follows:

Items and brand names	Unit case of—	Importer wholesaler	Price at retail
BRANDY, FOREIGN			
Sanchez Romate Inos, El Cesar.	24 1/2 pint.	\$45.50	\$2.75
CIDER, FOREIGN			
El Galero	12 1	15.00	1.85
El Galero	24 2	15.75	1.00
CORDIALS, AMERICAN			
Anis Gorilla	24 12 oz. bot.	9.50	.55
Anis Gorilla	12 1/2 qt.	9.50	1.10
CORDIALS, DOMESTIC			
Anis Portela	24 12 oz.	9.25	.55
CORDIALS, FOREIGN			
Anis del Mono	12 3/4 liter	48.50	5.80
Anis La Castellana	12 1 qt.	48.50	5.75
Pedro Domecq—Spanish Anisette.	24 1/2 pint.	42.75	2.50
CHAMPAGNE, FOREIGN			
Bodegas Bilbarras Lunen	12 1 pt. 10 oz.	45.00	5.50
Schenley International Cresta Blanca	12 26 oz.	29.50	3.80
WHISKEY, SCOTCH			
Haig & Haig Five Star	12 1/2 qt.	40.50	4.75
Haig & Haig Finch Bottle	12 1/2 qt.	47.00	5.50
Red Hackle	12 1/2 qt.	43.00	4.75
WINES, (DESSERT) AMERICAN			
Angela Alta Wine	In gallons	14.10	-----
WINES, (DESSERT) FOREIGN			
B Fonseca & Iino	12 25 oz.	24.00	2.75
Moscatel de Sitges 3 Torres	12 1	24.50	2.80
Florida Ifermanas	12 1	24.50	2.80
Jerez Oloroso	12 1	24.50	2.80
Jerez Oloroso Seco	12 1	24.50	2.80

1 Per gallon.

Items and brand names	Unit case of—	Im- porter whole- saler	Price at retail
WINES, (DESSERT) FOREIGN—COIL.			
<i>Florida Hermanos— Con.</i>			
Pedro Jimenez El Abuelo.....	12 1.....	\$40.00	Per unit \$4.00
Pedro Jimenez Ran- cio.....	12 1.....	26.75	3.10
Ponche Faraon.....	12 1.....	38.00	4.40
Vina Florida.....	12 1.....	28.25	3.25
<i>Gross Hermanos</i>			
Vino Reconstitu- yente Cruz Azul.	12 1 qt.....	35.00	4.00
<i>Luis Caballero, S. A.</i>			
Jerez Amontillado...	12 25 oz.....	22.25	2.60
Jerez Pedro Jimenez.	12 25 oz.....	26.00	3.00
Moscatel Caballero...	12 25 oz.....	26.00	3.00
<i>Marques del Merito</i>			
Vino Padro Jimenez.	12 1 pt. 9 oz.....	25.00	2.90
Solera Amontillado...	12 1 pt. 9 oz.....	23.75	2.75
Manzanilla.....	12 1 pt. 9 oz.....	23.75	2.75
WINES, (TABLE) AMERICAN			
<i>Schenley Intern- ational</i>			
Chateau — Cresta Blanca.	12 5ths.....	19.00	2.20
Roma VS Port Wine.	12 4s qt.....	14.00	1.60
Sauterne — Cresta Blanca.	12 5ths.....	16.00	1.85
Vino Estrella.....	¼ gallon.....	7.50	2.60
WINES, (TABLE) FOREIGN			
<i>Angel M. Espino e Hijos</i>			
Blanco Vina Lujan...	12 1 pt. 8 oz.....	16.75	1.90
Tinto Lambrusco.....	12 1 pt. 6 oz.....	14.70	1.70
<i>Marques del Merito</i>			
Jerez Abuelo.....	12 1 pt. 9 oz.....	25.50	3.00
Jerez Oro.....	12 1 pt. 9 oz.....	22.25	2.60
Moscatel.....	12 1 pt. 9 oz.....	23.75	2.75

This amendment shall become effective February 5, 1945.

Issued this 30th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1801; Filed, Jan. 30, 1945;
11:51 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS
[MPR 373, Amdt. 123]

FISH AND SEAFOOD IN HAWAII

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

Section 20 is amended to read as follows:

SEC. 20. Maximum price for island fish and seafood—(a) What this section does. This section establishes maximum prices for all sales of fish and seafood caught or otherwise produced in the waters of, or adjacent to the Territory of Hawaii, including sales by producers, wholesalers, and retailers. A producer is the fisherman or those persons allied with him (including members of a fishing crew) as

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

well as any other person who engages in fishing with nets, lines, or any other method of catching or producing fresh fish or seafood. A wholesaler is a person who buys fresh fish and seafood and resells the same and who during the previous calendar month resold more than 20 percent of such fresh fish and seafood to persons other than ultimate consumers. A retailer is a person other than the purveyor of meals who buys fresh fish or seafood and resells the same and who during the previous calendar month resold not less than 50 percent of such fish or seafood to ultimate consumers, other than industrial, commercial, or institutional users (including eating places).

The prices established by this section are maximum prices per pound for sales of the round fish or any portion thereof unless maximum prices per pound for sales of portions of the round fish are otherwise specifically fixed. Tables A through E, inclusive, set forth the maximum prices for sales of fish on each island in the Territory. The place where the seller parts with the physical possession of the fish determines the applicable pricing table, except that if a delivered sale is made of fish and seafood shipped from one island to another, the maximum price for such delivered sale shall be the appropriate price set forth in the table applicable to the island of destination.

(b) *Maximum prices for sales by producers.* Except in the case of transactions covered by paragraph (d) below, the maximum prices for fresh fish and seafood by producers shall be the prices set forth in the columns entitled "Producers' Maximum Prices" in Tables A through E, inclusive. No additional charges may be made for delivery to the buyer.

(c) *Maximum prices for sales by wholesalers.* Except in the case of the transactions covered by paragraph (d) below, the maximum prices for sales by wholesalers of fresh fish and seafood shall be the prices set forth in the columns entitled "Wholesalers' Maximum Prices" in Tables A through E, inclusive. No additional charges may be made for delivery to the buyer.

(d) *Maximum prices for sales by producers and wholesalers to ultimate consumers other than commercial, industrial or institutional users, (including eating places).* The maximum prices for the sales of fresh fish and seafood by a producer or a wholesaler to an ultimate consumer, other than a commercial, industrial or institutional user (including eating places) shall be determined as follows:

For sales on the Island of Hawaii, multiply the price set forth in the column entitled "Producers' Maximum Prices" in Table B, by 1.25.

For sales on all other islands in the Territory of Hawaii, multiply the price set forth in the column entitled "Producers' Maximum Prices" in Tables A, C, D, and E, for the Island on which the item is being sold, by 1.20.

However, in the event that such price is lower than the price set forth in the column entitled "Wholesalers' Maximum Prices" for the item being sold, the max-

imum price shall be the price set forth in the column entitled "Wholesalers' Maximum Prices."

(e) *Maximum prices for sales by retailers—(1) Maximum prices for sales by retailers, to eating places.* The maximum prices for sales by retailers to hotels, restaurants, institutions and other eating places are the prices set forth in the column entitled "Wholesalers' Maximum Prices" in Tables A through E, inclusive. Nevertheless, a retailer may during any month use as his maximum prices the prices set forth in the column entitled "Retailers' Maximum Prices" in Tables A through E, inclusive, in selling to eating places if 80 percent or more of his total dollar sales of fresh fish and seafood during the previous calendar month were retail sales to consumers; that is, persons who buy these items to be eaten by themselves or their families off the retailer's premises.

(2) *Maximum prices for other sales by retailers.* The maximum prices for sales by retailers other than to eating places shall be the price set forth in the column entitled "Retailers' Maximum Prices" in Tables A through E, inclusive.

(f) *Maximum prices for sales of fish heads, bones, or viscera.* The maximum prices per pound for sales of fish heads, bones, or viscera shall not exceed 20 percent (1/5) of the maximum price per pound established by this section for the round fish from which such heads, bones, or viscera are derived.

(g) *Revocation of orders affecting commodities covered by this section.* Any order issued prior to January 2nd, 1945, pursuant to the provisions of section 9 or 9a of this regulation affecting maximum prices for the sale of any fish or seafood items covered by this section is revoked as of January 2nd, 1945.

(h) *Records and invoices.* (Note: section 10 of this Maximum Price Regulation 373 shall not be applicable to this section.)

Every person making a sale and every person making a purchase in the course of trade or business of any fish or seafood covered by this section, or dealing therein, shall keep and make available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, the following records and invoices:

(1) *Records.* Every seller shall keep complete and accurate records of each purchase made by him, and every producer and wholesaler shall keep complete and accurate records of each sale and transfer, of such fish or seafood, showing the date thereof, name and address of the buyer and seller, price charged, paid, or received, quantity in pounds, and the species of the fish or seafood bought or sold.

(2) *Sales invoices and sales slips—(i) Producers and wholesalers.* Every producer or wholesaler making a sale or transfer, of any fish or seafood covered by this section, shall, at the time of delivery, give the purchaser an invoice or sales slip showing the date of sale, name and address of the seller, name and address of the purchaser, species of fish or seafood, number of pounds, price per

pound, and the total price charged or received, a copy of which must be retained by the seller.

(ii) *Retailers.* Every retailer making a sale or transfer of any fish or seafood, covered by this section, who has customarily given the purchaser a sales slip, receipt or similar evidence of purchase shall continue to do so. Upon request from a purchaser, every retailer, regardless of previous custom, shall give the purchaser a receipt showing the date of sale, name and address of the seller and buyer, species of fish or seafood purchased, number of pounds, price per pound, and the total price charged or received, a copy of which must be retained by the seller.

(3) *Posting.* Every retailer offering to sell any fish or seafood item covered by this section shall mark the name of the species and the selling price of such fish or seafood in a manner plainly visible to and understandable by the purchasing public on the commodity itself or on the case or counter upon or in which the commodity is kept. A copy of the official Office of Price Administration list of ceiling prices must be displayed on or near the case or counter, or in the peddler truck where the fish or seafood is displayed for sale.

(i) *Prohibited practices.* Notwithstanding the provisions of section 6 of this regulation, the following practices are prohibited:

(1) The provisions of this section shall not be evaded either by direct or indirect methods in connection with an offer, solicitation, agreement, sales, delivery, purchase or receipt of, or relating to any fish or seafood covered by this section, separately or in combination with any other commodity or service, or by means of any device making use of commissions, services, transportation arrangements, containers, packaging, or other charge, discounts, premiums or other provisions, by agreement or other understanding or by changing the style of dressing of the fish or seafood, or any other arrangement.

(2) Specifically, but not exclusively, the following practices are prohibited:

(i) Falsely or incorrectly invoicing the item.

(ii) Offering, selling, or delivering any fish or seafood on conditions that the purchaser is required to purchase some other commodity or service.

(iii) Charging, paying, billing, or receiving any consideration for, or in connection with, any service for which a specific allowance has not been provided by this section.

(3) *Sales and transfers by producers to fishing crews.* Regardless of any previous sale, agreement or arrangement, no producer of any fish or seafood covered by this section shall sell or transfer any fish or seafood to any number of his fishing crew unless each such sale or transfer is accompanied by a sales slip or receipt showing the name and address of the producer and crew member, the number of pounds, and the species of fish or seafood involved in the transaction, a copy of which shall be retained by the producer.

(4) No retailer shall have in his store or cooler any fish or seafood subject to

this section which has been bought or ordered by a customer and which is wrapped and ready for delivery to the customer, or any package containing fish ready for delivery to a customer, unless there is attached to such package a sales slip showing the date of sale, the name and address of the seller, the name and address of the purchaser, the species of fish, the number of pounds, the price per pound and the total price, a copy of which must be retained by the seller.

(j) *Definitions.* When used in this section, the term:

(1) "Dressed fish" means fish from which the head, fins, tails, viscera, and scales have been removed.

(2) "Fillet" means the heavily meated section or strip of dressed fish cut from along the backbone and outside the rib bones extending from the nape and gills to the tail.

(3) "Fish or seafood" means fish or seafood as it comes from the water.

(4) "Steak or slice" means a cross section cut from the dressed fish after the collarbone (nape bone) has been removed, and which does not exceed the thickness of the fish or four inches, whichever is smaller.

TABLE A—FRESH ISLAND FISH AND SEA FOOD

OAHU			
Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Aawa	\$.23	\$.25	\$.30
Aha	.23	.25	.30
Ahi (Yellow Fin Tuna)	.29	.32	.40
Ahi (Steaks)			.65
Ahi (Fillets)			.70
Aholehole	.35	.42	.50
Aku (Tuna)	.29	.32	.40
Aku (Steaks)			.65
Aku (Fillets)			.70
Akule	.29	.32	.40
Akule (Dried)	.50	.52	.60
Alahi	.23	.25	.30
Amaama (Mullet, pond and sea)	.47	.52	.65
A'u (Swordfish)	.29	.32	.40
A'u (Steaks)			.55
A'u (Fillets)			.60
Awa	.29	.32	.40
Awa (Steaks)			.55
Awaawa	.40	.44	.55
Aweoweo	.37	.40	.50
Carp	.18	.20	.25
Catfish	.37	.40	.50
Clams	.10	.12	.15
Crab (Samoa)	.25	.28	.35
Crab (Kona)	.45	.50	.65
Crab (Red) Papal	.18	.20	.25
Crab (White) Papal	.26	.28	.35
Hee (Squid)	.37	.40	.50
Hee (Dried)	.55	.60	.75
Hihimano (Sting Ray)	.18	.20	.25
Hihimano (Steaks)			.35
Hihiwai	.45	.50	.60
Hilu	.22	.24	.30
Hinalea	.22	.24	.30
Honu (Whole Turtle)	.09	.10	.13
Honu (Dressed)	.18	.20	.25
Honu (Steaks)			.60
Humuhumu	.22	.24	.30
Hupipi	.29	.32	.40
Ihe-Ihe (Stick Fish)	.29	.32	.40
Kahala	.40	.44	.55
Kahala (Steaks)			.65
Kaku	.47	.52	.65
Kaku (Steaks)			.70
Kala	.18	.20	.25
Kalikall	.40	.44	.55
Kawalo	.37	.40	.50
Kawakawa (Bobito)	.37	.40	.50
Kawelea	.37	.40	.50
Kole	.18	.20	.25
Kukul	.18	.20	.25
Kumu	.65	.70	.80
Kupoupou	.37	.40	.50
Lal	.18	.20	.25
Lacaihi	.29	.32	.40
Mahimahi (Dolphin)	.37	.40	.50
Mahimahi (Steaks)			.65

TABLE A—FRESH ISLAND FISH AND SEA FOOD—Continued

OAHU—continued			
Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Malii	\$.22	\$.24	\$.30
Maiko	.29	.32	.40
Maigamu	.32	.35	.45
Manini	.32	.35	.45
Mano (Shark)	.05	.07	.10
Mano (Dressed)	.10	.12	.15
Miklawa	.23	.25	.30
Moana	.47	.52	.65
Moi	.47	.52	.65
Mu	.65	.70	.80
Naenae	.14	.16	.20
Nenu (Eneiu)	.29	.32	.40
Nohu	.32	.35	.45
Nunu	.18	.20	.25
Oili Lepa	.47	.52	.65
Oio	.40	.44	.55
Omiu	.45	.48	.60
Ono	.37	.40	.50
Ono (Steaks)			.65
Oopu	.37	.40	.50
Opae (Shrimp)	.55	.60	.75
Opakapaka	.40	.44	.55
Opelu	.29	.32	.40
Opelu (Dried)		.65	.75
Opihi	.35	.40	.50
Opihi (Shelled)	1.13	1.25	1.50
Opuhue (Balloon Fish)	.45	.48	.60
Opule	.09	.10	.13
Pakii	.55	.60	.75
Pakuikui	.22	.24	.30
Palani	.18	.20	.25
Panehon	.32	.35	.45
Panuhuhuhu	.37	.40	.50
Papio (Small Uua)	.47	.52	.65
Pauulu	.18	.20	.25
Pauu	.32	.35	.45
Puhi (Black Eel)	.09	.10	.15
Puhi (White Eel)	.18	.20	.25
Uhu	.29	.32	.45
Uku	.40	.44	.55
Ula (Lobster)	.55	.60	.75
Ulapapa	.32	.35	.45
Uua	.40	.44	.55
Uua (Steaks)			.70
Uula	.40	.44	.55
Uouoa	.40	.44	.55
U'u (Big Eye)	.45	.48	.60
Ukanipo	.47	.52	.65
Weke (Red or Green)	.45	.48	.60
Woowoo	.40	.44	.55
All fish not listed above	.10	.12	.15

TABLE B—FRESH ISLAND FISH AND SEA FOOD

HAWAII			
Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Aha	\$.08	\$.14	\$.20
Ahi (Yellow Fin Tuna)	.22	.28	.35
Ahi—Steaks			.50
Ahi—Fillets			.55
Aholehole	.29	.35	.50
Aku (Tuna)	.20	.26	.35
Aku—Steaks			.50
Aku—Fillets			.55
Akule	.23	.30	.40
Akule—Dried	.45	.52	.60
Alahi	.08	.14	.20
Amaama (Mullet, Pond and Sea)	.47	.53	.65
A'u (Swordfish)	.19	.25	.35
A'u—Steaks			.50
A'u—Fillets			.55
Awa (Pond and Sea)	.25	.31	.40
Awa—Steaks			.50
Carp	.11	.14	.18
Catfish	.19	.24	.30
Crab (Samoa and Sand)	.18	.24	.35
Crab (Kona)	.18	.24	.35
Hapuu'puu	.32	.38	.45
Hee (Squid)	.25	.32	.40
Hee—Dried	.45	.52	.65
Hihimano (Sting Ray)	.08	.14	.20
Hinalea	.08	.14	.20
Honu (Whole Turtle)	.07	.09	.12
Honu—Dressed	.14	.18	.30
Honu—Steaks (boneless)			.40
Humuhumu	.08	.14	.20
Hupipi	.08	.14	.20
Ihe-Ihe (Stick Fish)	.08	.14	.20
Kahala	.30	.36	.45
Kahala—Steaks			.60
Kaku	.28	.35	.45

TABLE B—FRESH ISLAND FISH AND SEA FOOD—Continued
HAWAII—continued

Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Kaku—Steaks			\$0.60
Kala	\$0.08	\$0.14	.20
Kalikali	.32	.38	.45
Kawakawa (Bonito)	.20	.27	.35
Kawealea	.28	.35	.45
Kole	.08	.14	.20
Kuikui	.08	.14	.20
Kumu	.48	.64	.65
Lal	.08	.14	.20
Laenihi	.20	.26	.35
Mahimahi (Dolphin)	.25	.30	.40
Mahimahi—Steaks			.60
Maiki	.08	.14	.20
Maiko	.16	.22	.30
Manini	.20	.26	.35
Mano (Shark)	.04	.07	.10
Mano—Dressed	.08	.12	.15
Mikiawa	.13	.19	.25
Moana	.36	.42	.50
Mu	.36	.42	.50
Naenae	.08	.14	.20
Nenuc (Eneuec)	.16	.22	.30
Nohu	.25	.32	.40
Nunu	.68	.14	.20
Oio	.27	.33	.40
Omilu	.36	.42	.50
Ono	.24	.30	.40
Ono—Steaks or Fillets			.60
Opau	.24	.30	.40
Opae (Shrimp)	.48	.64	.65
Opakapaka	.27	.33	.40
Opakapaka—Steaks or Fillets			.60
Opelu (Palahu or Lac)	.20	.26	.35
Opelu—Dried			.55
Opili	.13	.19	.25
Opili—Shelled	.60	.75	.90
Pakuikui	.08	.14	.20
Palani	.08	.14	.20
Panchon	.24	.30	.40
Panuhunuhu	.16	.22	.30
Papio (Small Ulua) (Under 10 lbs.)	.27	.33	.40
Pauulu (All sizes)	.08	.14	.20
Puhi (Black Eel)	.05	.10	.13
Puhi (White Eel)	.11	.16	.20
Uhu	.16	.22	.30
Uku	.32	.38	.45
Ula (Lobster)	.36	.42	.50
Ulapapa	.24	.30	.40
Ulua (Pampano) (10 to 20 lbs.)	.32	.38	.45
Ulua (Pampano) (20 lbs. and over)	.27	.33	.40
Ulua—Steaks or Fillets			.65
Ulaula	.33	.39	.50
Uouoa	.24	.30	.40
U'u (Big Eye)	.24	.30	.40
Ukanipo	.24	.30	.40
Weke (Red or Green)	.36	.42	.50
Woowoo	.27	.33	.40
All fish not listed above	.10	.12	.15

TABLE C—FRESH ISLAND FISH AND SEA FOOD

MAUI AND LANAI

Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Aawa	\$0.17	\$0.20	\$0.25
Aba	.17	.20	.25
Ahi (Yellow fin tuna)	.23	.28	.35
Ahi (Steaks)			.50
Ahi (Fillets)			.55
Aholehole	.33	.37	.45
Aku (Tuna)	.24	.27	.35
Aku (Steaks)			.50
Aku (Fillets)			.55
Akule	.24	.27	.35
Akule (Dried)	.50	.52	.60
Alaihi	.10	.13	.18
Amaama (Mullet, Pond and Sea)	.42	.47	.55
A'u (Swordfish)	.24	.27	.35
A'u (Steaks)			.50
A'u (Fillets)			.55
Awa	.24	.27	.35
Awa (Steaks)			.50
Awaawa	.36	.39	.50
Aweoweo	.31	.35	.45
Carp	.13	.15	.20
Catfish	.15	.18	.25
Clams	.07	.09	.12
Crab (Samoa)	.20	.23	.30
Crab (Kona)	.40	.45	.55
Crab (Red) Papai	.13	.16	.20

TABLE C—FRESH ISLAND FISH AND SEA FOOD—Continued
MAUI AND LANAI—continued

Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Crab (White) Papai	\$0.21	\$0.23	\$0.30
Hee (Squid)	.31	.35	.45
Hee (Dried)	.45	.50	.60
Hihimano (Sting Ray)	.13	.15	.20
Hihimano (Steaks)			.30
Hihiwai	.40	.44	.55
Hilu	.17	.19	.25
Hinalea	.10	.12	.19
Honu (Whole Turtle)	.08	.09	.10
Honu (Dressed)			.30
Honu (Steaks) (Boneless)			.40
Humuhumu	.10	.12	.17
Hupipi	.24	.27	.35
Ihe-ihe (Stick Fish)	.24	.27	.35
Kahala	.31	.35	.45
Kahala (Steaks)			.65
Kaku	.43	.47	.55
Kaku (Steaks)			.65
Kala	.09	.11	.15
Kalikali	.35	.39	.50
Kawailo	.33	.37	.45
Kawakawa (Bonito)	.33	.37	.45
Kawealea	.31	.35	.45
Kole	.13	.15	.20
Kuikui	.13	.15	.20
Kumu	.50	.55	.65
Kupoupou	.31	.35	.45
Lal	.18	.20	.25
Laenihi	.24	.27	.35
Mahimahi (Dolphin)	.31	.35	.45
Mahimahi (Steaks)			.60
Maiki	.17	.19	.25
Maiko	.24	.27	.35
Mamamu	.27	.30	.40
Manini	.28	.31	.40
Mano (Shark)	.05	.07	.10
Mano (Dressed)	.10	.12	.15
Mikiawa	.18	.20	.25
Moana	.45	.50	.60
Mu	.42	.47	.55
Mu	.25	.28	.35
Naenae	.09	.11	.15
Nenuc (Eneuec)	.27	.29	.35
Nohu	.28	.31	.40
Nunu	.13	.15	.20
Oili lepa	.22	.25	.33
Oio	.35	.39	.50
Omilu	.43	.47	.55
Ono	.31	.35	.45
Ono (Steaks)			.60
Opau	.31	.35	.45
Opae (Shrimp)	.49	.55	.65
Opakapaka	.35	.39	.50
Opelu (Palahu or Lac)	.24	.27	.35
Opelu (Dried)			.55
Opili	.28	.31	.40
Opili (Shelled)	.95	1.05	1.25
Opuhue (Balloon Fish)	.25	.28	.35
Opule	.08	.10	.13
Paki	.25	.28	.35
Pakuikui	.15	.17	.20
Palani	.13	.15	.20
Panchon	.28	.31	.40
Panuhunuhu	.24	.27	.35
Papio (Small Ulua) (Under 15 lbs.)	.43	.47	.55
Pauulu	.13	.15	.20
Pauu	.27	.30	.40
Puhi (Black Eel)	.05	.08	.15
Puhi (White Eel)	.15	.18	.23
Uhu	.24	.27	.35
Uku	.35	.39	.50
Ula (Lobster)	.39	.43	.50
Ulapapa	.28	.31	.40
Ulua	.35	.39	.50
Ulua (Steaks or Fillets)			.55
Ulaula	.35	.39	.50
Uouoa	.35	.39	.50
U'u (Big Eye)	.33	.37	.45
Ukanipo	.46	.51	.65
Weke (Red or Green)	.40	.44	.55
Woowoo	.36	.40	.50
All Fish not listed above	.10	.12	.15

TABLE D—FRESH ISLAND FISH AND SEA FOOD

MOLOKAI

Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Aawa	\$0.19	\$0.21	\$0.25
Aba	.19	.21	.25
Ahi (Yellow Fin Tuna)	.28	.31	.40
Ahi (Steaks)			.55
Ahi (Fillets)			.65
Aholehole	.35	.38	.45

TABLE D—FRESH ISLAND FISH AND SEA FOOD—Continued
MOLOKAI—continued

Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Aku (Tuna)	\$0.26	\$0.28	\$0.35
Aku (Steaks)			.50
Aku (Fillets)			.60
Akule	.36	.38	.45
Akule (Dried)	.50	.52	.60
Alaihi	.19	.21	.25
Amaama (Mullet, Pond and Sea)	.38	.42	.54
A'u (Swordfish)	.28	.31	.40
A'u (Steaks)			.50
A'u (Fillets)			.60
Awa	.24	.26	.35
Awa (Steaks)			.45
Awaawa	.36	.40	.50
Aweoweo	.33	.36	.45
Carp	.14	.16	.20
Catfish	.33	.36	.45
Clams	.08	.10	.13
Crab (Samoa)	.22	.24	.30
Crab (Kona)	.40	.45	.55
Crab (Red) Papai	.14	.16	.20
Crab (White Papai)	.22	.24	.30
Hee (Squid)	.13	.16	.25
Hee (Dried)	.45	.51	.65
Hihimano (Sting Ray)	.14	.16	.20
Hihimano (Steaks)			.30
Hihiwai	.40	.45	.55
Hilu	.18	.20	.25
Hinalea	.19	.21	.25
Honu (Whole Turtle)	.08	.09	.12
Honu (Dressed)	.16	.18	.30
Honu (Steaks, boneless)			.40
Humuhumu	.18	.20	.25
Hupipi	.26	.28	.35
Ihe-ihe (Stick fish)	.26	.28	.35
Kahala	.36	.40	.50
Kahala (Steaks)			.65
Kaku	.40	.44	.50
Kaku (Steaks)			.60
Kala	.12	.15	.20
Kalikali	.36	.40	.50
Kawailo	.35	.38	.45
Kawakawa (Bonito)	.35	.38	.45
Kawealea	.33	.36	.45
Kole	.14	.16	.20
Kuikui	.14	.16	.20
Kumu	.51	.56	.65
Kupoupou	.33	.36	.45
Lal	.14	.16	.20
Laenihi	.26	.28	.35
Mahimahi (Dolphin)	.33	.36	.45
Mahimahi (Steaks)			.60
Maiki	.18	.20	.25
Maiko	.26	.28	.35
Mamamu	.28	.31	.40
Manini	.29	.32	.40
Mano (Shark)	.05	.07	.10
Mano (Dressed)	.10	.12	.15
Mikiawa	.19	.21	.25
Moana	.36	.40	.50
Mai	.40	.44	.55
Mu	.51	.56	.65
Naenae	.10	.12	.15
Nenuc (Eneuec)	.27	.29	.35
Nohu	.29	.32	.40
Nunu	.14	.16	.20
Oili lepa	.47	.52	.65
Oio	.36	.40	.50
Omilu	.40	.44	.55
Ono	.33	.36	.45
Ono (Steaks)			.60
Opau	.33	.36	.45
Opae (Shrimp)	.51	.56	.65
Opakapaka	.36	.40	.50
Opelu	.26	.28	.35
Opelu (Dried)			.55
Opili	.29	.32	.40
Opili (Shelled)	.95	1.05	1.25
Opuhue (Ballon Fish)	.40	.44	.55
Opule	.08	.10	.13
Paki	.51	.56	.65
Pakuikui	.16	.18	.25
Palani	.12	.15	.20
Panchon	.29	.32	.40
Panuhunuhu	.33	.36	.45
Papio (Small Ulua)	.44	.48	.60
Pauulu	.12	.15	.20
Pauu	.28	.31	.40
Puhi (Black Eel)	.08	.10	.13
Puhi (White Eel)	.15	.17	.20
Uhu	.26	.28	.35
Uku	.36	.40	.50
Ula (Lobster)	.40	.44	.55
Ulapapa	.29	.32	.40
Ulua	.25	.30	.40
Ulua (Steaks)			.60
Ulaula	.36	.40	.50
Uouoa	.36	.40	.50
U'u (Big Eye)	.38	.42	.54
Ukanipo	.47	.52	.65
Weke (Red or Green)	.36	.40	.50
Woowoo	.36	.40	.50
All Fish not listed above	.10	.12	.15

TABLE E—FRESH ISLAND FISH AND SEA FOOD

KAUAI			
Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Aawa	\$.18	\$.20	\$.25
Aha	.18	.20	.25
Ahl (Yellow fin tuna)	.28	.32	.40
Ahl (Steaks)			.50
Ahl (Fillets)			.55
Aholehole	.32	.36	.45
Aku (Tuna)	.25	.28	.35
Aku (Steaks)			.55
Aku (Fillets)			.60
Akule	.25	.28	.35
Akule (Dried)	.50	.52	.60
Alaihi	.18	.20	.25
Amaama (Mullet, Pond and Sea)	.42	.48	.60
A'u (Swordfish)	.28	.32	.40
A'u (Steaks)			.45
A'u (Fillets)			.50
Awa	.25	.28	.35
Awa (Steaks)			.40
Awaawa	.34	.40	.50
Aweoweo	.40	.43	.50
Carp	.14	.16	.20
Catfish	.32	.36	.45
Clams	.07	.09	.12
Crab (Samoan)	.21	.24	.30
Crab (Kona)	.38	.44	.55
Crab (Red) Papai	.14	.16	.20
Crab (White) Papai	.21	.24	.30
Hee (Squid)	.32	.36	.45
Hee (Dried)	.55	.60	.75
Hihimano (Sting Ray)	.14	.16	.20
Hihimano (Steaks)			.30
Hilu	.18	.20	.25
Hinala	.18	.20	.25
Honu (Whole Turtle)	.07	.09	.12
Honu (Dressed)	.25	.28	.35
Honu (Steaks, boneless)			.40
Humuhumu	.18	.20	.25
Hupipi	.25	.28	.35
Ihe-ihē (Stick Fish)	.25	.28	.35
Kahala	.34	.40	.50
Kahala (Steaks)			.65
Kaku	.34	.40	.50
Kaku (Steaks)			.60
Kala	.12	.14	.18
Kalikali	.34	.40	.50
Kawailo	.32	.36	.45
Kawakawa (Bonito)	.32	.36	.45
Kawelea	.32	.36	.45
Kole	.14	.16	.20
Kuikui	.14	.16	.20
Kumu	.45	.52	.65
Kupoupou	.32	.36	.45
Lai	.14	.16	.20
Laenihī	.25	.28	.35
Mahimahi (Dolphin)	.32	.36	.45
Mahimahi (Steaks)			.60
Maihi	.18	.20	.25
Maiko	.25	.28	.35
Mamama	.28	.32	.40
Manini	.28	.32	.40
Mano (Shark)	.06	.08	.10
Mano (Dressed)	.10	.12	.15
Mikiawa	.18	.20	.25
Moana	.34	.40	.50
Moi	.42	.48	.60
Mui	.45	.52	.65
Naenae	.10	.12	.15
Nenuē (Eneue)	.14	.16	.20
Nohu	.28	.32	.40
Nunu	.14	.16	.20
Oih Lepa	.45	.52	.65
Oio	.34	.40	.50
Omiu	.34	.40	.50
Ono	.32	.36	.45
Ono (Steaks)			.60
Oopu	.32	.36	.45
Opae (Shrimp)	.45	.52	.65
Opakapaka	.34	.40	.50
Opelu	.25	.28	.35
Opelu (Dried)			.52
Opihi	.28	.32	.40
Opihi (Shelled)	.95	1.05	1.25
Opuhue (Ballon Fish)	.34	.40	.50
Opule	.08	.10	.13
Pakii	.45	.52	.65
Paknikul	.14	.16	.20
Palani	.10	.12	.15
Panehon	.28	.32	.40
Panuhunuu	.32	.36	.45
Papio (Small Ulua)	.42	.48	.60
Pauulu	.14	.16	.20
Pauu	.28	.32	.40
Puhi (Black Eel)	.08	.10	.13
Puhi (White Eel)	.14	.16	.20
Uhu	.25	.28	.35
Uku	.34	.40	.50
Ula (Lobster)	.34	.40	.50
Ulapapa	.28	.32	.40
Ulua	.42	.48	.60
Ulua (Steaks)			.65
Ulaula	.34	.40	.50
Uonoa	.34	.40	.50
U'u (Big Eye)	.42	.48	.60

TABLE E—FRESH ISLAND FISH AND SEA FOOD—Continued

KAUAI—continued			
Name	Producers' maximum price per lb.	Wholesalers' maximum price per lb.	Retailers' maximum price per lb.
Uukanipo	\$.45	\$.52	\$.65
Weke (Red or Green)	.32	.36	.45
Woowoo	.34	.40	.50
All Fish not listed above	.10	.12	.15

This amendment shall become effective as of January 2, 1945.

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

Issued this 30th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1802; Filed, Jan. 30, 1945; 11:51 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[RMPR 471, Amdt. 4]

LEGUME AND GRASS SEEDS

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

Revised Maximum Price Regulation 471 is amended in the following respects:

1. Section 8 (a) (12) is amended to read as follows:

(12) "Dockage" means inert matter, weed seeds and other crop seeds in thresher-run seeds or rough cleaned seeds.

(i) The determination of dockage shall be made from a representative sample drawn from each bag or container, removing as much dockage as possible therefrom by the use of one of the following combinations of hand screens:

Seed	Combination of screen sizes		
	Top	Middle	Bottom
Alfalfa	4 1/8" or 3 3/4" x 5 1/8"	1 1/4"	4 x 24.
Medium and mammoth red clover	4 1/8" or 3 3/4" x 5 1/8"	3/8"	6 x 24.
Alsike clover	1 1/8"		6 x 32.
White blossom sweet clover	4 1/8" or 3 3/4" x 5 1/8"	1/2"	6 x 24.
Yellow blossom sweet clover	4 1/8" or 3 3/4" x 5 1/8"	3/8"	4 x 24.
Timothy	3/25"		6 x 34.

(ii) And, thereafter, removing the remaining dockage in said representative sample by the hand separation method as prescribed by the regulations issued under and for the enforcement of the Federal Seed Act:

(iii) And, in the case of the presence of sweet clover seed as other crop seed in a lot of thresher-run or rough cleaned

alfalfa, red clover or alsike clover seeds, discount the actual percentage of such sweet clover seed that passes through the top screen but remains on the middle and bottom screens in addition to the discount made for other dockage per 100 pounds of the thresher-run or rough cleaned seed in question as follows:

	Amount to be deducted per 100 pounds					
	Alfalfa				Red clover	Alsike clover
	Northern	Central	Arizona and California	Southern		
Less than 0.5%	None	None	None	None	None	None
0.5%-1.00%	\$.05	\$.05	\$.05	\$.05	\$.05	\$.05
1.01%-2.00%	2.10	1.90	1.70	1.70	1.50	1.50
2.01%-3.00%	3.15	2.85	2.55	2.55	2.25	2.25
3.01%-4.00%	4.20	3.80	3.40	3.40	3.00	3.00
4.01%-5.00% and over	5.25	4.75	4.75	4.25	3.75	3.75

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

(d) (i) If you are a seller under paragraph (a), (b) or (c), you may increase your maximum price by the reasonable value (not exceeding any maximum price thereof) of the sacks actually furnished by you.

(ii) If you are a seller under paragraph (a), (b) or (c), located in the State of Idaho or Malheur County in the State of Oregon, you may sell your thresher-run seed either under provision (d) (i) above or on a gross weight basis provided you furnish the sacks included.

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

(b) (i) If you are a seller of rough cleaned seeds, you may increase your maximum price under paragraph (a) by the reasonable value (not exceeding any maximum price thereon) of the sacks actually furnished by you.

(ii) If you are a seller of rough cleaned seeds located in the State of Idaho or Malheur County in the State of Oregon, you may sell your rough cleaned seeds either under the provision of (b) (i) above or on a gross weight basis provided you furnish the sacks included.

4. Section 12 (b) (1) is amended to read as follows:

* Copies may be obtained from the Office of Price Administration. 19 F.R. 8340, 10427.

(1) If your customer is a commercial processor, wholesaler or any other person (except a retailer or planter) your maximum mark-up shall be:

Kind of seed:	Maximum mark-up per 100 pounds
Alfalfa:	
Northern and Central.....	\$6.50
Southern (except when grown sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel)....	6.00
Southern (when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel).....	4.00
Southern (when grown in the State of Arizona or in the State of California south of the 40th parallel and when sold and delivered for planting outside the State of Arizona or the State of California south of the 40th parallel with base price for Southern Alfalfa seed set forth under section 13 Appendix (a) (3))....	8.00
Example: 99% pure, 90% germination seed	
base price.....	\$28.00
mark-up.....	8.00
maximum price.....	36.00
Clover:	
Medium Red, Mammoth Red and Alsike.....	5.85
Sweet.....	3.75
Timothy.....	2.15

5. Section 12 (c) (1) and (2) are amended to read as follows:

(1) If you are a wholesaler who does not maintain and operate a retail store or a retail mail order house in connection with which you publish a retail mail order seed catalogue, your maximum price shall be your supplier's maximum price on the sale and delivery to you, plus your transportation cost, and plus the applicable mark-up shown below:

Kind of seed:	Maximum mark-up per 100 pounds
Northern and Central.....	\$3.90
Southern (except when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel).....	3.90
Southern (when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel).....	3.40
Southern (when grown in the State of Arizona or in the State of California south of the 40th parallel and when sold and delivered for planting outside the State of Arizona or the State of California south of the 40th parallel with base price for Southern Alfalfa seed set forth under section 13 Appendix (a) (3)).....	1.90
Clover:	
Medium Red, Mammoth Red and Alsike.....	3.80
Sweet.....	2.25
Timothy.....	1.40

(2) If you are a wholesaler who maintains and operates a retail store or a retail mail order house in connection

with which you publish a seed catalogue and sell to planters, your maximum price shall be your supplier's maximum price on the sale and delivery to you, plus your transportation cost, and plus the applicable mark-up shown below:

Kind of seed:	Maximum mark-up per 100 pounds
Alfalfa:	
Northern and Central.....	\$8.40
Southern (except when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel).....	8.90
Southern (when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel).....	6.90
Southern (when grown in the State of Arizona or in the State of California south of the 40th parallel and when sold and delivered for planting outside the State of Arizona or the State of California south of the 40th parallel with base price for Southern Alfalfa seed set forth under section 13 Appendix (a) (3))....	6.90
Clover:	
Medium Red, Mammoth Red and Alsike.....	7.65
Sweet.....	5.25
Timothy.....	3.60

6. Section 12 (d) (1) is amended to read as follows:

(1) If you are a retailer, other than a country dealer selling seeds which have been quality cleaned by you, your maximum price shall be your supplier's maximum price on the sale and delivery to you; provided for southern alfalfa seed, however, that when such seed is grown in the State of Arizona or in the State of California south of the 40th parallel and sold and delivered for planting outside the State of Arizona or the State of California south of the 40th parallel your maximum price shall be your supplier's maximum price on the sale and delivery to you which would have been in effect had your supplier sold and delivered to you southern alfalfa seed grown outside the State of Arizona and the State of California south of the 40th parallel, plus your transportation costs, and plus the applicable markup shown below:

Kind of seed:	Maximum mark-up per 100 pounds
Alfalfa:	
Northern and Central.....	\$4.50
Southern (except when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel).....	5.00
Southern (when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel).....	3.50
Clover:	
Medium Red, Mammoth Red and Alsike.....	3.85
Sweet.....	3.00
Timothy.....	2.20

7. Section 13 (f) (3) is amended to read as follows:

(3) For sweet clover seed content:

	Amount to be deducted per 100 pounds of seed, Red Clover and Alsike Clover only
Sweet clover seed content:	
Less than 0.5%.....	None
0.50-1.00%.....	\$0.75
1.01-2.00%.....	1.50
2.01-3.00%.....	2.25
3.01-4.00%.....	3.00
4.01-5.00% and over.....	3.75

This amendment shall become effective February 5, 1945.

Issued this 30th day of January 1945.

CHESTER BOWLES,
Administrator.

Approved: January 23, 1945.

GROVER B. HILL,
First Assistant War Food
Administrator.

[F. R. Doc. 45-1803; Filed, Jan. 30, 1945;
11:51 a. m.]

PART 1445—LIVESTOCK

[MPR 574]

LIVE BOVINE ANIMALS (CATTLE AND CALVES)

A statement of the considerations involved in the issuance of this Maximum Price Regulation No. 574 has been issued simultaneously herewith and filed with the Division of the Federal Register.*

So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation. In the judgment of the Price Administrator, the maximum prices established by this maximum price regulation are and will be generally fair and equitable, and comply with the requirements of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and will effectuate the purposes of said acts and Executive orders.

ARTICLE I—GENERAL PROVISIONS

- Sec.
1. What this regulation does.
 2. Compliance with this regulation.
 3. Petitions for amendment.
 4. Adjustable pricing.
 5. Records and reports.
 6. Invoices or receipts.
 7. Definitions.

ARTICLE II—SPECIAL PROVISIONS RELATING TO THE SALE OR DELIVERY OF ANY LIVE BOVINE ANIMAL (CATTLE OR CALVES)

8. Determination of overriding ceiling price for sale or delivery of any live bovine animal or lot of live bovine animals.

ARTICLE III—SPECIAL PROVISIONS FIXING THE MAXIMUM AMOUNTS WHICH SLAUGHTERERS MAY PAY FOR ALL CATTLE SLAUGHTERED DURING AN ACCOUNTING PERIOD

9. Maximum amounts which certain slaughterers may pay for all cattle slaughtered during an accounting period.

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

10. Reports required of slaughterers subject to the provisions of section 9.
11. Maximum amounts which slaughterers other than those subject to the provisions of section 9 may pay for all cattle slaughtered during an accounting period.
12. Special records required to be made and kept by slaughterers subject to the provisions of section 11.
13. Certification of live cattle prices at Chicago and at points other than Chicago and in line with Chicago prices and certification of conversion factors for determining the dressed weight equivalents of live weights.

ARTICLE IV—MAXIMUM PERCENTAGE OF SLAUGHTER OF GOOD AND CHOICE CATTLE

14. Slaughterers limited in the percentage of good and choice cattle which they may slaughter or deliver as meat.

ARTICLE V—RECORD-KEEPING FORMS

15. OPA Form No. 636-2202.

AUTHORITY: § 1445.2 issued under 56 Stat. 423, 765; 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328; 8 F.R. 4681.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *What this regulation does—*

(a) *In general.* This regulation establishes overriding ceiling prices for live bovine animals (cattle and calves). In addition, this regulation establishes maximum amounts which slaughterers may pay for all cattle slaughtered during an accounting period. It also authorizes the Administrator to issue orders establishing the maximum percentage of good and choice cattle which slaughterers may slaughter or deliver as meat during an accounting period.

(b) *Sales to which this regulation does not apply.* This regulation does not apply:

(1) To sales or deliveries of live bovine animals for breeding or dairy purposes.

(2) To sales or deliveries of live bovine animals by members of 4-H Clubs, Future Farmers of America, or other recognized farm youth organizations, if the sales are duly approved and are made at the place and time of a fair, show or exhibition. Prior approval of the sale must be obtained from a district office of the Office of Price Administration by a county agent, county club agent, vocational agricultural instructor, or the chief administrator of the state department of agriculture. Such bovine animals, however, are subject to the provisions of section 14 of this regulation.

(3) To export sales of live bovine animals. The ceiling prices at which a person may export live bovine animals shall be determined in accordance with the provisions of the Second Revised Maximum Export Regulation issued by the Office of Price Administration.

(c) *Geographical applicability.* The provisions of this regulation shall be applicable to the 48 states of the United States and the District of Columbia. The provisions of Articles III and IV of this regulation shall be applicable to cattle purchased outside of the 48 states of the United States and the District of Columbia and slaughtered within one of the 48 states of the United States or the District of Columbia.

SEC. 2. *Compliance with this regulation—*(a) *Prohibition against selling or buying live bovine animals above overriding ceiling prices and buying cattle above maximum amounts allowed.* On and after the effective date of this regulation, regardless of any contract, agreement, or other obligation, no person shall sell or deliver any live bovine animals and no person in the course of trade or business shall buy or receive any live bovine animals at a price higher than the overriding ceiling price fixed by this regulation for such live bovine animals, and no person in the course of trade or business shall pay for live cattle bought or received during any accounting period an amount higher than the maximum amount fixed by this regulation for such live cattle during such accounting period, and no person shall agree, offer, solicit or attempt to do any of the foregoing.

(b) *Prohibition against indirect evasion of the price limitations or other provisions of this regulation.* (1) No person shall evade directly or indirectly the price limitations or other provisions of this regulation.

(2) An example of an indirect price increase forbidden by this section is for the seller to require a purchaser to buy some other product as a condition of selling the purchaser live bovine animals.

(3) Except as provided in this regulation, no payments, commissions or allowances for any service or for transportation or shrinkage or for any other purpose shall be made by the buyer of live bovine animals to the seller, unless the total sales price, including such payment, commission or allowance, is equal to or less than, the overriding ceiling price.

(4) A purchaser of live bovine animals is prohibited from selling or transferring title to such animals at a lower price than was paid for such animals unless he sells such animals to, or transfers title to, a person with whom he has no other financial affiliation or relationship.

(c) *Penalties for violating provisions of this regulation.* On and after the effective date of this regulation, any person violating any provision of this regulation is subject to the criminal penalties, civil enforcement actions and suits for damages provided by the Emergency Price Control Act of 1942, as amended.

SEC. 3. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

SEC. 4. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the ceiling price in effect at the time of delivery; but no person may, unless authorized by the Price Administrator, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Price Administrator after delivery.

Such authorization may be given when a request for a change in the applicable ceiling price is pending, but only if the authorization is necessary to promote

distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

SEC. 5. *Records and reports.*—(a) *Current records.* On and after the effective date of this regulation, every person who sells or in the course of trade or business buys or receives live bovine animals, and every agent of such a person for sale or purchase, shall make and preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each such sale or purchase, showing (1) the date; (2) the name and address of the buyer and the seller; (3) the place at which the live bovine animals were weighed; (4) the weight and number of live bovine animals, and (5) the price charged or received or paid therefor.

(b) *Reports required of operators of slaughtering establishments.* Not later than the fifteenth day following the end of each accounting period, the operator of each slaughtering establishment, with respect to cattle owned by each person other than the operator of such establishment, and slaughtered in such establishment during such accounting period, shall mail by registered mail with return receipt requested to the regional office of the Office of Price Administration for the region 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 Defense Supplies Corporation, containing the name and address of the operator of such establishment, the name and address of the owner of such cattle, and containing the information requested therein Schedules I and II concerning such cattle and the beef, by grades, derived therefrom.

A person shall be deemed an operator of a slaughtering establishment during an entire accounting period even though he leases, subleases or otherwise relinquishes control of such establishment to other persons on a part-time basis.

(c) *Future records and reports.* Such person shall submit such reports to the Office of Price Administration, and keep such other records in addition to, or in place of, the records required in paragraph (a) of this section as the Office of Price Administration may from time to time require, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

SEC. 6. *Invoices or receipts.*—(a) *Duty of seller to furnish an invoice or accept a receipt.* Every person selling live bovine animals shall furnish the buyer with an invoice or accept from the buyer a receipt, or both, showing (1) the name and address of the buyer and the seller; (2) the place at which the live bovine animals sold were weighed; (3) the date on which the live bovine animals sold were weighed; (4) the weight and number of live bovine animals sold; and (5) the price charged or received therefor.

(b) *Effect of seller accepting a receipt from the buyer.* If the seller does not deliver an invoice, but accepts a buyer's receipt pursuant to the provisions of

this section, the seller shall be estopped from denying the truth of the facts stated on such receipt in any action relating to the enforcement of the prices fixed by this regulation.

Sec. 7. Definitions. When used in this regulation the term

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

(b) "Slaughterer" means any person who owns livestock at the time that such livestock is killed for meat production.

(c) "Bovine animals" means cattle and calves.

(d) "Cattle" means bovine animals, the slaughter of which results in the production of beef.

(e) "Calves" mean bovine animals other than cattle.

(f) "Beef" means meat derived from the carcasses of bovine animals which does not qualify as veal as defined in § 1364.470 (a) (3) of Revised Maximum Price Regulation No. 169.

(g) "Carcass" means a beef carcass as defined in § 1364.455 (a) (8) of Revised Maximum Price Regulation No. 169.

(h) "Farm slaughterer" means a person chiefly engaged in producing agricultural products as the resident operator of a farm and who does not deliver meat of a live weight of more than 10,000 pounds in any year.

(i) "Slaughter" means to kill livestock or have it killed for the purpose of obtaining meat. For purposes of this regulation, livestock is slaughtered by the person who owns it at the time of slaughter.

(j) "Livestock" means cattle, calves, hogs and pigs, sheep and lambs.

(k) "Live weight" means the purchase weight of livestock slaughtered.

(l) "Establishment" or "slaughtering establishment" means each separate plant within the continental United States where livestock is slaughtered.

(m) "Accounting period" means the customary accounting period of a calendar month or a period of at least four weeks and not more than five weeks in length used by the slaughterer in keeping his books and records, and shall be the same period used by him in making the monthly reports required by War Food Administration and the Office of Price Administration covering his slaughtering operations.

(n) "Grade" means any of the six grades of cattle known by the descriptions (1) AA or Choice; (2) A or Good; (3) B or Commercial or Medium; (4) C or Utility or Common; (5) D or Canner and Cutter; and (6) bulls of Canner and Cutter grade; and is determined on the basis of the carcass grade after slaughter in accordance with the official standards for such grades of cattle of the United States Department of Agriculture.

(o) "Established prices" means the range of prices which may be paid for live cattle of each grade delivered at slaughtering establishments within spec-

ified zones, or at specified markets, as certified to Defense Supplies Corporation by the Office of Price Administration and the War Food Administration. The prices, zones and markets so certified are listed in Section 13 of this regulation.

ARTICLE II—SPECIAL PROVISIONS RELATING TO THE SALE OR DELIVERY OF ANY LIVE BOVINE ANIMAL (CATTLE OR CALVES)

Sec. 8. Determination of overriding ceiling price for sale or delivery of any live bovine animal or lot of live bovine animals—(a) How overriding ceiling prices are fixed. (1) The overriding ceiling price for any live bovine animal sold depends on the location of the scales upon which the animal is weighed for sale. No live bovine animal shall be weighed for sale except on scales adapted to the weighing of livestock.

(2) All sales of live bovine animals shall be deemed made on the day of weighing. Live bovine animals sold to different buyers must be weighed separately.

(3) No sale of live bovine animals shall be made except at the weight so determined.

(4) All expenses of transporting live bovine animals to the place of weighing shall be paid by the seller.

(b) *How to find the overriding ceiling price for live bovine animals.* (1) First, find the zone or market in which is located the scales upon which the animal is weighed for sale. The zones and markets into which the United States is divided are given in section 13 (b) of this regulation.

(2) Second, refer to paragraph (c) of this section for the overriding ceiling price. The overriding ceiling price for sale or delivery of any live bovine animal or lot of live bovine animals shall be the price listed in paragraph (c) of this section for the zone or market in which is located the scales upon which the live bovine animal is weighed for sale.

(c) *Table of overriding ceiling prices.*

Zones and Markets:	Price per cwt.
1.....	\$18.60
2.....	18.35
3.....	18.00
4.....	17.60
5.....	17.40
6.....	17.40
7.....	17.25
8.....	17.55
9.....	17.55
10.....	18.00
11.....	17.80
12.....	17.85
13.....	17.95
14.....	18.15
15.....	18.30
16.....	18.40
17.....	18.45
18.....	18.45
19.....	18.60
20.....	18.60
21.....	18.15
22.....	18.30
23.....	18.45
24.....	18.60
Chicago.....	18.00
Texas market (Includes only Houston, Dallas, Ft. Worth, El Paso and San Antonio).....	17.35
Indianapolis.....	18.05
Kansas City, Omaha, Sioux City, St. Joseph.....	17.65
St. Paul.....	17.70
Wisconsin (Includes only Milwaukee and Cudahy).....	17.90

Zones and Markets—Con.	Price per cwt.
National Stock Yards.....	\$17.90
St. Louis.....	17.90
Sioux Falls.....	17.55
Spokane.....	18.60

ARTICLE III—SPECIAL PROVISIONS FIXING THE MAXIMUM AMOUNTS WHICH SLAUGHTERERS MAY PAY FOR ALL CATTLE SLAUGHTERED DURING AN ACCOUNTING PERIOD

Sec. 9. Maximum amounts which certain slaughterers may pay for all cattle slaughtered during an accounting period—(a) Slaughterers subject to the provisions of this section. (1) The provisions of this section shall be applicable to any slaughterer who, during any accounting period, slaughters 50,000 pounds, or more, live weight, of bovine animals in all establishments (including bovine animals custom killed for him). The provisions of this section shall continue to be applicable to such a slaughterer, even though he subsequently slaughters less than 50,000 pounds, live weight, of bovine animals during any accounting period.

(2) The provisions of this section shall be applicable to any slaughterer who, during any accounting period, slaughters 5 or more cattle and less than 50,000 pounds, live weight, of bovine animals in all establishments (including bovine animals custom killed for him): *Provided*, That such slaughterer elects to be governed by the provisions of this section rather than by the provisions of section 11. The slaughterer shall make an election during the first accounting period following the effective date of this regulation and the filing of the report required by section 10 for the first accounting period following the effective date of this regulation shall be deemed conclusive evidence of an election to be governed by the provisions of this section 9. The failure to file such a report shall be deemed conclusive evidence of an election to be governed by the provisions of section 11. An election becomes binding for all future accounting periods, except that the Administrator, upon request, may give a slaughterer described in this subparagraph (a) (2) written authorization to change his election.

(b) *How maximum permissible cost of cattle is determined.* Notwithstanding the provisions of section 8, the maximum amount (total cost of cattle) which a slaughterer subject to the provisions of this section 9 may pay for cattle slaughtered at each slaughtering establishment during each accounting period shall be determined as follows:

(1) The slaughterer shall ascertain the dressed carcass weight of beef, by grades, obtained from the cattle slaughtered during such accounting period in such establishment.

(2) The amount of live weight in each grade shall be calculated by dividing the amount of dressed carcass weight of beef in each grade produced from cattle slaughtered in such establishment during such accounting period by the appropriate conversion factors (yields or dressing percentages) certified by the Administrator of the Office of Price Administration and the Administrator of the War Food Administration to Defense Supplies Corporation. The yield factors

so certified are given in section 13 (d) of this regulation.

(3) The calculated live weight in each grade shall be multiplied by the maximum price of the established prices for such grade applicable to the establishment.

(4) The resulting amounts obtained in subparagraph (b) (3) above shall be added together to give the maximum permissible amount which a slaughterer subject to the provisions of this section may pay for cattle slaughtered at such slaughtering establishment during such accounting period.

(c) *Calculations required in this section 9 same as those required in application for subsidy to Defense Supplies Corporation.* (1) The calculations provided for in paragraph (b) of this section 9 to determine the maximum permissible cost of cattle during an accounting period are the same as the calculations required in an application to Defense Supplies Corporation for subsidy payment on Form No. DS-T-55 Revised pursuant to Livestock Slaughter Payments Regulation No. 3, Revised, of Defense Supplies Corporation.

(2) The determination of a slaughterer's dressed carcass weights and total cost of cattle shall be in accordance with the provisions of Livestock Slaughter Payments Regulation No. 3, Revised, of Defense Supplies Corporation.

SEC. 10. Reports required of slaughterers subject to the provisions of section 9—(a) Type and time of reports. Not later than the fifteenth day following the end of each accounting period, each slaughterer subject to the provisions of section 9 of this regulation, for each slaughtering establishment at which his cattle were slaughtered, shall mail by registered mail with return receipt requested to the regional office of the Office of Price Administration for the region in which such establishment is located:

(1) A copy of Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, which has been filed with the Defense Supplies Corporation for subsidy payments for all cattle slaughtered during such accounting period other than cattle owned for more than 30 days before slaughter and cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, and containing the information required by section 9 (b) to determine such slaughterer's maximum permissible cost of such cattle slaughtered at such establishment during such accounting period, and showing such slaughterer's total cost of such cattle for the same period.

(2) A copy of Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, which has been filed with the Defense Supplies Corporation for subsidy payments for all cattle owned for more than 30 days before slaughter, if any, and all cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, if any, slaughtered during such accounting period, and containing the dressed carcass weight of beef, by grades, obtained from such cattle.

(3) In lieu of the copy of the form required by subparagraph (a) (1), if such form has not been filed with the Defense Supplies Corporation within such fifteen-day period, a report on Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, covering all cattle slaughtered during such accounting period other than cattle owned for more than 30 days before slaughter and cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, and containing the information required by section 9 (b) to determine such slaughterer's maximum permissible cost of such cattle slaughtered at such establishment during such accounting period, and showing such slaughterer's total cost of such cattle for the same period. Such report shall include specifically the information requested in the following items of Form No. DS-T-55 Revised: 1, 2, 3, 4, 5, 6, 7, 8 (b) and (d), and 9 (b), (c) and (d).

(4) In lieu of the copy of the form required by paragraph (a) (2), if such form has not been filed with the Defense Supplies Corporation within such fifteen-day period, a report on Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of the Defense Supplies Corporation, showing the dressed carcass weight of beef, by grades, obtained from all cattle owned for more than 30 days before slaughter, if any, and all cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, if any, slaughtered during such accounting period.

(5) In the event that such slaughterer deducts an allowance for the actual cost of railroad freight from the cost of cattle slaughtered in such establishment east of a line following the eastern side of Lake Michigan, the eastern boundary of Indiana, and the Ohio and Mississippi Rivers to the Gulf of Mexico pursuant to § 7003.8 (a) of Revised Livestock Payments Regulation No. 3 of Defense Supplies Corporation, a signed statement attached to the copy mailed under subparagraph (1) or (3) above, showing the railroad weights of the cattle purchased in each market for which a deduction is made, the total amount of railroad freight paid on cattle from each such market, and the deduction for freight from each such market.

(b) *Where forms may be obtained.* The copies of Form No. DS-T-55, Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, which are to be mailed to the Office of Price Administration may be obtained from the Defense Supplies Corporation or any regional or district office of the Office of Price Administration.

(c) *Slaughterers, must keep copies of reports mailed.* Each slaughterer subject to the provisions of section 9 of this regulation shall make and preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a copy of each report or form which he mails to the regional office of the

Office of Price Administration pursuant to the provisions of this section 10.

SEC. 11. Maximum amounts which slaughterers other than those subject to the provisions of section 9 may pay for all cattle slaughtered during an accounting period—(a) Slaughterers subject to the provisions of this section. The provisions of this section shall be applicable to any slaughterer, not subject to the provisions of section 9, who, during any accounting period, slaughters 5 or more cattle in all slaughtering establishments (including cattle custom killed for him).

(b) *How maximum permissible cost of cattle is determined.* Notwithstanding the provisions of section 8, the maximum amount (total cost of cattle) which a slaughterer subject to the provisions of this section 11 may pay for cattle slaughtered at each slaughtering establishment during each accounting period shall be determined as follows:

(1) First, find the zone or market in which is located such slaughtering establishment. The zones and markets into which the United States is divided are given in section 13 (b) of this regulation.

Example: Assume a slaughterer's cattle are slaughtered in an establishment in Chicago. The appropriate zone is the Chicago zone.

(2) Second, determine the total live weight of cattle slaughtered in such establishment during such accounting period and determine the total dressed carcass weight of beef derived from such cattle. Only cattle slaughtered which were purchased within 30 days of slaughter shall be included in such determinations.

Example: Assume that 15 cattle were slaughtered during an accounting period in the establishment in Chicago. Of the 15 cattle slaughtered, 10 were purchased within 30 days of slaughter, 2 were 4-H Club cattle excluded from the provisions of this section by section 1 (b) (2), and 3 were purchased more than 30 days prior to slaughter and excluded from this section under paragraph (b) (2) hereof. Assume that the 10 cattle purchased within 30 days of slaughter had a total live weight of 10,457 pounds and a total dressed carcass weight of 5,350 pounds.

(3) Third, determine the average dressed carcass yield of the cattle specified in paragraph (b) (2) above by dividing the total dressed carcass weight of beef derived from such cattle by the total live weight of such cattle and express the result as a percentage. Round the figure obtained to the nearest whole number.

Example: 5,350 pounds, the total dressed carcass weight obtained in the example under paragraph (b) (2) above, divided by 10,457 pounds, the total live weight obtained in such example above, gives .5116 which, expressed as a percentage and rounded to the nearest whole number, makes 51 percent. Thus, 51 percent is the average dressed carcass yield determined pursuant to this paragraph (b) (3).

(4) Fourth, refer to paragraph (c) of this section for the maximum permissible average price for the yield obtained in paragraph (b) (3) above applicable to the zone or market determined under paragraph (b) (1) above. If the yield

is less than 50 percent, the maximum permissible average price shall be determined by subtracting from the appropriate maximum permissible average price for a yield of 50 percent, 25 cents per hundredweight for each one percent that such yield is less than 50 percent.

Example: Paragraph (c) of this section gives \$12.65 as the maximum permissible average price for a yield of 51 percent, the yield obtained in the example under paragraph (b) (3) above, applicable to the Chicago zone, determined to be the appropriate zone in the example under paragraph (b) (1) above. If the yield obtained had been 48 percent, the maximum permissible average price would be obtained by subtracting 50 cents per hundredweight from \$12.40 per hundredweight, the maximum permissible average price for a 50 percent yield in the Chicago zone.

(5) Fifth, multiply the maximum permissible average price determined under paragraph (b) (4) above by the number of hundredweight, live weight, of the cattle specified in paragraph (b) (2) above.

Example: The number of hundredweight, live weight, of cattle specified in the example under paragraph (b) (2) above is 104.57. Multiplying \$12.65, the maximum permissible average price determined in the example under subparagraph (b) (4) above, by 104.57 gives \$1,322.81.

(6) The result obtained in paragraph (b) (5) above is the maximum amount (total cost of cattle) which a slaugh-

terer may pay for the cattle slaughtered in such slaughtering establishment during such accounting period.

Example: The figure, \$1,322.81; obtained in the example under subparagraph (b) (5) above is the maximum amount (total cost of cattle) which a slaughterer legally could pay for the 10 cattle slaughtered in an establishment in Chicago as given in the examples under subparagraphs (b) (1) through (b) (5) above.

(7) The slaughterer's total cost of cattle shall include only the cost of cattle slaughtered during such accounting period, which were purchased within 30 days of slaughter. The total cost of such cattle shall include, in addition to the purchase price, the charges for transportation to the slaughtering establishment, including charges for feeding, watering and bedding enroute, but shall not include commissions or other service charges, or any allowance for shrinkage: *Provided,* That there may be deducted from the cost of cattle purchased in any one market during an accounting period, and slaughtered in any establishment east of a line following the eastern side of Lake Michigan, the eastern boundary of Indiana, and the Ohio and Mississippi Rivers to the Gulf of Mexico, an amount equal to 80 percent of the actual cost of railroad freight paid on such cattle from that market to the slaughtering establishment, not to exceed 45 cents a live hundredweight from any one market.

complete and accurate record of his slaughtering operations during such accounting period. Such record shall be made on OPA Form No. 636-2202, and shall contain the information requested in such form.

(b) *Obtaining form on which records must be made and kept.* A copy of this OPA Form No. 636-2202 is contained in section 15 of this regulation. It may be reproduced by you. Copies of this OPA Form No. 636-2202 may be obtained from any regional or district office of the Office of Price Administration.

(c) *Records are in addition to those required by section 5.* The records required to be made and preserved by the provisions of this section 12 are in addition to the records required by the provisions of section 5 of this regulation.

Sec. 13. Certification of live cattle prices at Chicago and at points other than Chicago and in line with Chicago prices and certification of conversion factors for determining the dressed weight equivalents of live weights—(a) *Authority for certification.* Pursuant to the directive issued October 26, 1943, and Directive No. 28, issued January 10, 1945, by the Economic Stabilization Director under the authority vested in him by the Act of October 2, 1942, entitled "An Act to Amend the Emergency Price Control Act of 1942, to Aid in Preventing Inflation and for Other Purposes," and by Executive Order No. 9250, October 3, 1942, and Executive Order No. 9328, April 8, 1943, and after full determination and consultation with representative members of the packing, cattle feeding and cattle producing industries, there are herein published and certified to Defense Supplies Corporation, a series of live cattle price ranges for Chicago and for points in the United States other than at Chicago which are in line with the prices established at Chicago by the Economic Stabilization Director, and conversion factors for determining the dressed weight equivalents of live weights.

(b) *Description of zones and markets.* (1) The following zones and markets are established for the purpose of fixing live cattle price ranges applicable to slaughterers for the purpose of complying with the provisions of this regulation and in order to receive full subsidy payments:

- Zone 1: Washington, but excluding the City of Spokane; Oregon, California.
- Zone 2: Idaho, Nevada.
- Zone 3: Montana, Wyoming, Utah, Arizona.
- Zone 4: Colorado, New Mexico.
- Zone 5: North Dakota, Nebraska, but excluding the City of Omaha; South Dakota, but excluding the City of Sioux Falls; Kansas, but excluding the City of Kansas City.
- Zone 6: Oklahoma.
- Zone 7: Texas, but excluding the cities of Houston, Dallas, Ft. Worth, El Paso and San Antonio.
- Zone 8: Minnesota, but excluding the City of St. Paul. Iowa, but excluding the City of Sioux City. Wisconsin—that portion of Wisconsin lying west of and including the counties of Iron, Price, Taylor, Clark, Jackson, Monroe, Vernon and Crawford.
- Zone 9: Missouri, but excluding the cities of Kansas City, St. Joseph and St. Louis.
- Zone 10: Arkansas. Louisiana—all that portion of Louisiana west of the Mississippi River from the Northeast point of East Car-

(C) TABLE OF MAXIMUM PERMISSIBLE AVERAGE PRICES FOR SLAUGHTERERS SUBJECT TO THE PROVISIONS OF SECTION 11

Zones and markets	For yield of 59%	For yield of 58%	For yield of 57%	For yield of 56%	For yield of 55%	For yield of 54%	For yield of 53%	For yield of 52%	For yield of 51%	For yield of 50%
	Per cwt.	Per cwt.	Per cwt.	Per cwt.	Per cwt.	Per cwt.	Per cwt.	Per cwt.	Per cwt.	Per cwt.
Zones:										
1.....	\$15.30	\$15.05	\$14.80	\$14.55	\$14.25	\$14.00	\$13.75	\$13.50	\$13.25	\$12.95
2.....	15.05	14.80	14.55	14.30	14.05	13.75	13.50	13.25	13.00	12.75
3.....	14.60	14.35	14.10	13.90	13.65	13.40	13.15	12.90	12.65	12.40
4.....	14.20	13.95	13.70	13.50	13.25	13.00	12.75	12.50	12.30	12.05
5.....	14.00	13.75	13.55	13.30	13.05	12.80	12.60	12.35	12.10	11.85
6.....	14.00	13.75	13.55	13.30	13.05	12.80	12.60	12.35	12.10	11.85
7.....	13.85	13.60	13.40	13.15	12.90	12.65	12.45	12.20	11.95	11.75
8.....	14.20	13.95	13.70	13.45	13.25	13.00	12.75	12.50	12.25	12.05
9.....	14.20	13.95	13.70	13.45	13.25	13.00	12.75	12.50	12.25	12.05
10.....	14.55	14.30	14.05	13.80	13.55	13.30	13.10	12.85	12.60	12.35
11.....	14.40	14.15	13.90	13.70	13.45	13.20	12.95	12.70	12.45	12.20
12.....	14.45	14.20	13.95	13.75	13.50	13.25	13.00	12.75	12.50	12.25
13.....	14.55	14.30	14.05	13.85	13.60	13.35	13.10	12.85	12.60	12.35
14.....	14.75	14.50	14.25	14.00	13.75	13.50	13.25	13.00	12.75	12.50
15.....	14.90	14.65	14.40	14.15	13.90	13.65	13.40	13.15	12.90	12.65
16.....	15.00	14.75	14.50	14.25	13.95	13.70	13.45	13.20	12.95	12.70
17.....	15.05	14.80	14.55	14.30	14.05	13.80	13.55	13.30	13.05	12.75
18.....	14.95	14.70	14.45	14.20	13.95	13.70	13.45	13.20	12.95	12.70
19.....	15.20	14.95	14.70	14.40	14.15	13.90	13.65	13.40	13.15	12.90
20.....	15.10	14.85	14.60	14.35	14.10	13.85	13.60	13.35	13.05	12.80
21.....	14.70	14.45	14.20	13.95	13.70	13.45	13.20	12.95	12.70	12.45
22.....	14.80	14.55	14.30	14.05	13.80	13.55	13.30	13.05	12.80	12.55
23.....	14.95	14.70	14.45	14.20	13.95	13.70	13.45	13.15	12.90	12.65
24.....	15.10	14.85	14.60	14.35	14.05	13.80	13.55	13.30	13.05	12.80
Chicago.....	14.60	14.35	14.10	13.90	13.65	13.40	13.15	12.90	12.65	12.40
Texas market (includes only Houston, Dallas, Fort Worth, El Paso, and San Antonio).....	13.95	13.70	13.50	13.25	13.00	12.75	12.55	12.30	12.05	11.80
Indianapolis.....	14.65	14.40	14.15	13.90	13.70	13.45	13.20	12.95	12.70	12.45
Kansas City, Omaha, Sioux City, St. Joseph.....	14.20	14.00	13.75	13.50	13.25	13.00	12.80	12.55	12.30	12.05
St. Paul.....	14.25	14.00	13.75	13.50	13.25	13.05	12.80	12.55	12.30	12.05
Wisconsin market (includes only Milwaukee and Cudahy).....	14.50	14.25	14.00	13.80	13.55	13.30	13.05	12.80	12.55	12.30
National Stock Yards, St. Louis.....	14.50	14.25	14.00	13.80	13.55	13.30	13.05	12.80	12.55	12.30
Sioux Falls.....	14.15	13.90	13.70	13.45	13.20	12.95	12.70	12.50	12.25	12.00
Spokane.....	15.20	14.95	14.65	14.40	14.15	13.90	13.65	13.40	13.15	12.85

SEC. 12. Special records required to be made and kept by slaughterers subject to the provisions of section 11—(a) *Kind of records which must be made and kept and time when such records must be made.* Not later than the fifteenth day following the end of each accounting

period, each slaughterer subject to the provisions of section 11 of this regulation, for each slaughtering establishment at which his cattle were slaughtered, shall make and preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a

roll Parish to the Northeastern point of the Pointe Coupee Parish and west of and including the parishes of Iberville, Saint Landry, Saint Martin and Iberia.

Zone 11: Wisconsin—all that portion of Wisconsin east of and including the counties of Vilas, Oneida, Lincoln, Marathon, Wood, Juneau, Sauk, Richland and Grant, but excluding the cities of Milwaukee and Cudahy.

Zone 12: Illinois, but excluding the cities of Chicago and National Stock Yards.

Zone 13: Indiana, but excluding the City of Indianapolis.

Zone 14: Kentucky.

Zone 15: Ohio, Michigan.

Zone 16: New York—the following counties of New York: Niagara, Erie, Chautauqua, and Cattaraugus.

Pennsylvania—all that portion of Pennsylvania west of and including the counties of Warren, Forest, Clarion, Armstrong, Westmoreland, and Fayette.

West Virginia—all that portion of West Virginia west of and including the counties of Hancock, Brooke, Ohio, Marshall, Wetzel, Doddridge, Gilmer, Calhoun, Roane, Kanawha, Boone, Logan, and Mingo.

Zone 17: New York—all that portion of New York west of and including the counties of Oswego, Oneida, Madison, Chenango, and Broome, but excluding the counties of Niagara, Erie, Cattaraugus, and Chautauqua.

Pennsylvania—the following counties of Pennsylvania: McKean, Potter, Elk, Cameron, Clinton, Jefferson, Clearfield, Center, Indiana, Cambria, Blair, Huntingdon, Somerset, Bedford, and Fulton.

Maryland—the following counties of Maryland: Garrett and Allegany.

West Virginia—all that portion of West Virginia east of and including the counties of Monongalia, Marion, Harrison, Lewis, Braxton, Clay, Nicholas, Fayette, Raleigh, Wyoming, and McDowell.

Zone 18: Virginia—all that portion of Virginia west of and including the counties of Highland, Bath, Alleghany, Craig, Montgomery, Floyd, and Carroll.

Tennessee—all that portion of Tennessee east of and including the counties of Claiborne, Union, Anderson, Morgan, Cumberland, Bledsoe, Van Buren, Sequatchie, and Hamilton.

North Carolina—all that portion of North Carolina west and southwest of and including the counties of Alleghany, Wilkes, Alexander, Caldwell, Burke, and Cleveland.

Zone 19: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, the District of Columbia.

New York—all that portion of New York east of and including the counties of St. Lawrence, Jefferson, Lewis and Herkimer, and east and southeast of and including the counties of Otsego, Delaware, Sullivan, Orange, Rockland, Westchester, New York, Bronx, Kings, and Richmond.

Pennsylvania—all that portion of Pennsylvania east of and including the counties of Tioga, Lycoming, Union, Mifflin, Juniata, Perry, and Franklin.

Maryland—all that portion of Maryland east and southeast of and including the counties of Washington, Frederick, Montgomery, Prince Georges, Charles, and St. Marys.

Zone 20: Virginia—all that portion of Virginia east of and including the counties of Frederick, Shenandoah, Rockingham, Augusta, Rockbridge, Botetourt, Roanoke, Franklin, and Patrick.

Zone 21: Tennessee—all that portion of Tennessee west of and including the counties of Campbell, Scott, Fentress, Overton, Putnam, White, Warren, Grundy, and Marion.

Zone 22: Mississippi—all that portion of Mississippi north of and including the counties of Lowndes, Oktibbeha, Choctaw, Attala, Madison, Yazoo, and Issaquena.

Alabama—all that portion of Alabama north and west of and including the counties of Jackson, Madison, Morgan, Cullman, Walker, Fayette, and Lamar.

Zone 23: Louisiana—all that portion of Louisiana east of and including the parishes of West Feliciana, Pointe Coupee, Iberville, Assumption, and Saint Mary.

Mississippi—all that portion of Mississippi south of and including the counties of Noxubee, Winston, Leake, Scott, Rankin, Hinds, and Warren.

Alabama—all that portion of Alabama south of and including the counties of DeKalb, Marshall, Blount, Jefferson, Tuscaloosa, and Pickens.

South Carolina—all that portion of South Carolina west and northwest of and including the counties of Cherokee, Union, Newberry, Saluda, and Edgefield.

Georgia—all that portion of Georgia west and northwest of and including the counties of Columbia, McDuffie, Warren, Glascock, Washington, Johnson, Laurens, Dodge, Wilcox, Ben Hill, Irwin, Tift, Colquitt, and Thomas.

Florida—all that portion of Florida west of and including the counties of Leon and Wakulla.

Zone 24: North Carolina—all that portion of North Carolina east and southeast of and including the counties of Surry, Yadkin, Iredell, Catawba, Lincoln, and Gaston.

South Carolina—all that portion of South Carolina east of and including the counties of York, Chester, Fairfield, Richland, Lexington, Alken, Barnwell, Allendale, Hampton, Jasper, and Beaufort.

Georgia—all that portion of Georgia east of and including the counties of Richmond, Jefferson, Emanuel, Treutlen, Wheeler, Telfair, Coffee, Berrien, Cook, and Brooks.

Florida—but excluding the counties west, southwest and northwest of Jefferson county.

Chicago Zone: City of Chicago, Ill.

Texas Market Zone: The following cities in Texas: Houston, Fort Worth, Dallas, El Paso, San Antonio.

Indianapolis Zone: City of Indianapolis, Ind.

Kansas City, Omaha, Sioux City, St. Joseph Zone: City of Kansas City, Kans., Cities of Kansas City and St. Joseph, Mo., City of Sioux City, Iowa; City of Omaha, Nebr.

St. Paul Zone: City of St. Paul, Minn.

Wisconsin Market Zone: The following cities in Wisconsin: Milwaukee and Cudahy.

National Stock Yards: National Stock Yards, Illinois.

St. Louis Zone: St. Louis, Mo.

Sioux Falls Zone: City of Sioux Falls, S. Dak.

Spokane Zone: City of Spokane, Wash.

(2) "City" means the area within the corporate limits of a municipal corporation, and the zone adjacent to and commercially a part of such municipal corporation.

(c) *Ranges of live cattle prices.* (1) The following table gives the ranges of live cattle prices in dollars per hundred-

weight for each of the zones and markets described in paragraph (b) of this section.

RANGES OF LIVE CATTLE PRICES

Grades	Zone 1		Zone 2		Zone 3	
	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum
Choice.....	\$17.00	\$16.10	\$17.35	\$15.85	\$17.00	\$15.50
Good.....	16.45	14.95	16.20	14.70	15.75	14.25
Commercial.....	13.70	12.20	13.45	11.95	13.00	11.50
Utility.....	11.65	10.15	11.40	9.90	11.00	9.50
Canners and Cutters.....	8.80	7.30	8.55	7.05	8.25	6.75
Bologna Bulls.....	10.15	8.65	9.90	8.40	9.50	8.00
	Zone 4		Zone 5		Zone 6	
	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum
Choice.....	\$16.60	\$15.10	\$16.40	\$14.90	\$16.40	\$14.90
Good.....	15.35	13.85	15.15	13.65	15.15	13.65
Commercial.....	12.60	11.10	12.40	10.90	12.40	10.90
Utility.....	10.60	9.10	10.40	8.90	10.40	8.90
Canners and Cutters.....	7.85	6.35	7.65	6.15	7.65	6.15
Bologna Bulls.....	9.40	7.90	8.90	7.40	8.90	7.40
	Zone 7		Zone 8		Zone 9	
	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum
Choice.....	\$16.25	\$14.75	\$16.55	\$15.05	\$16.55	\$15.05
Good.....	15.00	13.50	15.35	13.85	15.35	13.85
Commercial.....	12.25	10.75	12.60	11.10	12.60	11.10
Utility.....	10.25	8.75	10.60	9.10	10.60	9.10
Canners and Cutters.....	7.50	6.00	7.85	6.35	7.85	6.35
Bologna bulls.....	8.75	7.25	9.10	7.60	9.10	7.60
	Zone 10		Zone 11		Zone 12	
	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum
Choice.....	\$17.00	\$15.50	\$16.80	\$15.30	\$16.85	\$15.35
Good.....	15.75	14.25	15.55	14.05	15.60	14.10
Commercial.....	13.00	11.50	12.80	11.30	12.85	11.35
Utility.....	10.75	9.25	10.80	9.30	10.85	9.35
Canners and Cutters.....	8.00	6.50	8.05	6.55	8.10	6.60
Bologna bulls.....	9.25	7.75	9.30	7.80	9.35	7.85
	Zone 13		Zone 14		Zone 15	
	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum
Choice.....	\$16.95	\$15.45	\$17.15	\$15.65	\$17.30	\$15.80
Good.....	15.70	14.20	15.90	14.40	16.05	14.55
Commercial.....	12.95	11.45	13.10	11.60	13.30	11.80
Utility.....	10.95	9.45	11.10	9.60	11.25	9.75
Canners and Cutters.....	8.20	6.70	8.35	6.85	8.45	6.95
Bologna Bulls.....	9.45	7.95	9.60	8.10	9.75	8.25
	Zone 16		Zone 17		Zone 18	
	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum
Choice.....	\$17.40	\$15.90	\$17.45	\$15.95	\$17.45	\$15.95
Good.....	16.15	14.65	16.20	14.70	16.20	14.70
Commercial.....	13.40	11.90	13.45	11.95	13.45	11.95
Utility.....	11.25	9.75	11.40	9.90	11.00	9.50
Canners and Cutters.....	8.45	6.95	8.60	7.10	8.25	6.75
Bologna Bulls.....	9.75	8.25	9.90	8.40	9.50	8.00

RANGES OF LIVE CATTLE PRICES—Continued

	Zone 19		Zone 20		Zone 21	
	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum
Choice.....	\$17.60	\$16.10	\$17.60	\$16.10	\$17.15	\$15.65
Good.....	16.30	14.80	16.30	14.80	15.90	14.40
Commercial.....	13.55	12.05	13.55	12.05	13.10	11.60
Utility.....	11.55	10.05	11.25	9.75	10.85	9.35
Canners and Cutters.....	8.70	7.20	8.40	6.90	8.10	6.60
Bologna Bulls.....	10.05	8.55	9.75	8.25	9.40	7.90

	Zone 22		Zone 23		Zone 24	
	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum
Choice.....	\$17.30	\$15.80	\$17.45	\$15.95	\$17.60	\$16.10
Good.....	16.05	14.55	16.15	14.65	16.30	14.80
Commercial.....	13.25	11.75	13.35	11.85	13.50	12.00
Utility.....	10.65	9.45	11.05	9.55	11.20	9.70
Canners and Cutters.....	8.20	6.70	8.30	6.80	8.45	6.95
Bologna Bulls.....	9.50	8.00	9.60	8.10	9.75	8.25

	Chicago		Houston, Dallas, Ft. Worth, El Paso, San Antonio		Indian- apolis	
	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum
Choice.....	\$17.00	\$15.50	\$16.35	\$14.85	\$17.05	\$15.55
Good.....	15.75	14.25	15.10	13.60	15.80	14.30
Commercial.....	13.00	11.50	12.35	10.85	13.05	11.55
Utility.....	11.00	9.50	10.35	8.85	11.05	9.55
Canners and Cutters.....	8.25	6.75	7.60	6.10	8.30	6.80
Bologna Bulls.....	9.50	8.00	8.85	7.35	9.55	8.05

	Kansas City, Omaha, Sioux City, St. Joseph		St. Paul		Milwaukee Cudahy	
	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum
Choice.....	\$16.65	\$15.15	\$16.70	\$15.20	\$16.90	\$15.40
Good.....	15.35	13.85	15.35	13.85	15.65	14.15
Commercial.....	12.60	11.10	12.60	11.10	12.90	11.40
Utility.....	10.60	9.10	10.60	9.10	10.90	9.40
Canners and Cutters.....	7.85	6.35	7.85	6.35	8.15	6.65
Bologna Bulls.....	9.10	7.60	9.10	7.60	9.40	7.90

	National Stock Yards		St. Louis		Sioux Falls	
	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum
Choice.....	\$16.00	\$15.40	\$16.90	\$15.40	\$16.55	\$15.05
Good.....	15.65	14.15	15.65	14.15	15.30	13.80
Commercial.....	12.00	11.40	12.90	11.40	12.55	11.05
Utility.....	10.90	9.40	10.90	9.40	10.55	9.05
Canners and cutters.....	8.15	6.65	8.15	6.65	7.80	6.30
Bologna Bulls.....	9.40	7.90	9.40	7.90	9.05	7.55

RANGES OF LIVE CATTLE PRICES—Continued

	Spokane	
	Maxi- mum	Mini- mum
Choice.....	\$17.60	\$16.10
Good.....	16.30	14.80
Commercial.....	13.55	12.05
Utility.....	11.50	10.00
Canners and cutters.....	8.65	7.15
Bologna Bulls.....	10.00	8.50

(2) The ranges of live cattle prices given in subparagraph (c) (1) of this section apply at each slaughtering plant located within the applicable zone or market and include expenditures for freight, feeding and bedding but exclude any payments or allowances for brokerages, commissions or yardage.

(d) Conversion factors for determining the dressed weight equivalents of live weights. The standard dressed carcass yields (conversion factors for determining the dressed weight equivalents of live weights), which shall be applicable throughout the United States for purposes of determining compliance with the provisions of paragraph (3) of the Economic Stabilization Director's Directive on Livestock Slaughter Payments of October 26, 1943, and the provisions of this Maximum Price Regulation No. 574 and the provisions of all regulations and amendments issued in accordance with paragraphs (3) and (6) of such directive by the Defense Supplies Corporation are:

Grade:	Dressed carcass yield, percent
Choice.....	61
Good.....	58
Commercial.....	56
Utility.....	54
Canner and cutter.....	46
Bulls of canner and cutter grade.....	53

ARTICLE IV—MAXIMUM PERCENTAGE OF SLAUGHTER OF GOOD AND CHOICE CATTLE

SEC. 14. Slaughterers limited in the percentage of good and choice cattle which they may slaughter or deliver as meat. (a) Applicability of this section.

(1) The provisions of this section shall be applicable to any slaughterer who slaughters during any accounting period 5 or more cattle.

(2) The provisions of this section shall not apply to cattle slaughtered by a farm slaughterer who has raised such cattle, or fed such cattle for more than 60 days.

(b) Percentage to be established by order. The Price Administrator may, by order, establish the maximum per-

centage of good and choice cattle (on a dressed weight basis) which may be slaughtered by slaughterers or delivered as meat during any accounting period. Any order issued under this section may contain such terms, qualifications and exceptions as the Price Administrator deems necessary or proper in the interest of effective price-control and distribution.

(c) Effect of slaughter in excess of maximum permitted percentage. Any person subject to the provisions of this section who, during any accounting period, slaughters or delivers as meat a greater percentage of good and choice cattle than provided for in an order issued under this section shall have the excess in pounds of good and choice cattle slaughtered considered as a part of the allowable amount of good and choice cattle which he may slaughter or deliver as meat during the following accounting period.

Example: Suppose the Price Administrator has established 50 percent as the maximum percentage of good and choice cattle (on a dressed weight basis) which slaughterers may slaughter during a particular accounting period. If a slaughterer slaughters one million pounds of cattle, dressed weight, during such period, 50 percent of this amount or 500,000 pounds would constitute the maximum permissible amount of good and choice grades. If actually 700,000 pounds of the million pounds constitute good and choice grades, the slaughterer has exceeded the maximum permissible amount by 200,000 pounds. If the percentage of 50 percent were established for the succeeding accounting period and the slaughterer were to slaughter 900,000 pounds of cattle, dressed weight, only 250,000 pounds out of this amount could consist of good and choice grades, since 200,000 pounds would be considered as a part of the allowable amount of good and choice grades for the succeeding period. Two hundred thousand pounds subtracted from 450,000, the latter figure being 50 percent of 900,000 pounds, gives 250,000 pounds. Of the 900,000 pounds, dressed weight, slaughtered in the succeeding period, therefore, only 250,000 pounds may consist of good and choice grades. The remaining 650,000 pounds would have to be of grades other than good and choice.

(d) Authority. This section is issued under authority vested in the Price Administrator by Executive Order No. 9125, issued by the President on April 3, 1942; Executive Order No. 9280, issued by the President on December 5, 1942; Executive Order No. 9334, issued by the President on April 19, 1943; Directive No. 28, issued by the Economic Stabilization Director on January 10, 1945, and War Food Order No. 123, issued by the War Food Administrator on January 26, 1945.

SEC. 15. OPA Form No. 636-2202.

RECORD REQUIRED TO BE KEPT BY SLAUGHTERERS SUBJECT TO THE PROVISIONS OF SECTION 11 OF MAXIMUM PRICE REGULATION NO. 574, LIVE BOVINE ANIMALS (CATTLE AND CALVES), OFFICE OF PRICE ADMINISTRATION

OPA Form No. 636-2202 Form approved Budget Bureau No. 08-R1287

Read instructions on reverse side before filling out Form.

- 1. Period covered by this record: From (Mo.) (Day) (Yr.) to (Mo.) (Day) (Yr.) (Inst. 5)
2. Total live weight of all cattle and calves slaughtered in this establishment. (Inst. 5)
3. Number of head of cattle slaughtered in this establishment, excluding cattle you owned more than 30 days before slaughter and 4-H or other Club cattle purchased at an approved sale. (Inst. 6)
4. Total live weight of cattle included in Item 3 slaughtered in this establishment. (Inst. 7)
5. Dressed carcass weight of cattle included in Item 3 slaughtered in this establishment. (Inst. 8)
6. Average dressed carcass yield of the cattle included in Item 3 slaughtered in this establishment (Item 5 divided by Item 4 with the result expressed as a percentage and rounded to the nearest whole number). (Inst. 9)
7. Cost of cattle included in Item 3. (Inst. 10)
8. Maximum permissible average price. (Inst. 11) \$
9. Maximum permissible cost (multiply Item 8 by Item 4 converted to hundredweight). (Inst. 12) \$
10. Beef slaughtered by grades, including cattle you owned more than 30 days before slaughter and 4-H or other Club cattle purchased at an approved sale. (Inst. 13, 14 and 15):

Table with 3 columns: (a) Grade (Inst. 13), (b) Carcass Weight (Inst. 14), (c) % of each Grade (Inst. 15). Includes rows for AA, A, B, C, Canner and Cutter, Bulls, Canner and Cutter, and Total.

- 11. Percent of Good and Choice grades (Inst. 16) %
12. Maximum permissible percentage (Good and Choice in this period). (Inst. 17) %
13. Total number of cattle slaughtered in this establishment which were purchased by you more than 30 days before slaughter. (Inst. 18)
14. Number of 4-H or other Club cattle slaughtered in this establishment. (Inst. 19)
15. Establishment in which these cattle were slaughtered: (Name) (Address) (Yes or No)
16. Was this establishment operated by the slaughterer? (Yes or No)
17. Did the slaughterer during the period covered by this record kill in this establishment any cattle belonging to another? (Yes or No)

I certify that the statements made herein are true and I am authorized to make such statements on behalf of the slaughterer. Date (Name of Slaughterer) (Title) NOTICE: Section 55 (a) of the United States Criminal Code makes it a criminal offense, punishable by a maximum of ten years imprisonment, \$10,000 fine, or both, to make a false statement or representation as to any matter within the jurisdiction of any Department or Agency of the United States.

1. Who should use this form? ("Slaughterer" as used in this OPA Form No. 636-2202 means the person who owns the livestock at the time such livestock is killed for meat production.)

Any slaughterer who slaughters during any accounting period, five or more cattle, but less than 50,000 pounds, live weight, of cattle and calves in all establishments (including cattle and calves custom killed for him), and who elects to determine his maximum permissible cost of cattle on the basis of the provisions of Section 11 of Maximum Price Regulation No. 574, must keep records on this form.

If a slaughterer in any accounting period after the effective date of Maximum Price Regulation No. 574 slaughters 50,000 pounds or more, live weight, of cattle and calves (including cattle and calves custom slaughtered for him), he must continue to file a report with the Office of Price Administration in accordance with the provisions of Sections 9 and 10 of Maximum Price Regulation No. 574 in all subsequent accounting periods instead of keeping records on this form, even though he slaughters less than 50,000 pounds of cattle and calves, live weight, in subsequent accounting periods.

2. When this record must be prepared. Any slaughterer who uses this form must prepare this record on or before the 15th day after the end of the accounting period covered by it.

3. If a slaughterer slaughters cattle in more than one establishment, separate records on this Form must be prepared covering his cattle slaughtered in each establishment.

4. (Item 1.) The record must cover the slaughterer's customary accounting period and the same accounting period as the slaughterer's application to Defense Supplies Corporation for subsidy payments.

5. (Item 2.) Include only cattle and calves owned by the slaughterer which were slaughtered in the establishment during the accounting period, but include any 4-H or other Club cattle and calves and calves slaughtered more than 30 days after purchase.

6. (Item 3.) Include only cattle which you owned at the time of slaughter and only cattle slaughtered within 30 days of purchase. Include livestock which was graded as beef after slaughter, whether it was purchased as cattle or calves.

Do Not Include: (a) Cattle owned by the slaughterer for more than 30 days before slaughter. If the purchase date is in doubt, consider the cattle purchased on the date of delivery to the slaughterer.

(b) Cattle purchased by the slaughterer from a member of a 4-H club, Future Farmers of America, or other recognized farm youth organization, if the purchase was made at the place and time of a fair, show, or exhibition, and prior approval of such sale was obtained from a district office of the Office of Price Administration.

7. (Item 4.) Record the purchase weight to the nearest pound. Include only cattle included in Item 3 as actual live weight of the cattle is not obtainable, compute the live weight by dividing the dressed weight of the beef obtained from such cattle by a yield factor of .55.

8. (Item 5.) Record the total carcass weight to the nearest pound of the beef obtained from the cattle included in Item 3.

9. (Item 6.) Divide the total carcass weight of the beef obtained from the cattle included in Item 3 as given in Item 5 by the total live weight of these cattle (Item 4) and express the result as a percentage, rounding the figure to the nearest whole number.

Example: Assume the total live weight of the cattle covered by Item 3 is 46,800 pounds and the total weight of the dressed beef produced by these cattle is 25,620 pounds. Dividing 25,620 by 46,800 gives .546, which expressed as a percentage is 54.6%. Rounding to the nearest whole number gives 55%, which is the yield to be used in calculating compliance with the maximum permissible cost.

10. (Item 7.) The slaughterer must record the cost of cattle slaughtered during the accounting period. This cost shall include only cattle charges by Item 3 as determined in accordance with Instruction 6.

Include in total cost of cattle charges actually paid for transportation to the establishment where the cattle are slaughtered, including charges for feeding, watering and bedding enroute. Do not include in cost of transportation charges for transportation from a point within the corporate limits of, or the zone adjacent to, and commercially a part of, the same municipal corporation in which the establishment is located. Do not include in cost of transportation the cost of transportation facilities owned or operated by the slaughterer and used for hauls of 25 miles or less, one way. If the slaughterer's own facilities are used for hauls longer than 25 miles one way, he must include in his cost of cattle the equivalent common carrier rate for such hauls. Do not include in cost of cattle, commissions or similar service charges or any allowance for shrinkage.

Slaughterers may deduct an allowance for the actual cost of railroad freight from the cost of cattle slaughtered in any establishment east of a line following the eastern side of Lake Michigan, the eastern boundary of Indiana, and the Ohio and Mississippi Rivers, to the Gulf of Mexico. This allowance shall be computed separately for the cattle purchased in each market, and shall amount to no more than 80% of the actual cost of railroad freight paid on such cattle, not to exceed forty-five cents (\$0.45) a live hundredweight from any one market. If any such deduction is made, attach to this Form a separate sheet giving the railroad weights of cattle purchased in each market for which a deduction is made, the total amount of railroad freight paid on cattle from each such market, and the deduction for freight from each such market.

In the event cattle and calves are purchased in mixed lots, and the actual cost of the cattle is not obtainable, compute the cost by multiplying the average cost per pound of the lot purchased which included the cattle by the calculated live weight obtained by dividing the dressed weight of the beef obtained from such cattle by a yield factor of .55.

11. (Item 8.) Enter the maximum permissible average price for the average dressed carcass yield of the cattle slaughtered in the establishment during the accounting period applicable to the zone or market in which the slaughter establishment is located as given in Section 11 (c) of Maximum Price Regulation No. 574. If the average dressed carcass yield of the cattle slaughtered during the accounting period is less than 50 percent, subtract from the applicable maximum permissible average price for a yield of 50 percent, 25 cents per hundredweight for each one percent that the yield is below 50 percent and use the resulting price as the applicable maximum permissible average price.

12. (Item 9.) Convert Item 4 to hundredweight and multiply Item 8 by Item 4 so converted. To be in compliance with the Maximum Price Regulation No. 574, Item 7 (c) must not exceed Item 9.

13. (Item 10, Column (a)). The grade should be recorded in accordance with official standards of the U. S. Department of Agriculture, whether graded by an official grader from the Department or by an unofficial grader. "AA" is the same as Choice; "A" as Good; "B" as Commercial or Medium; "C" as Utility or Common; and "D" as Canner and Cutter. Bulls of Canner and Cutter grade are to be recorded separately.

14. (Item 10, Column (b)). Record carcass weights by grades determined at time of weighing. Record carcass weights from all cattle slaughtered during this accounting period, including any carcasses derived from 4-H or other Club cattle and cattle slaughtered more than 30 days after purchase.

15. (Item 10, Column (c)). Divide the figure on each line of Column (b) by the total of Column (b) to obtain the percentage of beef in each grade. The total of the percentages should be 100.
16. (Item 11). Enter the sum of the percentages of "AA" and "A" beef as given in Item 10, Column (c).
17. (Item 12). Enter the maximum percentage of Good and Choice beef which may be slaughtered or delivered as meat by the slaughterer in the accounting period as specified by order of the Price Administrator (of the Office of Price Administration) for the period covered by this record.
18. (Item 13). Record the number of cattle slaughtered in this establishment during the accounting period which were excluded from Item 3 pursuant to paragraph (a) of Instruction 6.
19. (Item 14). Record the number of cattle slaughtered in this establishment during the accounting period which were excluded from Item 3 pursuant to paragraph (b) of Instruction 6.
20. (Items 15, 16 and 17 are self-explanatory).

Effective date. This regulation shall become effective January 29, 1945.

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

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 29th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1761; Filed, Jan. 29, 1945;
4:09 p. m.]

Chapter XX—Office of Contract Settlement

[Reg. 12]

CLAIMS FOR RELIEF WITH RESPECT TO DEFECTIVE, INFORMAL, AND QUASI CONTRACTS

JANUARY 24, 1945.

Pursuant to sections 4 (b) and 17 (d) of the Contract Settlement Act of 1944, the following procedures relating to section 17 of the Act are prescribed:

1. *Where claims should be filed.* A claim for relief under section 17 of the act shall be filed with the contracting agency which purported to make the prime contract, or whose officer or agent is alleged to have given the instructions or made the request to proceed, or placed the order for the materials, services or facilities in question. The contracting agency may require the claim to be filed with any appropriate division or officer thereof. Where the contracting agency with which the claim is filed considers that any other agency or agencies should consider the claim, it shall forward the claim and supporting papers to the Office of Contract Settlement with a statement of its reasons therefor and a statement of any information it has concerning the facts set forth in or bearing on the claim. The Director of Contract Settlement shall then consult with the interested agency or agencies and shall determine by what agency or agencies the claim shall be considered.

2. *Form of claim.* Any claim for relief under section 17 shall be submitted in writing and, except as the contracting agency may otherwise provide, shall be under oath, shall be verified by the claimant or by a principal executive officer of the claimant, and shall be accompanied by affidavits of the representatives of the claimant and other persons having knowledge of the relevant circumstances.

3. *Claims not supported by a formal contract, valid or otherwise.* If the claim is not supported by a formal contract, valid or otherwise, it shall be supported by such of the following in-

formation as is appropriate, and as may be required by the contracting agency which considers the claim:

(a) The original or photostatic copies of any written instructions, and a full statement of any oral instructions, relied on.

(b) Identification of any officer or agent upon whose authority to bind the contracting agency the claimant relied, together with a statement of the circumstances relied on in good faith by the claimant as indicating the existence of such authority.

(c) A full description of the materials, services, or facilities furnished or arranged to be furnished, and of their relation to the prosecution of the war.

(d) A statement of when and to whom such materials, services, or facilities were furnished or were arranged to be furnished, and of the arrangements made for furnishing them, together with a description of any guaranties, warranties, or indemnities customarily furnished or specifically required in connection therewith.

(e) A statement of all other action taken by the claimant with respect to the materials, services or facilities so furnished or arranged to be furnished and of any commitments that may have been made with third parties in reliance on the written or oral instructions or other request of the contracting agency to proceed, together with documentary evidence of any such commitments and a statement of any payments or settlements made with respect thereto.

(f) A statement of the amount claimed, with a breakdown in sufficient detail to support the claim and certified by the claimant or its principal financial officer.

(g) A statement of what steps have been taken to mitigate losses and reduce the claim to a minimum.

(h) A statement of any payments or credits received or to be received on account of the materials, services, or facilities furnished or arranged to be furnished.

(i) A statement of the salvage or recovery value of any such materials or facilities so arranged to be furnished but not disposed of.

(j) A statement of whether any other claim for any part or all of the relief requested has been, or is being, submitted to any other Government agency or war contractor, and if so, of the action taken thereon.

(k) Any additional information considered appropriate by the claimant or required by the contracting agency.

4. *Claims supported by a defective formal contract.* If the claim is supported by a formal contract which may be invalid because of a formal or technical defect or omission therein or in its authorization, the claim shall include a full statement of the relevant circum-

stances and of the relief requested, together with such additional information as the contracting agency may require.

5. *Careful investigation and justification required for relief.* Claims for such relief shall be allowed only after careful investigation and determination that the facts justify the grant of relief within the authority of the act.

6. *Investigation of claims: Settlement by agreement.* The contracting agencies will promptly investigate all claims filed with them under section 17 of the act. Where a contracting agency settles such a claim by agreement, the settlement shall be embodied in a written agreement which shall release and discharge the Government from all liability on account of the furnishing of, or the arrangement to furnish, the materials, services, or facilities in question. Any such agreement involving payment to a claimant of an amount in excess of \$50,000 shall not become binding upon the Government until it has been reviewed and approved either by a board or by one or more individuals designated in the Bureau, division, regional or district office, or other unit of the contracting agency authorized to make the settlement, or in the event of disapproval by such board or individual or individuals, unless approved by the head of such bureau, division, regional, or district office, or other unit. Nothing herein shall be deemed to preclude the contracting agencies from also prescribing procedure for review and approval of agreements involving smaller amounts.

7. *Procedure if claim not settled by agreement.* Where a contracting agency fails to settle any claim by agreement or has so settled only a part of the claim, the procedure prescribed by section 13 of the act, governing the preparation of written findings and prescribing procedure for review and appeal, shall be applicable. Copies of any findings prepared by a contracting agency pursuant to section 13 of the act shall be forwarded to the Office of Contract Settlement.

8. *Contracting agencies required to formalize obligations and commitments.* Where an obligation or commitment created or incurred by a contracting agency might be invalidated because of a formal or technical defect or omission in a prime contract or in any grant of authority to an officer or agent who ordered materials, services, or facilities related to the prosecution of the war, the agency shall formalize the obligation or commitment within ninety days from notice to its headquarters office of the existence of such formal or technical defect or omission.

9. *Regulations of contracting agencies.* Any contracting agency may make or continue in effect any regulations not inconsistent herewith and shall file with the Office of Contract Settlement a copy of all such existing and future regulations and amendments thereto.

ROBERT H. HINCKLEY,
Director.

[F. R. Doc. 45-1797; Filed, Jan. 30, 1945;
10:11 a. m.]

[Reg. 10]

PART 8012—PLANT CLEARANCE AND PROPERTY

SUBPART A—TERMINATION INVENTORY

JANUARY 24, 1945.

Pursuant to the authority conferred upon me by section 4 (b) and section 12 of the Contract Settlement Act of 1944 the following policies, principles, methods, procedures and standards relating to the removal of termination inventories from plants of war contractors are prescribed for all contracting agencies.

Sec.

- 8012.1 General policy.
- 8012.2 Procedure for plant clearance.
- 8012.3 Subcontractors.
- 8012.4 Contractor's right to store at his own risk.
- 8012.5 Contractor's right to remove or store at Government expense and risk.
- 8012.6 Need for early removal.
- 8012.7 Cooperation in providing storage.
- 8012.8 Advance planning.

AUTHORITY: §§ 8012.1 to 8012.8, inclusive, issued under 58 Stat. 649.

§ 8012.1 *General policy.* The purpose of this regulation is to aid war contractors whether working under fixed price or cost-plus-a-fee contracts in expeditiously converting their plants to other production. To this end it shall be the policy of the contracting agencies to assure the speedy removal from plants of war contractors of all termination inventories, whether owned by the contractor or the government, not sold by or to the war contractor and not stored by him under a storage agreement. To save storage and transportation expense the contractor should be encouraged to retain or sell at fair prices as much of the inventory as possible, and that inventory which is suitable only for scrap or salvage should be so declared and disposed of promptly. Suppliers of recognized commercial articles should be encouraged to accept return of their goods on an equitable basis. Only by these means can the problems of removal and storage be reduced to a workable basis.

The disposal of all termination inventories shall be in accordance with price policies presently in effect under regulations of the Surplus War Property Administrator or put into effect by the Surplus Property Board and with all appropriate regulations of the War Production Board and the Office of Price Administration. In order to further the purposes of the Contract Settlement Act of 1944 and section 36 of the Surplus Property Act of 1944, contracting agencies shall promptly, and in advance of termination if possible, agree with contractors and subcontractors on the proper disposition of termination inventories.

§ 8012.2 *Procedure for plant clearance.* The following general procedures will be observed by war contractors and the contracting agencies to effect plant clearance:

(a) As soon as possible after termination a war contractor desiring plant clearance shall file schedules of all termination inventory in his possession allocable to the terminated portion of the contract. These schedules shall be filed

on standard forms, and in accordance with standard instructions, provided by the contracting agency. Separate schedules with satisfactory classification and description shall be made, on the forms designated, of the following:

- (1) Metals in mill product form (OCS Form 2a);
- (2) Raw materials (other than metals), purchased parts, finished components, finished product and miscellaneous (OCS Form 2b);
- (3) Work in process (OSC Form 2c);
- (4) Dies, jigs, fixtures and special tools, (OCS Form 2d). This does not include plant equipment¹ provided under a separate contract or contract provision specifically governing the use or disposition thereof.

(b) On or with these schedules the contractor shall in accordance with the standard instructions:

(1) Make tender of title to the government for all contractor owned material listed;

(2) Make an offer for such of the listed material as he desires to retain;

(3) Make recommendation as to the material to be scrapped;

(4) Inform the contracting agency whether he has or can make available storage space for any or all of the material.

(c) Unless the contracting agency mails or delivers to the contractor a statement that the schedules are not satisfactory, together with a brief statement of their deficiencies, within ten days after receipt of the schedules by the contracting agency, the schedules will be deemed to be satisfactory in form. Acceptance of a schedule as satisfactory in form for storage or removal purposes will not affect the right of the contracting agency to require additional information on any listed item nor prejudice its right to contest the allocability of any of the items to the terminated war contract.

(d) Within 20 days following receipt of satisfactory inventory schedules the contracting agency shall, if practicable, notify the contractor which items (1) may be disposed of as scrap, (2) the government will require for its use, and (3) the war contractor will be permitted to retain at prices agreed upon.

(e) Within 60 days of the receipt of satisfactory inventory schedules, or such longer period as the contractor may agree, all termination inventory on the schedules not disposed of to or by the contractor shall be removed by the contracting agency or stored under agreement with the contractor in space made available by him on terms and conditions negotiated by the contracting agency and the war contractor.

§ 8012.3 *Subcontractors.* If a subcontractor wishes to start the running of the plant clearance period he may do so by submitting copies of his inventory schedules directly to the contracting agency at the same time as he files with his next higher tier contractor. These schedules shall be accompanied by such evidence as the contracting agency deems necessary to show that the material is allocable

to the terminated portion of the contract.

§ 8012.4 *Contractor's right to store at his own risk.* A war contractor may at any time remove from his plant and store on his own premises or elsewhere any of the above materials at his own risk. The war contractor will use reasonable care in the transportation and preservation of material so removed and stored, and will comply with any directions or specifications covering removal, preservation, transportation and storage which may be issued by the contracting agency. The war contractor is entitled to be reimbursed for the reasonable cost of (1) necessary or appropriate transportation, preservation, protection and storage, and (2) compliance with any directions or specifications in connection therewith issued by the contracting agency. Ordinarily, charges for storage of termination inventory prior to the expiration of the plant clearance period will not be deemed a reasonable settlement expense.

§ 8012.5 *Contractor's right to remove or store at Government expense and risk.* If the contracting agency fails to arrange for storage by the war contractor or to remove any termination inventory within 60 days after its receipt of a satisfactory inventory schedule (or within such longer period as the contractor may agree), the contractor may remove and store at the government's expense and risk, any or all those materials remaining, using reasonable care in the transportation and preservation of materials so removed and stored. The words "at the government's expense and risk" mean, among other things, that the contractor is not required to insure such materials. He must, however, comply with section 12 (d) of the Contract Settlement Act which reads in part as follows:

If any war contractor intends so to remove any claimed termination inventory, he shall deliver to the Government agency concerned written notice of the date fixed for removal and a statement showing the quantities and condition of the materials so to be removed, certified on behalf of the war contractor to have been prepared in accordance with a concurrent physical inventory of such materials. Such notice and statement shall be delivered at least 20 days in advance of the date fixed for removal and may be delivered before or after the expiration of the period specified under subsection (c) of this section.² If the Government agency fails to check such materials, at or before the time of their removal by the war contractor, a certificate of the war contractor specifying the materials shown on such statement which were so removed, and filed with the Government agency concerned within thirty days after the date fixed for removal, shall constitute prima facie evidence against the United States as to the quantities and condition of the materials so removed, and the fact of their removal.

§ 8012.6 *Need for early removal.* The above procedures set forth the maximum periods of time that should elapse. Every effort should be made by the contracting agencies to remove or store the material in less than 60 days after receipt of satisfactory inventory schedules.

¹ Plant equipment is covered in OCS Regulation 4, §§ 8012.51 to 8012.59 (9 F.R. 11964).

² This section refers to the 60-day plant clearance period.

§ 8012.7 *Cooperation in providing storage.* War contractors must appreciate the tremendous storage and transportation problem involved in removal of termination inventories, and will therefore be expected to cooperate by making available all possible space for storage on suitable terms.

§ 8012.8 *Advance planning.* It is important that war contractors be made aware of the functions they will be expected to perform under this regulation. They should be encouraged without relaxing war production to plan ahead for plant clearance and in particular to plan with contracting agencies as to the best means of disposal of materials covered by this regulation. Contracting agencies will so far as possible review such plans with war contractors to the end that arrangements for prompt plant clearance and storage may be arrived at in advance of termination.

ROBERT H. HINCKLEY,
Director.

[F. R. Doc. 45-1795; Filed, Jan. 30, 1945;
10:11 a. m.]

[Reg. 11]

PART 8013—PRESERVATION OF RECORDS
AUTHORIZATION TO WAR CONTRACTORS
UNDER CERTAIN CIRCUMSTANCES TO DESTROY
RECORDS IF PHOTOGRAPHS OR
MICROPHOTOGRAPHS ARE MADE AND RETAINED

JANUARY 24, 1945.

Pursuant to sections 4 (b) and 19 (a) of the Contract Settlement Act of 1944, the following policies, principles, methods, procedures, and standards are prescribed to govern the destruction of records of war contractors.

Sec.

- 8013.1 Scope of regulation.
- 8013.2 Certain definitions.
- 8013.3 Authorization to destroy if photographs are retained.
- 8013.4 Features which photography would not clearly reflect.
- 8013.5 Arrangement, classification and self-identification of records.
- 8013.6 Minimum standards for film and processing.
- 8013.7 Certificate of authenticity.
- 8013.8 Additional special requirements for microfilm.
- 8013.9 Indexing and retention of photographs.

AUTHORITY: §§ 8013.1 to 8013.9, inclusive, issued under 58 Stat. 649.

§ 8013.1 *Scope of regulation.* Except as indicated below in this section, this regulation applies to (a) any records of a war contractor relating to the negotiation, award, performance, payment, interim financing, cancellation or other termination, or settlement of a war contract of \$25,000 or more, (b) any records of a war contractor and any purchaser relating to any disposition of termination inventory in which the consideration received by any war contractor or any Government agency is \$5,000 or more, and (c) any records of a war contractor which by the war contract are required on termination to be preserved or made available. The terms "war contract" and "war contractor"

have the same meaning herein as in the Contract Settlement Act of 1944. The term "war contract" is not limited to terminated contracts but, except where otherwise limited by the context, includes also continuing or completed contracts. However, nothing herein shall affect the requirements of the Comptroller General of the United States for preservation and submission of original and supporting records in connection with cost-plus-a-fixed-fee contracts. Nothing herein shall be construed (a) as requiring the photographing of records of war contractors, or (b) as prohibiting the destruction of records the destruction of which is not otherwise prohibited, or (c) as affecting the requirements relating to records under any law other than the Contract Settlement Act of 1944.

§ 8013.2 *Certain definitions.* As used herein, the term "records" includes, but is not limited to, books, ledgers, checks and check stubs, payroll data, vouchers, memoranda, correspondence, inspection reports, and certificates. The terms "photograph", "photographing" and "photography" include, but are not limited to, "microphotograph", "microfilm", "microphotographing" and "microphotography."

§ 8013.3 *Authorization to destroy if photographs are retained.* Subject to the provisions of § 8013.1 hereof, any records to which this regulation applies and which can be reproduced through photography without loss of their primary usefulness may be destroyed, *Provided, however,* That clearly legible photographs thereof are made and preserved in accordance with the conditions and standards set forth herein. Any number of copies of the record may be destroyed, provided one such photograph of the record is preserved.

§ 8013.4 *Features which photography would not clearly reflect.* If there is any significant characteristic, feature, or other attribute of a record which photography would not clearly reflect, as for example that the record is a copy, or is an original, or that certain figures thereon are red, the record shall not be destroyed unless prior to being photographed it is marked so that the existence of such characteristics, feature, or other attribute is clearly reflected. When a number of the records to be microfilmed have in common any such characteristic, feature, or attribute, an appropriate notation identifying the characteristic, feature, or attribute with the records to which it applies may be placed at the beginning of the roll of film instead of on the individual records.

§ 8013.5 *Arrangement, classification and self-identification of records.* At the time of photographing, the records shall be so arranged, classified and self-identified as readily to permit the subsequent examination, location, identification and reproduction of the photographs thereof.

§ 8013.6 *Minimum standards for film and processing.* The minimum standards for film and processing used in the production of photographs shall be those set forth in the "Standards for Temporary Records Photographic Microcopying

Film" issued by the National Bureau of Standards under date of October 25, 1943, and attached hereto as Exhibit A.

§ 8013.7 *Certificate of authenticity.* The photographs shall have attached thereto a certificate or certificates that the photographs are accurate and complete reproductions of the records submitted by the war contractor or purchaser and that they have been made in accordance with the standards and requirements set forth in this regulation. Such certificate or certificates shall be executed by a person or persons having personal knowledge of the facts covered thereby.

§ 8013.8 *Additional special requirements for microfilm.* In the case of microphotographs, a microfilm of such certificate or certificates shall be photographed on each roll of film. The photographic matter on each roll shall commence and end with a frame stating the nature and arrangement of the records reproduced, the name of the photographer and the date. Rolls of film shall not be cut. Supplemental or retaken film, whether of misplaced or omitted documents or of portions of a film found to be spoiled or illegible or of other matter, shall be attached to the beginning of the roll, and in such event the certificate or certificates referred to in § 8013.7 above shall cover all such supplemental or retaken film and shall state the reasons for taking such film.

§ 8013.9 *Indexing and retention of photographs.* The photographs shall be indexed and retained in such manner as will render them readily accessible and identifiable and will reasonably insure their preservation against loss by fire or other means of foreseeable destruction. They shall be retained for the period of time during which, except for this regulation, the destruction of the original records would have been prohibited.

ROBERT H. HINCKLEY,
Director.

EXHIBIT A—STANDARD FOR TEMPORARY RECORD
PHOTOGRAPHIC MICROCOPYING FILM

(Gelatin-Silver Halide Emulsion Type)

The exposed and processed film shall be of such a type that no serious loss in the quality of the image shall result within five years after processing when the film is kept under ordinary storage conditions. All film shall be of 16 mm or 35 mm size either perforated or unperforated as specified.

DETAILED REQUIREMENTS

Film base. The film base shall be the slow burning cellulose-acetate type known as "safety" film. The thickness of the film base and emulsion shall be 0.0055 ± 0.0010 inch.

Emulsion. The emulsion or light sensitive coating shall be composed of silver-halide crystals of a size distribution entirely suitable for microcopying use, uniformly dispersed in a thin layer of high grade gelatin on one side of the film base. The whitelight and spectral sensitivities shall be such that accurate and complete copies of the documents are obtained with the usual exposure and development technique.

Processing. The film shall be developed with the usual organic developing agents such as "Metol", hydroquinone, glycin, etc., compounded to produce a silver image essentially black. Developers producing stained or colored images are not to be used. The

films shall be fixed in the usual sodium thiosulphate fixing bath. Fixing baths containing ammonium thiosulphate shall not be used. No intensification or reduction of the developed image is permitted.

Hypo content of emulsion. The hypo (sodium thiosulphate) content of the processed film, shall not exceed 0.02 mg per square inch of film. The hypo content shall be determined by the method of Crabtree and Ross in the Journal of the Society of Motion Picture Engineers, Vol. 14, p. 419 (1930).¹ One square inch of film (1 1/8" of 16 mm film or 3/4" of 35 mm film) is immersed in a shell vial 3/4" x 4" containing 10 ml of the following solutions:

Potassium bromide-----	25 grams
Mercuric chloride-----	25 grams
Water to make-----	1 liter

After the sample has remained in the above solution for 15 minutes the turbidity is compared with that of three similar shell vials containing the above solution, one with no hypo, one with 0.02 mg, and one with 0.03 mg hypo (Na₂S₂O). The comparison is made in a darkened room using a mercury lamp for illumination. The shell vials should rest on a black surface, the light entering from one side of the vials. The criterion is that the turbidity of the tested solution should not exceed that of the one having 0.02 mg of hypo.

Flexibility. Flexibility is determined by means of a Pfund folding endurance tester used as described by Weber and Hill, National Bureau of Standards Miscellaneous Publication M158, obtainable from the Superintendent of Documents, Government Printing Office, Washington, D. C., Price 6 cents.

Processed film, condition at 65% relative humidity, shall stand at least 16 single folds in the Pfund tester (19 mm between jaws) without breaking. Film aged 72 hours at 100 C and conditioned at 65% relative humidity shall not lose more than 25% in folding endurance of the original sample.

Burning time test. A sample 16 inches long shall be cut from the 16 mm or 35 mm film to be tested. All gelatin layers shall be removed by washing in warm water or treatment with an enzyme such as pancreatin. After drying for at least 24 hours, the sample shall be marked 2 inches from each end and perforated with holes approximately 0.12 inch in diameter along one edge at intervals of about 1 1/4 inches, if sample is not already perforated. A wire having a diameter of not more than 0.020 inch shall be threaded through the perforations on one side at points approximately 1 1/4 inches apart.

The wire holding the dried sample is stretched horizontally between two supports permitting the sample to hang vertically from it. The bottom corner of one end of the sample is ignited. The time which elapses from the moment the flame reaches the first mark until the flame reaches the second mark shall be recorded as the burning time. If the sample does not ignite or if it does not completely burn, the burning time is recorded as infinite. The test shall be made in a room free from draughts. At least three tests shall be made. The burning time shall not be less than 45 seconds.

NATIONAL BUREAU OF STANDARDS.
October 25, 1943.

[F. R. Doc. 45-1796; Filed, Jan. 30, 1945;
10:11 a. m.]

¹In this article (p. 426) the sensitivity of the mercuric chloride test is given as 0.05 mg of hypo without stating the volume of solution or area or length of film. This value is obviously for 1 foot of film since with ordinary care 0.005 mg per frame of 35 mm film (1 square inch) is detectable.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders
[Public Land Order 261]

WASHINGTON

ORDER WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT FOR MILITARY PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the public lands in the following-described areas are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the War Department for military purposes:

WILLAMETTE MERIDIAN

- T. 13 N., R. 23 E.,
Secs. 2 and 3, those portions of two unplatted islands in the Columbia River;
Sec. 12, S 1/2 S 1/2.
- T. 11 N., R. 24 E.,
Sec. 2, lots 3, 4, and S 1/2 NW 1/4.
- T. 12 N., R. 24 E.,
Secs. 14, 24, and 26.
- T. 13 N., R. 24 E.,
Sec. 22, SW 1/4 SE 1/4;
Sec. 24, N 1/2 NE 1/4.
- T. 11 N., R. 25 E.,
Sec. 2, lots 1, 2, 3, 4, and S 1/2 NE 1/4;
Sec. 4, lot 1;
Sec. 6, lots 2, 3, 4, 5, SE 1/4 NW 1/4, and SW 1/4 NE 1/4.
- T. 12 N., R. 25 E.,
Secs. 6, 8, 18, and 30;
Sec. 20, W 1/2, E 1/2 NE 1/4, and NE 1/4 SE 1/4;
Sec. 32, NE 1/4 NE 1/4;
Sec. 34, S 1/2 N 1/2 and S 1/2.
- T. 13 N., R. 25 E.,
Sec. 4, lot 1;
Sec. 14, SE 1/4 NE 1/4;
Sec. 18, lots 3, 4, E 1/2 SW 1/4, and S 1/2 SE 1/4;
Sec. 20, NW 1/4 SE 1/4;
Sec. 28;
Sec. 32, S 1/2.
- T. 14 N., R. 25 E.,
Sec. 28, SE 1/4;
Sec. 34, NE 1/4 SW 1/4 and NW 1/4 SE 1/4.
- T. 10 N., R. 26 E.,
Sec. 10, NE 1/4 SE 1/4.
- T. 11 N., R. 26 E.,
Secs. 6, 8, 12, 14, and 24;
Sec. 22, NE 1/4 NE 1/4.
- T. 13 N., R. 26 E.,
Sec. 30.
- T. 14 N., R. 26 E.,
Sec. 4, NW 1/4 SW 1/4;
Sec. 18, lots 3, 4, and E 1/2 SW 1/4.
- T. 10 N., R. 27 E.,
Sec. 2, NW 1/4 and S 1/2;
Sec. 4, lot 1, N 1/2 NE 1/4, SW 1/4 NE 1/4, NW 1/4, and W 1/2 SW 1/4;
Secs. 6, 8, and 18;
Sec. 20, lot 2.
- T. 11 N., R. 27 E.,
Sec. 4, E 1/2;
Sec. 6, lots 6, 7, and E 1/2 SW 1/4;
Secs. 8, 10, 12, and 18;
Sec. 20, W 1/2 and SE 1/4;
Secs. 24, 28, 30, and 32.
- T. 12 N., R. 27 E.,
Sec. 4, NE 1/4 SE 1/4;
Sec. 8, SW 1/4 NW 1/4, SW 1/4, NW 1/4 SE 1/4, and S 1/2 SE 1/4;
Sec. 12, E 1/2 SE 1/4;
Secs. 22, 28, 32, and 34.
- T. 13 N., R. 27 E.,
Sec. 2, lots 3, 4, 5, 6, SW 1/4 NE 1/4, SE 1/4 NW 1/4, SE 1/4 SE 1/4, E 1/2 SW 1/4, NW 1/4 SW 1/4, and W 1/2 SE 1/4;

- Sec. 12, NE 1/4;
Sec. 14, N 1/2 NE 1/4, SE 1/4 NE 1/4, and NE 1/4 SE 1/4;
Sec. 24, NE 1/4 NW 1/4, N 1/2 NE 1/4, and SE 1/4 NE 1/4;
Sec. 28, N 1/2 and N 1/2 SE 1/4.
- T. 14 N., R. 27 E.,
Sec. 8, E 1/2 SE 1/4;
Sec. 10, SE 1/4;
Secs. 12 and 14;
Sec. 22, NE 1/4;
Sec. 26, NE 1/4;
Sec. 28, N 1/2 NE 1/4 and SE 1/4 NE 1/4;
Sec. 34, lots 1, 2, 3, 4, 5, and NE 1/4 NE 1/4.
- T. 10 N., R. 28 E.,
Secs. 6 and 8;
Sec. 18, N 1/2 NE 1/4.
- T. 12 N., R. 28 E.,
Sec. 2, lot 4, SW 1/4 NE 1/4, S 1/2 NW 1/4, and SW 1/4;
Sec. 14, lot 6 and SE 1/4 NE 1/4.
- T. 13 N., R. 28 E.,
Sec. 6, SE 1/4;
Sec. 8, NE 1/4;
Sec. 26, W 1/2;
Sec. 34, W 1/2 NW 1/4, W 1/2 SW 1/4, SE 1/4 SW 1/4, and S 1/2 SE 1/4.

The areas described, including both public and nonpublic lands, aggregate approximately 30,336 acres.

This order shall be subject to (1) the withdrawal made by the Executive order of October 24, 1916, Power Site Reserve No. 556, and (2) the transmission line withdrawals of January 27, 1925, and September 11, 1929 (Federal Power Commission Projects Nos. 579 and 1020), so far as such withdrawals affect any of the above-described lands.

This order is subject to the condition that the War Department or its permittees will not construct any permanent improvements on, or damage the agricultural value of the reclamation lands described as the SE 1/4 sec. 28, T. 14 N., R. 25 E., NW 1/4 SW 1/4 sec. 4, T. 14 N., R. 26 E., SE 1/4 SE 1/4 sec. 2, NE 1/4 sec. 12, NE 1/4 NE 1/4 sec. 14, T. 13 N., R. 27 E., NE 1/4 sec. 12, T. 14 N., R. 27 E., lot 4, SW 1/4 NE 1/4, SE 1/4 NW 1/4, SW 1/4 sec. 2, SE 1/4 NE 1/4 sec. 14, T. 12 N., R. 28 E., SE 1/4 sec. 6, W 1/2 sec. 26, W 1/2 W 1/2, SE 1/4 SW 1/4, and the S 1/2 SE 1/4 sec. 34, T. 13 N., R. 28 E., W. M.

This order shall take precedence over but not modify (1) the withdrawal for classification and other purposes made by Executive Order No. 6964 of February 5, 1935, and (2) the withdrawal orders made by the Secretary of the Interior for reclamation purposes of December 22, 1905, August 4, 1910, February 5, 1917, April 26, 1937, and December 21, 1943.

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

ABE FORTAS,
Acting Secretary of the Interior.

JANUARY 24, 1945.

[F. R. Doc. 45-1765; Filed, Jan. 29, 1945;
4:40 p. m.]

TITLE 47—TELECOMMUNICATIONS
Chapter I—Federal Communications
Commission

STANDARD BROADCAST APPLICATIONS

STATEMENT OF PROCEDURE¹

Procedure to be followed in handling standard broadcast applications under the January 16, 1945, supplemental statement of policy.

1. On January 16, 1945, the Commission issued a supplemental statement interpreting its policy of January 26, 1944.

2. In order to carry out the policy, applications for new standard broadcast stations or for changes in facilities will be handled in the following manner:

(a) *Applications filed prior to January 26, 1945, upon which the Commission has taken no action.* All applications in this category will be held in status quo unless:

(1) The applicant files a petition requesting the Commission to proceed with the processing of his application for a decision under the supplemental statement of policy of January 16, 1945. Upon receipt of such petition the application will be processed and if the requirements of the supplemental statement of policy are met and the Commission finds that the granting of the application is in the public interest, a conditional grant will be issued. If the Commission's examination indicates that the requirements of the supplemental statement of policy have not been met the application will be designated for hearing and promptly heard on that single issue. If the hearing establishes inability to comply with the supplemental statement of policy, the application will be denied. Under § 1.369, F. C. C. rules, the effect of this would be to prohibit consideration of a similar application of the same applicant for facilities to serve the same area in whole or in part for a period of one year.

(2) The Commission on its own motion removes an application from the pending file and designates it for hearing for the purpose of determining issues which in the Commission's opinion would require a hearing even if no question as to availability of materials and manpower were presented. If after a hearing it appears that such applications could, except for the supplemental statement of policy, possibly be granted, they will be returned to the pending file. On the other hand, if it appears that the record made on the other issues requires a denial, such action will be taken.

(b) *Applications filed prior to January 26, 1945 which have been designated for hearing but no hearing has been held.* All applications in this category will be retained in status quo and the hearing continued until further notice unless:

(1) The applicant petitions the Commission to proceed with the hearing in the light of the supplemental statement of policy adopted January 16, 1945.

(2) The Commission on its own motion determines that the hearing should go forward for the purpose of determining issues other than those pertaining to the availability of manpower and materials.

¹ Affects Parts 1, 2 and 3.

After hearing, all such cases will be disposed of in the manner set forth in paragraph (a).

(c) *Applications filed prior to January 26, 1945, in which a hearing has begun but the record has not yet been completed.* In cases in this category, the Commission will proceed with hearings for the purpose of completing the record. Upon completion of the record the case will be held in the pending file unless it appears that it can be granted under the terms of the supplemental statement of policy, or unless the applicant petitions for a determination on the merits in the light of this policy. Consolidated proceedings involving applications as to which hearings have begun and in addition applications as to which hearings have not yet begun will be treated under this category.

(d) *Applications filed prior to January 26, 1945, as to which hearings have been concluded.* The Commission will announce decisions in cases which have been heard where:

(1) A grant is possible under the terms of the supplemental statement of policy of January 16, 1945.

(2) A denial is necessary regardless of the availability of materials or manpower.

No action will be taken in cases where a grant would be possible except for the supplemental statement of policy.

(e) *Applications filed subsequent to January 26, 1945.* All such applications will be processed and determined in accordance with the supplemental statement of policy. If the application meets the conditions of this policy and is otherwise in the public interest, a conditional grant will be made. If the application does not meet the requirements of the supplemental policy, it will be designated for hearing and promptly heard on that single issue. If, as a result of such hearing, it is established that the requirements of this policy are not met the application will be denied. (See § 1.369 FCC rules)

3. When manpower and materials again become available and conditions permit the resumption of normal licensing practices, the Commission will make an appropriate announcement and will provide a period of not less than 60 days for the filing and processing of new applications prior to taking any action on the cases retained in the pending files during the period that the statement of policy of January 26, 1944 as supplemented January 16, 1945, was in effect. Provision will also be made for the bringing up to date of all applications retained in the pending files. These procedures, it is believed, will prevent any inequity from resulting to persons who do not file applications during the period that the present policy remains in force.

Dated: January 25, 1945.

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

[F. R. Doc. 45-1800; Filed Jan. 30, 1945; 11:22 a. m.]

TITLE 49—TRANSPORTATION AND
RAILROADS

Chapter I—Interstate Commerce
Commission

PART 95—CAR SERVICE

[2d Rev. S. O. 259]

SHIPMENT OF IRISH POTATOES

At a Session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of January, A. D. 1945.

It appearing, that Irish potatoes grown and harvested in certain sections of California, Idaho, Oregon and Maine described in Appendix A hereto are urgently needed to supply the Armed Services.

It further appearing, that to provide and insure an adequate supply of such potatoes, for the Armed Services, Marvin Jones, War Food Administrator, has issued December 8, 1944, Title 7—Agriculture, Chapter XI—War Food Administration, War Food Order No. 120, Part 1405—Fruits and Vegetables, § 1405.48 effective at 12:01 a. m., e. w. t., December 11, 1944 (9 F.R. 14475) which provides that "no person shall ship Irish potatoes from any area included in the territorial scope of this order * * * (described in Appendix A hereto) until he has applied to the Director for and he has received from the Director a permit to ship the particular lot * * *."

It further appearing, that the War Food Administrator has written to the Director of the Office of Defense Transportation on December 9th and 16th, 1944, advising of the urgent needs of the Armed Services and that a conservative estimate is that about 5,000 carloads of these potatoes will "be shipped to western dehydration plants and to ports of embarkation for shipment overseas", resulting in a "tremendous saving in car miles and car days", because of the diversion of shipments from commercial destinations east of the Mississippi River to such western destinations over shorter routes.

It further appearing, that the War Food Administrator has written to the Director of the Office of Defense Transportation on January 24, 1945, advising that extension of this order to cover Aroostook County, Maine, will conserve car miles and car days:

It further appearing, that the Director of the Office of Defense Transportation has requested this Commission to take such action as it deems appropriate and necessary.

It further appearing, that railroad freight cars, both box and refrigerator, are urgently needed; that the diversion of approximately 5,000 carloads of potatoes into short haul channels will save car days and contribute substantially to the short car supply; the Commission is of opinion that an emergency exists requiring immediate action in the sections of the country described in Appendix A hereto: It is ordered, that:

(a) *Definition.* As used in this order the term "Irish potatoes" means any and

all varieties of the edible tuber of the species *Solanum tuberosum*.

(b) *Permit required for transportation by common carrier by railroad of Irish potatoes.* No common carrier by railroad subject to the Interstate Commerce Act shall transport or move a railroad freight car or cars loaded with Irish potatoes, from any section described in Appendix A hereof, unless or until such carrier has knowledge prior to the transportation or movement of such car or cars that a permit authorizing the shipment of such Irish potatoes has been issued by the War Food Administrator pursuant to the provisions of War Food Order No. 120 or supplements thereto or successive issues thereof.

(c) *Exemptions.* The requirements of paragraph (b) of this order shall not apply to any transportation or movement of Irish potatoes for the shipment of which no permit is required by the provisions of War Food Order No. 120, supplements thereto or successive issues thereof, or by reason of any exemption made or relief granted under that order.

(d) *Application.* (1) The provisions of this order shall apply to intrastate as well as interstate commerce.

(2) The provisions of this order shall apply only to cars loaded with Irish potatoes shipped on or after the effective date hereof.

(e) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., January 31, 1945.

(f) *Expiration date.* This order shall expire at 12:01 a. m., e. w. t., May 1, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, that this order and direction shall vacate and supersede Revised Service Order No. 259 on the effective date hereof; that copies of this order and direction shall be served upon the State railroad regulatory bodies of each State named in Appendix A hereof, or as same may be amended, 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.

APPENDIX A

SECTION No. 1. The county Malheur in the State of Oregon and the State of Idaho except the county of Idaho and all counties north thereof in the State of Idaho.

SECTION No. 2. The counties of Crook, Deschutes, and Klamath in the State of Oregon and the counties of Modoc and Siskiyou in the State of California.

SECTION No. 3. The county of Aroostook in the State of Maine.

[F. R. Doc. 45-1791; Filed, Jan. 30, 1945; 11:23 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

[Corrected No. 40]

GOODING DIVISION, MINIDOKA PROJECT

NOTICE THAT WATER IS READY FOR DELIVERY TO NEW LANDS

DECEMBER 30, 1944.

Pursuant to the provisions of article 64 of the contract of September 21, 1927, between the United States and American Falls Reservoir District No. 2, notice is hereby given that:

Water is available for the following tracts of "new lands" in the District, to-wit:

Description	Irrigable area		
	Public (entered units only)	Private	State
T. 4 S., R. 14 E., Boise Meridian:			
Sec. 35: SE $\frac{1}{4}$ SE $\frac{1}{4}$		33.0	
Sec. 36:			
SE $\frac{1}{4}$ NE $\frac{1}{4}$			7.8
NE $\frac{1}{4}$ SW $\frac{1}{4}$			11.2
SW $\frac{1}{4}$ SW $\frac{1}{4}$			5.6
SE $\frac{1}{4}$ SW $\frac{1}{4}$			20.5
NE $\frac{1}{4}$ SE $\frac{1}{4}$		25.1	
NW $\frac{1}{4}$ SE $\frac{1}{4}$		8.3	
SE $\frac{1}{4}$ SE $\frac{1}{4}$		5.8	
T. 4 S., R. 15 E., Boise Meridian:			
Sec. 31: SE $\frac{1}{4}$ SW $\frac{1}{4}$		37.0	
T. 4 S., R. 16 E., Boise Meridian:			
Sec. 19: SE $\frac{1}{4}$ NE $\frac{1}{4}$		35.3	
Sec. 20:			
NW $\frac{1}{4}$ NW $\frac{1}{4}$		10.0	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		10.0	
Sec. 25:			
NE $\frac{1}{4}$ SE $\frac{1}{4}$		36.0	
Farm unit A.....	76.0		
Sec. 26:			
Farm unit A.....	72.0		
Farm unit B.....	80.0		
Sec. 27:			
Farm unit A.....	106.0		
Farm unit B.....	90.0		
SE $\frac{1}{4}$ SW $\frac{1}{4}$		37.0	
Sec. 28:			
Farm unit A.....	71.0		
Farm unit B.....	82.0		
Sec. 29:			
Farm unit A.....	60.0		
Farm unit C.....	73.0		
Farm unit D.....	64.0		
Farm unit E.....	93.0		
Farm unit F.....	92.0		
Farm unit G.....	69.0		
Sec. 30:			
Farm unit B.....	79.0		
Farm unit C.....	95.0		
Sec. 32:			
Farm unit A.....	72.0		
Farm unit D.....	63.0		
SW $\frac{1}{4}$ NE $\frac{1}{4}$		33.0	
NW $\frac{1}{4}$ NW $\frac{1}{4}$		40.0	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		38.0	
SE $\frac{1}{4}$ NW $\frac{1}{4}$		38.0	
NE $\frac{1}{4}$ SW $\frac{1}{4}$		35.0	
NW $\frac{1}{4}$ SE $\frac{1}{4}$		22.0	
Sec. 33:			
Farm unit B.....	96.0		
Farm unit C.....	84.0		
Farm unit E.....	87.0		
Farm unit F.....	81.0		
NW $\frac{1}{4}$ NE $\frac{1}{4}$		30.0	
SW $\frac{1}{4}$ NE $\frac{1}{4}$		36.0	
SE $\frac{1}{4}$ NE $\frac{1}{4}$		35.0	
SW $\frac{1}{4}$ SE $\frac{1}{4}$		28.0	
SE $\frac{1}{4}$ SE $\frac{1}{4}$		34.0	
Sec. 34:			
Farm unit A.....	87.0		
Farm unit B.....	97.0		
NE $\frac{1}{4}$ NE $\frac{1}{4}$		36.0	
NW $\frac{1}{4}$ NE $\frac{1}{4}$		37.0	
SW $\frac{1}{4}$ NE $\frac{1}{4}$		32.0	
NE $\frac{1}{4}$ NW $\frac{1}{4}$		35.0	
SW $\frac{1}{4}$ SW $\frac{1}{4}$		36.0	
SE $\frac{1}{4}$ SW $\frac{1}{4}$		35.0	
NE $\frac{1}{4}$ SE $\frac{1}{4}$		33.0	
SW $\frac{1}{4}$ SE $\frac{1}{4}$		33.0	
SE $\frac{1}{4}$ SE $\frac{1}{4}$ (part of).....		33.0	

Description	Irrigable area		
	Public (entered units only)	Private	State
T. 4 S., R. 16 E., Boise Meridian—Continued.			
Sec. 35:			
Farm unit A.....	67.0		
Farm unit B.....	62.0		
Farm unit C.....	67.0		
Farm unit D.....	38.0		
Farm unit E.....	79.0		
NE $\frac{1}{4}$ NE $\frac{1}{4}$		22.0	
NE $\frac{1}{4}$ SW $\frac{1}{4}$		39.0	
NW $\frac{1}{4}$ SW $\frac{1}{4}$		39.0	
Sec. 36:			
SE $\frac{1}{4}$ NE $\frac{1}{4}$		25.0	
NW $\frac{1}{4}$ NW $\frac{1}{4}$		30.0	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		23.0	
NE $\frac{1}{4}$ SE $\frac{1}{4}$		30.0	
NW $\frac{1}{4}$ SE $\frac{1}{4}$		33.0	
SW $\frac{1}{4}$ SE $\frac{1}{4}$		35.0	
SE $\frac{1}{4}$ SE $\frac{1}{4}$		33.0	
T. 4 S., R. 17 E., Boise Meridian:			
Sec. 30:			
Lot 1.....		34.0	
Lot 2.....		41.0	
Lot 3.....		15.0	
Lot 4.....		3.0	
Sec. 31:			
Lot 2.....		29.0	
Lot 3.....		31.0	
T. 5 S., R. 14 E., Boise Meridian:			
Sec. 1:			
Lot 4.....		39.0	
SW $\frac{1}{4}$ SW $\frac{1}{4}$		24.0	
W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$		15.0	
Sec. 2:			
SW $\frac{1}{4}$ SW $\frac{1}{4}$		35.0	
SE $\frac{1}{4}$ SW $\frac{1}{4}$		38.0	
Sec. 10:			
NE $\frac{1}{4}$ NE $\frac{1}{4}$		38.0	
SE $\frac{1}{4}$ NE $\frac{1}{4}$		9.9	
NE $\frac{1}{4}$ SE $\frac{1}{4}$		40.0	
SE $\frac{1}{4}$ SE $\frac{1}{4}$		40.0	
Sec. 11:			
SW $\frac{1}{4}$ NW $\frac{1}{4}$		32.0	
NW $\frac{1}{4}$ SW $\frac{1}{4}$		35.5	
SW $\frac{1}{4}$ SW $\frac{1}{4}$		40.0	
SE $\frac{1}{4}$ SW $\frac{1}{4}$ (part of).....		12.4	
Sec. 14:			
NE $\frac{1}{4}$ NE $\frac{1}{4}$		40.0	
SE $\frac{1}{4}$ NE $\frac{1}{4}$		40.0	
NE $\frac{1}{4}$ NW $\frac{1}{4}$		36.3	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		35.4	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		32.4	
SE $\frac{1}{4}$ NW $\frac{1}{4}$		35.7	
Sec. 22:			
SW $\frac{1}{4}$ NW $\frac{1}{4}$		32.0	
SE $\frac{1}{4}$ NW $\frac{1}{4}$		35.0	
SW $\frac{1}{4}$ SW $\frac{1}{4}$		40.0	
Sec. 23: SE $\frac{1}{4}$ SE $\frac{1}{4}$ (part of).....		5.0	
Sec. 24: NE $\frac{1}{4}$ NE $\frac{1}{4}$ (part of).....		23.0	
Sec. 25: NW $\frac{1}{4}$ NW $\frac{1}{4}$		35.0	
Sec. 26: NE $\frac{1}{4}$ NE $\frac{1}{4}$ (part of).....		15.0	
Sec. 29:			
NW $\frac{1}{4}$ NW $\frac{1}{4}$		40.4	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		37.6	
SE $\frac{1}{4}$ NW $\frac{1}{4}$		25.9	
NE $\frac{1}{4}$ SW $\frac{1}{4}$		19.5	
NW $\frac{1}{4}$ SW $\frac{1}{4}$		23.4	
SW $\frac{1}{4}$ SW $\frac{1}{4}$		22.6	
SE $\frac{1}{4}$ SW $\frac{1}{4}$		22.2	
SW $\frac{1}{4}$ SE $\frac{1}{4}$		40.0	
Sec. 28:			
SW $\frac{1}{4}$ SE $\frac{1}{4}$		33.6	
SE $\frac{1}{4}$ SE $\frac{1}{4}$		40.0	
Sec. 33:			
NE $\frac{1}{4}$ NE $\frac{1}{4}$		40.0	
NW $\frac{1}{4}$ NE $\frac{1}{4}$		19.9	
SW $\frac{1}{4}$ NE $\frac{1}{4}$		4.5	
SE $\frac{1}{4}$ NE $\frac{1}{4}$		29.4	
SE $\frac{1}{4}$ SE $\frac{1}{4}$		27.0	
Sec. 34:			
NW $\frac{1}{4}$ NE $\frac{1}{4}$		19.0	
NE $\frac{1}{4}$ NW $\frac{1}{4}$		27.6	
NW $\frac{1}{4}$ NW $\frac{1}{4}$		38.9	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		10.0	
Sec. 35:			
NE $\frac{1}{4}$ NE $\frac{1}{4}$		17.9	
NW $\frac{1}{4}$ NE $\frac{1}{4}$		16.1	
T. 5 S., R. 15 E., Boise Meridian:			
Sec. 1:			
NW $\frac{1}{4}$ SE $\frac{1}{4}$		36.0	
SW $\frac{1}{4}$ SE $\frac{1}{4}$		36.0	
Sec. 3:			
NE $\frac{1}{4}$ SW $\frac{1}{4}$		23.0	
NW $\frac{1}{4}$ SW $\frac{1}{4}$		31.0	
SW $\frac{1}{4}$ SE $\frac{1}{4}$		38.0	
Sec. 6: Lot 6.....		31.0	
E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ (part of).....		17.0	
Sec. 7: NW $\frac{1}{4}$ NE $\frac{1}{4}$		29.0	
Sec. 9:			
SE $\frac{1}{4}$ NW $\frac{1}{4}$ (part of).....		17.0	
NE $\frac{1}{4}$ SW $\frac{1}{4}$		35.0	

installments will be governed by the number of acres of "new land" finally to be irrigated. This amount will be determined and announced hereafter.

(Departmental Order 1903 of November 17, 1943 (Vol. 8 F.R. 15872), issued under the act of December 19, 1941, 55 Stat. 842)

H. W. BASHORE,
Commissioner.

[F. R. Doc. 45-1764; Filed, Jan. 29, 1945;
4:25 p. m.]

Geological Survey.

[Power Site Reserve 764]

COLUMBIA RIVER, WASH.

ORDER OF WITHDRAWAL

By virtue of the provisions of section 13 of the act of June 25, 1910, 36 Stat. 858; 43 U.S.C. 148, *It is hereby ordered*, That, subject to all existing rights of the Colville Indians, including the right to use and occupancy of the lands until they are acquired for power site purposes and the right to payment of full compensation if and when the lands are acquired for such purposes, the following described lands, be, and the same are hereby, withdrawn from location, entry, sale, allotment or other appropriation and reserved for power site purposes:

WILLAMETTE MERIDIAN, WASHINGTON

- T. 29 N., R. 25 E.,
Sec. 10, SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 14, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 15, lots 10, and 13;
Sec. 24, lots 5, 6, and 8, NE $\frac{1}{4}$ NE $\frac{1}{4}$.
- T. 30 N., R. 25 E.,
Sec. 14, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 15, lot 2;
Sec. 16, lot 6;
Sec. 21, lot 5;
Sec. 23, NE $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 30 N., R. 26 E.,
Sec. 23, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 24, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$.
- T. 30 N., R. 27 E.,
Sec. 20, N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 27, NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 35, NE $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 30 N., R. 28 E.,
Sec. 12, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 17, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and S $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 20, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 31, lots 1, and 2, E $\frac{1}{2}$ NW $\frac{1}{4}$.
- T. 30 N., R. 30 E.,
Sec. 4, lot 12;
Sec. 23, E $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 26, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 35, E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 36, lot 4, NW $\frac{1}{4}$ SW $\frac{1}{4}$.
- T. 31 N., R. 30 E.,
Sec. 31, lot 1, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 32, N $\frac{1}{2}$;
Sec. 33, lots 5, 6, 7, 8, and 12, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 34, lot 1, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$.

OSCAR L. CHAPMAN,
Assistant Secretary.

JANUARY 15, 1945.

[F. R. Doc. 45-1767; Filed, Jan. 30, 1945;
9:32 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6651]

ALLOCATION OF FREQUENCIES TO VARIOUS CLASSES OF NON-GOVERNMENTAL SERVICES

STATEMENT OF PROCEDURE

In the matter of allocation of frequencies to various classes of non-governmental services in the radio spectrum from 10 kilocycles to 30,000,000 kilocycles.

The Commission has received numerous inquiries concerning who will be permitted to participate in the oral argument in connection with its proposed report in the above matter.

Any person who participated in the allocation hearing will be permitted to file a brief and to argue orally. The oral argument may be presented either by an attorney or by the person who participated in the hearing, whether an attorney or not. Persons who did not participate in the hearing who desire to present comments on the Commission's proposed report may file a brief in accordance with the Commission's order of January 15, 1945. Oral argument by such persons will generally not be permitted, except that upon a proper showing, requests for oral argument will be granted in special cases.

Persons desiring to support the Commission's proposed report as well as those who desire to oppose it may file briefs and participate in the oral argument.

Dated: January 25, 1945.

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

[F. R. Doc. 45-1799; Filed, Jan. 30, 1945;
11:22 a. m.]

[Docket No. 6651]

ALLOCATION OF FREQUENCIES TO VARIOUS CLASSES OF NON-GOVERNMENTAL SERVICES

ORDER EXTENDING TIME FOR FILING BRIEFS AND PRESENTING ORAL ARGUMENT

In the matter of allocation of frequencies to the various classes of non-governmental services in the radio spectrum from 10 kilocycles to 30,000,000 kilocycles.

Whereas, the Radio Technical Planning Board, whose representatives played a major role at the Commission's hearing in the above proceeding, has requested additional time for the filing of briefs and the presentation of oral argument;

It is hereby ordered, This 25th day of January, 1945, that the date for filing of briefs in the above proceeding be extended to February 21, 1945 and the oral argument be scheduled to begin February 28, 1945.

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

[F. R. Doc. 45-1798; Filed, Jan. 30, 1945;
11:22 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5168]

THE TAILORED WOMAN, INC.,

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 29th day of January, A. D. 1945.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, February 19, 1945, at ten o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-1768; Filed, Jan. 30, 1945;
10:51 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 839]

RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by The Schumann Company, of car PFE 92351, lettuce, now on the Chicago Produce Terminal, to Eisner Grocery Company, Champaign, Illinois (I. C.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the

office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1777; Filed, Jan. 30, 1945;
11:23 a. m.]

[S. O. 70-A, Special Permit 840]

RECONSIGNMENT OF POTATOES AT CHICAGO,
ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act.

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by National Produce Company, of car MDT 146499, potatoes, now on the Wood Street Terminal, to Illinois Canning Company, Hoopston, Illinois, (C. & E. I.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1778; Filed, Jan. 30, 1945;
11:23 a. m.]

[S. O. 70-A, Special Permit 841]

RECONSIGNMENT OF LETTUCE AT CHICAGO,
ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by M. Lapidus Sons, of car ART 20749, lettuce, now on the C. B. & Q. Railroad, to Red Owl Stores, Green Bay, Wisconsin (CMS&P&P).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American

Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1779; Filed, Jan. 30, 1945;
11:23 a. m.]

[S. O. 70-A, Special Permit 842]

RECONSIGNMENT OF ORANGES AT
CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by Chas. Abbate Company, of car PFE 93417, oranges, now on the Chicago Produce Terminal, to Bova Fruit Company, Indianapolis, Indiana (C. I. L.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1780; Filed, Jan. 30, 1945;
11:23 a. m.]

[S. O. 70-A, Special Permit 843]

RECONSIGNMENT OF APPLES AT EAST ST.
LOUIS, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at East St. Louis, Illinois, January 25, 1945, by Simon Stegal Company, of car PFE 94405 and SFRD 20150, apples, now on the Illinois Central Railroad, to Simon Stegal Company, advise Kaler Produce

Company, Miami, Florida (I. C.-C. of G.-S. A. L.).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1781; Filed, Jan. 30, 1945;
11:24 a. m.]

[S. O. 70-A, Special Permit 844]

RECONSIGNMENT OF ONIONS AT CHICAGO,
ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by Plowaty Bergart of car SFRD 26315, onions, now on the Wood Street Terminal (CNW) to Wilkins Brokerage Company, Greenville, S. C. (IC-NC & StL-Sal-P & N).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1782; Filed, Jan. 30, 1945;
11:24 a. m.]

[S. O. 70-A, Special Permit 845]

RECONSIGNMENT OF CARROTS AT CHICAGO,
ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconignment at Chicago, Illinois, January 25, 1945, by The Schumann Company of cars PFE 43524 and 96632, carrots, now on the Chicago Produce Terminal, to Wisconsin Distributing Company, Appleton, Wisconsin, with stop-off at Fond du Lac, Wisconsin, for partial unloading (C&NW), and to Cohodas Brothers, Ishpeming, Michigan, with stop-off at North Ironwood, Michigan, for partial unloading. (C&NW-DSS&A).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1783; Filed, Jan. 30, 1945;
11:24 a. m.]

[S. O. 70-A, Special Permit 846]

RECONSIGNMENT OF CARROTS AT KANSAS CITY, MO.-KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconignment at Kansas City, Missouri-Kansas, January 25, 1945, by Atlantic Commission Company, of cars PFE 74131 and 36596, carrots, now on the A. T. & S. F. Railway to Atlantic Commission Company, Chicago, Illinois (AT&SF).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

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

[F. R. Doc. 45-1784; Filed, Jan. 30, 1945;
11:24 a. m.]

[S. O. 70-A, Special Permit 847]

RECONSIGNMENT OF LEMONS AT HOUSTON, TEX.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconignment at Houston, Texas, January 26, 1945, by Associated Fruit Distributors of California of car SFRD 16207, lemons, now on the A. T. & S. F. Railway, to Neuhaus Distributing Company, St. Louis, Missouri (AT&SF).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

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

[F. R. Doc. 45-1785; Filed, Jan. 30, 1945;
11:24 a. m.]

[S. O. 70-A, Special Permit 848]

RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 7-A insofar as it applies to the reconignment at Chicago, Illinois, January 26, 1945, by Schumann Company, of car PFE 17858, lettuce, now on the Chicago Produce Terminal, to Boaz Crawford, Danville, Illinois (C&EI).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

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

[F. R. Doc. 45-1786; Filed, Jan. 30, 1945;
11:24 a. m.]

[S. O. 70-A, Special Permit 849]

RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconignment at Chicago, Illinois, January 26, 1945, by M. Lapidus and Sons, of car SFRD 23219, lettuce, now on the C. B. & Q. Railroad, to Will County Produce Company, Joliet, Illinois (Alton).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

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

[F. R. Doc. 45-1787; Filed, Jan. 30, 1945;
11:24 a. m.]

[S.O. 70-A, Special Permit 850]

RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconignment at Chicago, Illinois, January 26, 1945, by A. L. Kaiser, of car PFE 71560, lettuce, now on the Chicago Produce Terminal, to Ben Post, Milwaukee, Wisconsin. (CMStP&P).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice

of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

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

[F. R. Doc. 45-1788; Filed, Jan. 30, 1945;
11:24 a. m.]

[S. O. 70-A, Special Permit 851]

RECONSIGNMENT OF CAULIFLOWER AT
CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 26, 1945, by M. Lapidus & Sons, of car RD-35125, cauliflower, now on the Santa Fe TT 21st St. to Frank Fruit Co., Madison, Wisconsin (CMSTPP).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

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

[F. R. Doc. 45-1789; Filed, Jan. 30, 1945;
11:25 a. m.]

[S. O. 70-A, Special Permit 852]

RECONSIGNMENT OF CARROTS AND CAULIFLOWER AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, January 26, 1945, by Schumann Company of car SFRD 32443 and 19244, carrots and cauliflower, now on the A. T. & S. F. Railroad, to Schumann Company, St. Louis, Missouri (Wab.).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American

Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

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

[F. R. Doc. 45-1790; Filed, Jan. 30, 1945;
11:25 a. m.]

[S. O. 278]

PLACING OF COAL CARS IN EASTERN STATES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of January, A. D. 1945.

It appearing, that, due to extreme weather conditions in the eastern section of the United States, there is a congestion of traffic resulting in a dislocation of the supply of coal cars; the Commission is of the opinion that an emergency exists requiring immediate action. It is ordered, that:

(a) *Placing of coal cars prohibited.* The Central Railroad Company of New Jersey, the Delaware and Hudson Railroad Corporation, The Delaware, Lackawanna and Western Railroad Company, the Erie Railroad Company, the Lehigh and New England Railroad Company, the Lehigh Valley Railroad Company, the New York, Ontario and Western Railway Company (Frederick E. Lyford, Trustee), The Pennsylvania Railroad Company, and the Reading Company shall not place empty coal cars at mines or breakers for loading with prepared or unprepared anthracite on Tuesday, January 30, 1945, when such mines or breakers loaded coal cars with prepared or unprepared anthracite on Monday, January 29, 1945.

(b) *Pulling of loaded coal cars prohibited.* The railroads listed in paragraph (a) shall not pull from the place of loading any coal car loaded on Monday, January 29, 1945, with prepared or unprepared anthracite, before 12:01 a. m., January 30, 1945.

(c) *Application.* The provisions of this order shall apply to intrastate as well as interstate commerce.

(d) *Effective date.* This order shall become effective at 6:00 p. m., January 29, 1945.

(e) *Expiration date.* This order shall expire at 11:59 p. m., January 30, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, Sec. 402, 41 Stat. 476, Sec. 4, 54, Stat. 901; 49 U. S. C. 1 (10)-(17))

It is further ordered, that copies of this order and direction shall be served upon the carriers named herein, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of

that agreement, and notice of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-1792; Filed, Jan. 30, 1945;
11:23 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 4522]

CHRISTINE BARTHMAN

In re: Estate of Christine Barthman, deceased; File D-28-8985; E. T. sec. 11332.

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 F. V. Bodelschwingh in and to the Estate of Christine Barthman, deceased,

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

National and Last Known Address

F. V. Bodelschwingh, Germany.

That such property is in the process of administration by J. G. Voget, as Executor of the Estate of Christine Barthman, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

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 Prop-

erty 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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1706; Filed, Jan. 29, 1945;
11:04 a. m.]

[Vesting Order 4523]

IGNAZIO BEVILACQUA

In re: Estate of Ignazio Bevilacqua, also known as E. Beveacqua, and Egnazio Beveacqua, deceased; Filed D-38-3337; E. T. sec. 11183.

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 Caterina Bevilacqua, Giovannina Bevilacqua, Pietro Bevilacqua, Salvatore Bevilacqua and Francesco Bevilacqua, and each of them, in and to the Estate of Ignazio Bevilacqua, also known as E. Beveacqua, and Egnazio Beveacqua, deceased,

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

Nationals and Last Known Address

Caterina Bevilacqua, Italy.
Giovannina Bevilacqua, Italy.
Pietro Bevilacqua, Italy.
Salvatore Bevilacqua, Italy.
*Francesco Bevilacqua, Italy.

That such property is in the process of administration by Phil C. Katz, as Special Administrator of the Estate of Ignazio Bevilacqua, also known as E. Beveacqua, and Egnazio Beveacqua, acting under the judicial supervision of the Superior Court of City and County of San Francisco, California;

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, (Italy);

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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1707; Filed, Jan. 29, 1945;
11:04 a. m.]

[Vesting Order 4524]

MARY M. BURGART

In re: Estate of Mary M. Burgart, a/k/a Mary Burgart, deceased; File D-28-9292; E. T. sec. 12311.

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 Gogroef (Gogreaf) and the personal representative, heirs, next-of-kin, legatees and distributees, names unknown, of Anna Margarethe Belerle, nee Gogroef (Gogreaf), and each of them in and to the Estate of Mary M. Burgart, a/k/a Mary Burgart, deceased

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

Nationals and Last Known Address

August Gogroef (Gogreaf), Germany.
Personal representative, heirs, next-of-kin, legatees and distributees, names unknown, of Anna Margarethe Belerle, nee Gogroef (Gogreaf), Germany.

That such property is in the process of administration by Regina A. Haney, as Executrix, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1708; Filed, Jan. 29, 1945;
11:05 a. m.]

[Vesting Order 4525]

PHILIP BUSCH

In re: Estate of Philip Busch, deceased; File D-28-8899; E. T. sec. 11117.

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 William Busch and Theresa Busch, and each of them, in and to the Estate of Philip Busch, deceased,

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

Nationals and Last Known Address

William Busch, Germany.
Theresa Busch, Germany.

That such property is in the process of administration by Albert Aljets, as Administrator with the Will Annexed of the Estate of Philip Busch, acting under the judicial supervision of the Superior Court of Contra Costa County, State of California;

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 in-

terest 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 January 19, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1709; Filed, Jan. 29, 1945;
11:05 a. m.]

[Vesting Order 4526]

MARIE CARROLL

In re: Estate of Marie Carroll, deceased; File D-28-8648; E. T. sec. 10407.

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 Klaus Wilshusen, Peter Wilshusen, Heinrich Wilshusen, Katharina Wilshusen, Anna Rieggers and Meta Wilshusen, and each of them, in and to the Estate of Marie Carroll, deceased,

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

Nationals and Last Known Address

Klaus Wilshusen, Germany.
Peter Wilshusen, Germany.
Heinrich Wilshusen, Germany.
Katharina Wilshusen, Germany.
Anna Rieggers, Germany.
Meta Wilshusen, Germany.

That such property is in the process of administration by Peter Wilshusen, as Administrator, acting under the judicial supervision of the Superior Court, City and County of San Francisco, San Francisco, California;

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 January 19, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1710; Filed, Jan. 29, 1945;
11:05 a. m.]

[Vesting Order 4527]

ROSA COHEN

In re: Estate of Rosa Cohen, deceased; D-28-9312; E. T. sec. 12283.

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 Aurelia Forsch in and to the Estate of Rosa Cohen, deceased,

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

National and Last Known Address

Aurelia Forsch, Germany.

That such property is in the process of administration by Sabato M. Bendiner, as Executor u/w of Harold M. Gilmore, deceased, Executor u/w of Rosa Cohen, deceased, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

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 January 19, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1711; Filed, Jan. 29, 1945;
11:05 a. m.]

[Vesting Order 4528]

LOUIS (LAJOS) DOBOS

In re: Estate of Louis (Lajos) Dobos, deceased; File D-34-670; E. T. sec. 8037.

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 Julius (Gyula) Dobos and William (Bela) Dobos, and each of them, in and to the estate of Louis (Lajos) Dobos, deceased,

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

Nationals and Last Known Address

Julius (Gyula) Dobos, Hungary.
William (Bela) Dobos, Hungary.

That such property is in the process of administration by Maurine Jones McKenna, 501 Dryden Building, Flint, Michigan, as Administratrix of the estate of Louis (Lajos) Dobos, deceased, acting under the judicial supervision of the Probate Court of Genesee County, Michigan;

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, (Hungary);

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 January 19, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1712; Filed, Jan. 29, 1945; 11:05 a. m.]

[Vesting Order 4529]

MARGARET GRUEL

In re: Estate of Margaret (Margarete) Gruel, deceased; File D-28-2207; E. T. sec. 3054.

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 Ella Rasmussen, Herta Grundemann, Gertrud Bartels and Paul Gruel, and each of them, in and to the estate of Margaret (Margarete) Gruel, deceased,

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

Nationals and Last Known Address

Ella Rasmussen, Germany.
Herta Grundemann, Germany.
Gertrud Bartels, Germany.
Paul Gruel, Germany.

That such property is in the process of administration by Charles Rodner, 2116 Union Central Building, 4th and Vine Streets, Cincinnati, Ohio, as Administrator of the estate of Margaret (Margarete) Gruel, deceased, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio,

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 January 19, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1713; Filed, Jan. 29, 1945; 11:05 a. m.]

[Vesting Order 4530]

ANNA HAETZEL

In re: Estate of Anna Haetzel, deceased; File No. D-28-7840; E. T. sec. 8441.

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 Walter Buhringer, Willy Buhringer, Martha Schmidt and Hertha Bandosy, and each of them, in and to the estate of Anna Haetzel, deceased,

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

Nationals and Last Known Address

Walter Buhringer, Germany.
Willy Buhringer, Germany.
Martha Schmidt, Germany.
Hertha Bandosy, Germany.

That such property is in the process of administration by Herbert E. Worthington, as executor of the Estate of Anna Haetzel, acting under the judicial supervision of the Surrogate's Court of New York 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 January 19, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1714; Filed, Jan. 29, 1945; 11:06 a. m.]

[Vesting Order 4531]

MARTHA HAHNEL

In re: Estate of Martha Hahnel, also known as Martha C. Hahnel and Martha Clara Hahnel, deceased; File No. D-28-8690; E. T. sec. 10528.

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 Gustav Hahnel and Paul Hahnel, and each of them, in and to the Estate of Martha Hahnel, also known as Martha C. Hahnel and Martha Clara Hahnel, deceased,

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

Nationals and Last Known Address

Gustav Hahnel, Germany.
Paul Hahnel, Germany.

That such property is in the process of administration by Meta R. Hahnel, as Administratrix of the Estate of Martha Halfnel, also known as Martha C. Hahnel and Martha Clara Hahnel, deceased, acting under the judicial supervision of the Surrogate's Court, County and State of 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 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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1715; Filed, Jan. 29, 1945; 11:06 a. m.]

[Vesting Order 4532]

EMILIE IRRGANG

In re: Estate of Emilie Irrgang, deceased; D-28-9297; E. T. sec. 12246.

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 Maria Lammer, Oscar Lammer and Anna Irrgang, and each of them, in and to the Estate of Emilie Irrgang, deceased,

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

Nationals and Last Known Address

Maria Lammer, Germany.
Oscar Lammer, Germany.
Anna Irrgang, Germany.

That such property is in the process of administration by Richard I. Fry, as Clerk of Orphans' Court of Venango County, acting under the judicial supervision of the Orphans' Court of Venango County, Pennsylvania;

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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1716; Filed, Jan. 29, 1945; 11:06 a. m.]

[Vesting Order 4533]

IDA JELITZKY

In re: Estate of Ida Jelitzky, deceased; File D-28-2525; E. T. sec. 5123.

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 Else Jelitzky in and to the estate of Ida Jelitzky, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address--

Else Jelitzky, Germany.

That such property is in the process of administration by D. Bruce McDonald, Public Administrator in and for Ramsey County, Devils Lake, North Dakota, as depository in the matter of the estate of Ida Jelitzky, deceased, acting under the judicial supervision of the County Court of Ramsey County, North Dakota;

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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1717; Filed, Jan. 29, 1945; 11:06 a. m.]

[Vesting Order 4535]

FRANK GEORGE MOEHRES

In re: Estate of Frank George Moehres, deceased; File D-6-202; E. T. sec. 6627.

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 Johann Mohres also known as Johann Moehres and Adelheit Keller, and each of them, in and to the Estate of Frank George Moehres, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Johann Mohres also known as Johann Moehres, Germany.
Adelheit Keller, Germany.

That such property is in the process of administration by Henry F. Dierks, as Executor, acting under the judicial supervision of the Surrogate's Court, Dutchess County, State of 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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1718; Filed, Jan. 29, 1945;
11:06 a. m.]

[Vesting Order 4536]

HUGO MULLER

In re: Estate of Hugo Muller, deceased; File D-28-8386; E.T. sec. 9757.

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 — Muller, first name unknown, brother of Hugo Muller, deceased, in and to the estate of Hugo Muller, deceased,

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

National and Last Known Address

— Muller, first name unknown, brother of Hugo Muller, deceased, Germany.

That such property is in the process of administration by Benjamin D. Burdick, Public Administrator for Wayne County, 1933 Dime Building, Detroit, Michigan, as Administrator of the estate of Hugo Muller, deceased, acting under the judicial supervision of the Probate Court for the County of Wayne, Detroit, Michigan;

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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1719; Filed, Jan. 29, 1945;
11:07 a. m.]

[Vesting Order 4537]

WILMAR ROBERT SCHMIDT

In re: Estate of Wilmar Robert Schmidt, deceased; D-66-1500; E. T. sec. 9579.

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 Wilhelm Schmidt, Paul Schmidt, Marie (Schmidt) Urbich, and Karl Munchgesang, and each of them, in and to the Estate of Wilmar Robert Schmidt, deceased,

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

Nationals and Last Known Addresses

Wilhelm Schmidt, Germany.
Paul Schmidt, Germany.
Marie (Schmidt) Urbich, Germany.
Karl Munchgesang, Germany.

That such property is in the process of administration by Katherine S. Miller (Mrs. H. T. Miller), as Executrix, and A. V. Keeley, as Administrator C. T. A., acting under the judicial supervision of the Corporation Court for the City of Staunton, Virginia;

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 January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1720; Filed, Jan. 29, 1945;
11:07 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 462]

COMMON CARRIERS

COORDINATED OPERATIONS IN ARIZONA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intra-

state operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

APPENDIX 1

Tucson Warehouse & Transfer Company, Tucson, Ariz.

C. R. Dusenberry, doing business as City Transfer Co., Tucson, Ariz.

G. L. Gibbons, doing business as Lightning Delivery & Transfer Service, Tucson, Ariz.

Fermin R. Montiel, doing business as Ralph's Transfer, Tucson, Ariz.

Citizens Transfer & Storage Co., Inc., Tucson, Ariz.

Ben A. Wilson, Administrator of the estate of Joseph L. Wilson, doing business as Terminal Transfer, Tucson, Ariz.

Clark B. Marshall & William C. Marshall, copartners, doing business as Marshall Transfer Co., Bisbee, Ariz.

W. J. Reay, doing business as Reay Transfer & Storage, Douglas, Ariz.

Lloyd E. Heller, doing business as Prescott Transfer & Storage Company, Prescott, Ariz.

John E. Heward, Jr., Lessee, Nella B. Kelly, doing business as Kelly Freight Line, Prescott, Ariz.

Lightning Moving & Warehouse Company, Phoenix, Ariz.

George O. Schade, doing business as Schade Transfer, Phoenix, Ariz.

Harold J. Hart and Dan Richie, copartners, doing business as H & R Transfer, Phoenix, Ariz.

John B. Sloane, doing business as Sloane's Transfer & Storage Co., Phoenix, Ariz.

H. W. Chambers, Myrtle E. Chambers, and E. E. Chambers, copartners, doing business as Chambers Transfer & Storage Co., Phoenix, Ariz.

Harold J. Hart and Dan Richie, copartners, doing business as Jerome Transfer, Jerome, Ariz.

Virgil Burke, Globe, Ariz.

W. A. Hixon, Globe, Ariz.

Ellis W. Wright, Miami, Ariz.

Jesse M. Smith, Lawrence N. Smith and D. E. Heywood, copartners, doing business as Smith-Heywood Co., Holbrook, Ariz.

D. E. Heywood, Jesse M. Smith and Lawrence N. Smith, copartners, doing business as Smith Heywood Company, Holbrook, Ariz.

Loran R. Webb, doing business as Daze Transfer, Winslow, Ariz.

Luke C. Acord, Safford, Ariz.

Eugene Romney and Eugene Romney, Jr., copartners, doing business as Romney Freight Line, Duncan, Ariz.

Mike Ahumada, Jr., Nogales, Ariz.

Kenneth P. Smith, Mesa, Ariz.

City Transfer Co., Casa Grande, Ariz.

Lightning Transfer & Storage Company, Mesa, Ariz.

[F. R. Doc. 45-1678; Filed, Jan. 27, 1945; 3:02 p. m.]

[Supp. Order ODT 3, Rev. 507]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN BEN LOMOND AND TEXARKANA, ARK.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appro-

¹ Filed as part of the original document.

priate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate

the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

APPENDIX 1

H. Q. Hamilton, Neil Sims, and Roy C. Martin, copartners, doing business as Motor Express, Fort Smith, Ark.

Arkansas Motor Freight Lines, Inc., Fort Smith, Ark.

[F. R. Doc. 45-1679; Filed, Jan. 27, 1945; 3:01 p. m.]

[Supp. Order ODT 3, Rev. 509]

COMMON CARRIERS

COORDINATED OPERATIONS IN FLORIDA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of

this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

¹ Filed as part of the original document.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Henry Goodall and Timothy Goodall, copartners, doing business as Bee Line Transfer Co., Tampa, Fla.

N. L. Minor and W. L. Caskins, copartners, doing business as Arrow Transfer and Storage Co., Tampa, Fla.

Caldwell Bonded Warehouse, Inc., Tampa, Fla.

John Sherman, doing business as City Transfer & Storage, Tampa, Fla.

Fogarty Brothers Transfer, Inc., Tampa, Fla.

Lee Terminal & Warehouse Corp., Tampa, Fla.

R. B. Suddath, doing business as Suddath Moving & Storage, Tampa, Fla.

[F. R. Doc. 45-1680; Filed, Jan. 27, 1945; 3:00 p. m.]

[Supp. Order ODT 3, Rev. 510]

COMMON CARRIERS

COORDINATED OPERATIONS IN FLORIDA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of

¹ Filed as part of the original document.

this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office

of Defense Transportation, Washington 25, D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Henry Goodall and Timothy Goodall, copartners, doing business as Bee Line Transfer Co., St. Petersburg, Fla.

Blocker Storage & Transfer Co., St. Petersburg, Fla.

H. W. Scramlin, doing business as Ace Transfer, St. Petersburg, Fla.

W. M. Johnson, doing business as Bill Johnson Transfer Co., St. Petersburg, Fla.

Southern Transfer & Storage Co., Inc., St. Petersburg, Fla.

[F. R. Doc. 45-1681; Filed, Jan. 27, 1945; 3:00 p. m.]

[Supp. Order ODT 3, Rev. 514]

COMMON CARRIERS

COORDINATED OPERATIONS IN ALABAMA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective

on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly

proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

APPENDIX 1

Charles A. Wicker, doing business as Wicker Transfer Co., Selma, Ala.

J. H. Bell, Jr., Mrs. J. H. Bell, Sr., Miss Lillie Bell, copartners, doing business as Bell Transfer Co., Selma, Ala.

[F. R. Doc. 45-1682; Filed, Jan. 27, 1945; 3:00 p. m.]

[Supp. Order ODT 6A-89]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN THE BOROUGHS OF MANHATTAN, BRONX AND BROOKLYN, NEW YORK

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the

¹ Filed as part of the original document.

plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Morris Squire and Irving Cotler, copartners, doing business as S. & G. City Trucking Co., New York City, N. Y.

Joseph Hertzberg, Isidor Sandman, and Jenny Sandman, copartners, doing business as Sandy Trucking Co., New York City, N. Y.
Isidor J. Weisman, New York City, N. Y.

[F. R. Doc. 45-1683; Filed, Jan. 27, 1945; 3:00 p. m.]

[Supp. Order ODT 20A-190]

CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN SARANAC LAKE AND LAKE PLACID, N. Y. AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Saranac Lake and Lake Placid, New York, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed

¹Filed as part of the original document.

pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Albany, New York, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-190" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Albany, New York.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Irvin G. Pelkey, 11 Main St., Lake Placid, N. Y.

Horace Wilcox, 111 Main St., Lake Placid, N. Y.

Eugene Maguire, 17 Maine St., Lake Placid, N. Y.

Donald Seney, Saranac Lake, N. Y.

Aaron Hoyt, Saranac Lake, N. Y.

A. R. Brundage, Saranac Lake, N. Y.

[F. R. Doc. 45-1755; Filed, Jan. 29, 1945; 3:20 p. m.]

[Supp. Order ODT 20A-191]

CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN LAKE PLACID, N. Y. AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order

ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Lake Placid, New York, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators' possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Albany, New York, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter be-

comes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-191" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Albany, New York.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

David Blackwell, Lake Placid, N. Y.
Robley E. Perkins, Lake Placid, N. Y.
Horace Wilcox, Lake Placid, N. Y.
Eugene G. Maguire, Lake Placid, N. Y.
Irvin Pelkey, Lake Placid, N. Y.

[F. R. Doc. 45-1756; Filed, Jan. 29, 1945;
3:20 p. m.]

[Supp. Order ODT 20A-192]

CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN MANCHESTER,
N. H., AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Manchester, New Hampshire, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provi-

sion of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Concord, New Hampshire, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-192" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Concord, New Hampshire.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Robert G. Annan, doing business as Temple Taxi, 10A West Merrimack Street, Manchester, N. H.
Checker Cab Company, Inc., 51 Birch Street, Manchester, N. H.
Ida LeBlond, doing business as LeBlond's Taxi, 35 Lake Avenue, Manchester, N. H.

Blanche Lavigne, doing business as City Taxi, 13 West Central St., Manchester, N. H.

Norman A. Packard, doing business as Packard's Taxi Service, 522 Maple Street, Manchester, N. H.

Katherine Sears, doing business as Kay's Taxi, 533 Maple St., Manchester, N. H.

John J. Bresnahan, doing business as Bresnahan Taxi Service, 301 Spruce Street, Manchester, N. H.

Eugene Guertin, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

Donald Richardson, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

Philip J. Fortin, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

Raoul Boucher, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

Stanley Wajda, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

Germaine Guertin, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

[F. R. Doc. 45-1757; Filed, Jan. 29, 1945;
3:20 p. m.]

[Supp. Order ODT 20A-193]

CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN FREEPORT,
N. Y., AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Freeport, New York, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of

¹ Filed as part of the original document.

this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, New York, New York, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-193" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, New York, New York.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Charles Goebel, 258 South Ocean Avenue, Freeport, N. Y. Frank Schwarz, 24 West Lincoln Place, Freeport, N. Y. William Gilbert, 17 Davis Street, Roosevelt, N. Y. Milton Nussbaum, 178 Pine Street, Freeport, N. Y. George W. Batcher, 22 Pearsall Avenue, Freeport, N. Y. Clinton G. Mahoney, 138 East Avenue, Freeport, N. Y. Tessie Kretko, 51 Fredericks Avenue, Freeport, N. Y. William Clark, 130 Centre Street, Freeport, N. Y. Frank Bader, 55 East Raymond Avenue, Roosevelt, N. Y. Richard S. Newhouse, 23 Mount Avenue, Freeport, N. Y. Salvatore Lodato, 193 Jay Street, Freeport, N. Y. Arthur Maleller, 191 County Line Rd., Amityville, N. Y. Edward V. Andrews, 31 East

Avenue, Freeport, N. Y. Daniel Vanderbeck, 12 Smith Street, Freeport, N. Y. Paul Davison, 105 West Market St., Long Beach, N. Y.

[F. R. Doc. 45-1758; Filed, Jan. 29, 1945; 3:20 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 260, Order 550]

JOSE PATINO CIGAR FACTORY 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) Jose Patino Cigar Factory, 1710 19th Street, Tampa 5, Fla. (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
Jose Patino.....	Sylvia.....	50	Per M \$44	Cents 2 for 11
	Cadetes.....	50	40	5

(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 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 or 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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1596; Filed, Jan. 26, 1945; 11:49 a. m.]

[MPR 260, Order 551]

ROMEO CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Romeo Cigar Company, 919 11th Avenue, Tampa 5, Fla. (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
Romeo.....	Corona Special	50	Per M \$48	Cents 6
	Londres.....	50	44	2 for 11
	Daniels.....	50	40	5

(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 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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1597; Filed, Jan. 26, 1945; 11:51 a. m.]

[MPR 260, Order 552]

MRS. MILTON GROSKLAUS

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) Mrs. Milton Groszklaus, Wanbeka, P. O. Fredonia, Wisconsin (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 of frontmark	Packing	Maximum list price	Maximum retail price
New Alcoma		50	Per M \$56	Cents 7
M & L	De Luxe	50	64	8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or front-

mark 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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1598; Filed, Jan. 26, 1945; 11:51 a. m.]

[MPR 260, Order 553]

ROBERT P. DAVIS

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) Robert P. Davis, 1213 25th Street, Newport News, Va. (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
Davis' Special		50	Per M \$56	Cents 7

(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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1599; Filed, Jan. 26, 1945;
11:51 a. m.]

[MPR 260, Order 554]

FAMP SENORITA CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Famp Seniorita Cigar Co., 2714½ 12th Street, Tampa 5, Fla. (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
Tampa Seniorita	Coronas.....	50	Per M \$82.50	Cents 11

(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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1600; Filed, Jan. 26, 1945;
11:50 a. m.]

[MPR 260, Order 555]

O. K. CIGAR FACTORY

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) O. K. Cigar Factory, 2518 St. John Street, Tampa, Fla. (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
O K.....	Corona Extra	50	Per M \$48.00	Cents 6
	Corona Special	50	48.00	6
	Panetela.....	50	101.25	2 for 27

(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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1601; Filed, Jan. 26, 1945;
11:49 a. m.]

[MPR 260, Order 556]

GILBERT VALDES CIGAR FACTORY

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) Gilbert Valdes Cigar Factory, 2307½ 2d Avenue, Tampa 5, Fla. (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
Gilbert Valdes Cigars	Coronas.....	50	Per M \$60	Cents 2 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 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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1602; Filed, Jan. 26, 1945; 11:50 a. m.]

[MPR 260, Order 557]

LOUIS BLUMENFELD

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) Louis Blumenfeld, 21 West Washington Street, Bradford, Penna. (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
Tri-sum.....	Perfecto.....	50	Per M \$56	Cents 7
	Panarella.....	50	56	7

(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 January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1603; Filed, Jan. 26, 1945; 11:50 a. m.]

[MPR 260, Order 546]

ROBERT MORGAN & Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Robert Morgan & Co., 15th and H Sts, NW., Washington, D. C. (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	Frontmark	Packing	Maximum list price	Maximum retail price
La Conga....	Aromosos Reales..	10	\$750.00	\$1.00
	Gran Coronas.....	25	385.00	.55
	Dukes.....	25	385.00	.55
	Fancy Tales.....	25	368.50	.50
	Imperials.....	25	337.50	.45
	Coronas.....	25	297.00	.39
	Perfectos.....	25	246.25	.33
	Kings Own.....	25	246.25	.33
	Half Coronas.....	25	225.00	.30
	Londres Special....	25	215.50	.28
	Belvederes.....	50	165.00	.22
	Conchas.....	50	161.50	.20
	Panetelas.....	50	135.00	.17
	Cubanitos.....	50	95.00	2 for .25
	Petit Cetros.....	25	211.17	.28
La Rumba..	Aromosos Reales..	10	750.00	1.00
	Gran Corona.....	25	385.00	.55
	Dukes.....	25	385.00	.55
	Fancy Tales.....	25	368.50	.50
	Imperials.....	25	337.50	.45
	Coronas.....	25	297.00	.39
	Perfecto.....	25	246.25	.33
	Kings Own.....	25	246.25	.33
	Half-Corona.....	25	225.00	.30
	Petit Cetros.....	25	211.17	.28
	Londres Special....	25	215.50	.28
	Belvederes.....	50	165.00	.22
	Conchas.....	50	161.50	.20
	Panetelas.....	50	135.00	.17
	Cubanitos.....	50	95.00	2 for .25

(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 al-

lowed 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 January 26, 1945.

Issued this 25th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1512; Filed, Jan. 25, 1945; 11:21 a. m.]

[MPR 260, Order 548]

SAMUEL D. LEWIS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered*, That:

(a) Samuel D. Lewis, 280 Madison Ave., New York City, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the approximate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Payaso.....	Aromosos Reales..	10	750.00	\$1.00
	Gran Coronos.....	25	385.00	.55
	Dukes.....	25	385.00	.55
	Fancy Tales.....	25	368.50	.50
	Coronas.....	25	297.00	.39
	Kings Own.....	25	246.25	.33
	Perfectos.....	25	246.25	.33

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
La Conga....	Aromosos Reales..	10	750.00	\$1.00
	Gran Coronos.....	25	385.00	.55
	Dukes.....	25	385.00	.55
	Fancy Tales.....	25	368.50	.50
	Coronas.....	25	297.00	.39
	Kings Own.....	25	246.25	.33
	Perfectos.....	25	246.25	.33
	Petit Corona.....	25	225.00	.30
	Petit Catros.....	25	211.17	.28
	Londres Special.....	25	215.50	.28
La Rumba....	Belvederes.....	50	165.00	.22
	Conchas.....	50	161.50	.20
	Panetelas.....	50	135.00	.17
	Cubinas.....	50	95.00	2 for 25
	Aromosos Reales..	10	750.00	1.00
	Gran Coronos.....	25	385.00	.55
	Dukes.....	25	385.00	.55
	Fancy Tales.....	25	368.50	.50
	Coronas.....	25	297.00	.39
	Kings Own.....	25	246.25	.33
La Conga....	Perfectos.....	25	246.25	.33
	Petit Corona.....	25	225.00	.30
	Petit Catros.....	25	211.17	.28
	Londres Special.....	25	215.50	.28
	Belvederes.....	50	165.00	.22
	Conchas.....	50	161.50	.20
	Panetelas.....	50	135.00	.17
	Cubinas.....	50	95.00	2 for 25
	Petit Corona.....	25	225.00	.30
	Petit Catros.....	25	211.17	.28
Payaso.....	Londres Special.....	25	215.50	.28
	Belvederes.....	50	165.00	.22
	Conchas.....	50	161.50	.20
	Panetelas.....	50	135.00	.17
	Cubinas.....	50	95.00	2 for 25
	Petit Corona.....	25	225.00	.30
	Petit Catros.....	25	211.17	.28
	Londres Special.....	25	215.50	.28
	Belvederes.....	50	165.00	.22
	Conchas.....	50	161.50	.20
Gispert.....	Panetelas.....	50	135.00	.17
	Cenadores.....	25	381.00	.55
	Corono Especiales.....	25	297.00	.39
	Coronas.....	25	297.00	.39
	Duquesa.....	25	297.00	.39
	Nacionales.....	25	195.00	.25
	Petit Corona.....	25	212.25	.28
	Lolita.....	50	161.50	.20
	Panetela.....	50	135.00	.17

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported 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 importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during 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) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (ex-

cept a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, 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 January 26, 1945.

Issued this 25th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1514; Filed, Jan. 25, 1945; 11:22 a. m.]

[Max. Import Price Reg., Order 68]

BITUMINOUS COAL IMPORTED FROM CANADA

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 section 21 of the Maximum Import Price Regulation, *It is ordered*:

(a) *Delegation of authority.* The Regional Administrator for Region VIII is hereby authorized to issue orders establishing or adjusting maximum prices at which any importer may buy, receive, sell, or deliver in Region VIII any bituminous coal imported or to be imported from the Dominion of Canada. Such maximum prices must be established in conformity with the standards set forth below.

(b) *Purchases by importers.* The maximum price established or adjusted for the purchase of bituminous coal by the importer from the seller in Canada, computed on an f. o. b. mine basis, shall not exceed the maximum price f. o. b. mine which the seller might charge a Canadian purchaser of the same class plus any amount in the nature of subsidy or bonus or similar benefit which the seller would be entitled to receive from the Canadian Government if he sold for Canadian consumption but is not entitled to receive with respect to sales for consumption in the United States.

(c) *Sales by importers.* The maximum price established or adjusted for the sale of bituminous coal by the importer shall not exceed the maximum buying price allowed by paragraph (b) plus expenses of importation and plus a markup on total cost not exceeding the discount on minimum prices authorized on sale of similar domestically produced coal by producer to distributor under regulations of the Bituminous Coal Division of the Department of the Interior in effect on August 23, 1943.

(d) *Application of maximum import price regulation.* The maximum prices

established or adjusted pursuant to the above delegation shall supersede those established by the Maximum Import Price Regulation but all other applicable provisions thereof which are not inconsistent with the provisions of this order or orders issued pursuant to the above delegation shall remain in full force and effect.

This Order No. 68 shall become effective January 29, 1945.

Issued this 29th day of January 1945.

JAMES F. BROWNLEE,
Acting Administrator.

For the reasons set forth in the accompanying Opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, I find that the issuance of this Order is necessary to aid in the effective prosecution of the war.

FRED M. VINSON,
Economic Stabilization Director.

[F. R. Doc. 45-1763; Filed, Jan. 29, 1945;
4:09 p. m.]

Regional and District Office Orders.

[Region III Order G-63 Under RMPR 122]

SOLID FUELS IN CUYAHOGA COUNTY, OHIO

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, and notwithstanding any conflicting provisions of said Revised Maximum Price Regulation No. 122, or Order No. G-49 under said Revised Maximum Price Regulation No. 122, it is hereby ordered that:

(a) *Sales by the City of Cleveland, Ohio to dealers.* The City of Cleveland, Ohio, may sell the solid fuel hereinafter listed and described, to any dealer or dealers in solid fuels located in Cuyahoga County, Ohio, at prices not exceeding mine cost, transportation, taxes (if any) and local handling.

(b) *Sales at retail.* Any dealer in solid fuels located in Cuyahoga County, Ohio, may, for the effective period of this order, sell at retail, the solid fuels hereinafter listed and described, at retail prices not exceeding those set forth for such solid fuels in this order.

(c) *Description of emergency solid fuel.* The solid fuel covered by this order consists of approximately 3,000 tons of coal, partly "egg" and partly "stoker", purchased from various suppliers and mixed in two common stock piles, one "egg" and one "stoker", and originally purchased for the city's own use. Because the intermingling of the various coals makes description by Mine Index Number and source impractical, the coal is classified into two descriptive groups for the purposes of this order, (1) Emergency coal—egg, and (2) Emergency coal—stoker.

(d) *Maximum prices.* The maximum prices for said solid fuel at retail are as follows:

Description:	Maximum price per ton
Emergency coal—egg-----	\$9.15
Emergency coal—stoker-----	9.50

(e) *Records.* Every dealer .no sells any of said solid fuel shall:

(1) Demand, receive, and preserve a drayage receipt from the City of Cleveland, Ohio, for purchases made by him, showing the date, quantity and description of coal as set forth herein.

(2) Furnish every purchaser at retail, a sales slip or invoice showing the date, quantity, and description of the said coal delivered on said sale and including also the appropriate one of the following two statements:

* Emergency coal—egg—OPA approved price \$9.15 per ton,

or

Emergency coal—stoker—OPA approved price \$9.50 per ton.

A copy of such sales slip or invoice shall be preserved by said order.

(3) The records required by this section shall be kept readily available for inspection by the Office of Price Administration.

(f) *Limitations of order.* This order shall remain in effect thirty days from the date of issuance, and shall in no event include the sale of any solid fuel by any dealer, which does not specifically meet the requirements established herein.

(g) Except as specifically altered or superseded by the terms of this order, the provisions of Revised Maximum Price Regulation No. 122 shall apply to the sales of solid fuel herein set forth.

This order may be amended, modified or revoked at any time by the Office of Price Administration.

This order shall become effective January 10, 1945.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Laws 383, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued January 10, 1945.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 45-1620; Filed, Jan. 26, 1945;
4:32 p. m.]

[Memphis Order G-3 Under Gen. Order 50]

MALT AND CEREAL BEVERAGES IN TENNESSEE

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Memphis District Office of Region IV of the Office of Price Administration by General Order No. 50 issued by the Administrator of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944, it is hereby ordered:

SECTION 1. Purpose of order. It is the purpose of this order to establish specific maximum prices for malt and cereal beverages including those commonly known as ale, beer and near-beer, either in containers or on draught when sold or offered for sale at retail by any eating, or drinking establishment, either for consumption on the premises or when carried away.

SEC. 2. Geographical applicability. The provisions of this order extend to all eating and drinking places or establishments located within the limits of the following named counties of the State of Tennessee: Bedford, Benton, Carroll, Chester, Coffee, Crockett, Decatur, Dickson, Dyer, Fayette, Franklin, Gibson, Giles, Grundy, Hardeman, Hardin, Haywood, Henderson, Henry, Hickman, Houston, Humphreys, Lake, Lauderdale, Lawrence, Lewis, Lincoln, McNairy, Madison, Marion, Marshall, Maury, Montgomery, Moore, Obion, Perry, Shelby, Stewart, Tipton, Wayne, and Weakley.

SEC. 3. Ceiling prices. (a) On and after May 22, 1944, if you operate an eating or drinking establishment, you may not sell or offer for sale any beverage subject to this order at prices higher than the applicable ceiling prices listed in Appendix A hereof. You may, of course, charge lower prices at any time.

(b) If you sell any beverage subject to this order which is not specifically listed in Appendix A hereof, and if you believe that the maximum price specified under the applicable heading "All other brands not listed above" is not appropriate to such beverage you may make application to the Memphis District Office of the Office of Price Administration requesting that such beverage be specifically included in Appendix A hereof. With or without such application the Memphis District Office of the Office of Price Administration may, at any time and from time to time, add new or unlisted beverages, brands, types or sizes, together with maximum prices for same to the lists set forth in Appendix A hereof.

SEC. 4. How to figure your ceiling prices. (a) This order divides eating and drinking establishments into three different groups and gives each group a different ceiling price. The group to which you belong depends on your legal ceiling prices in effect during the base period of April 4-10, 1943. You must figure the group to which you belong on the basis of your correct legal ceiling prices for that period.

(b) The group to which you belong depends on your legal ceiling prices for the beverage subject to this order in effect during the base period of April 4-10, 1943. If your legal ceiling prices for various brands and types of beverages subject to this order vary so that your ceiling prices on some brands or types seem to place you in one particular group and ceiling prices on others seem to classify you into a different group, you must classify yourself into the particular group representative of the prices at which the greater number of your sales were made. You must figure the group to which you belong as follows:

(1) *Group 1 B.* Your establishment belongs to Group 1 B, if during the base period of April 4-10, 1943, your legally established ceiling prices for beverages subject to this order were the same as, or more than the prices listed in Appendix A hereof for Group 1 B establishments.

(2) *Group 2 B.* Your establishment belongs to Group 2 B, if during the base

period of April 4-10, 1943, your legally established ceiling prices for beverages subject to this order were the same as, or more than the prices listed in Appendix A hereof for Group 2 B establishments, but were less than those provided in Appendix A for Group 1 B establishments.

(3) *Group 3 B.* Your establishment belongs to Group 3 B, if during the base period of April 4-10, 1943, your legally established ceiling prices for beverages subject to this order were less than the prices listed in Appendix A hereof for Group 2 B establishments. All establishments not in operation during the base period of April 4-10, 1943, also belong to Group 3 B.

(c) If your eating or drinking establishment was not in operation during the base period of April 4-10, 1943, and, if the nearest similar eating or drinking establishment of the same type is one which is properly classified in Group 1 B or Group 2 B, you may file an application with the Memphis District Office of the Office of Price Administration requesting that your establishment be reclassified into the same group to which its nearest similar eating or drinking establishment of the same type belongs. Until your application is acted upon and your establishment is reclassified, it must retain the classification of a Group 3 B seller, and must observe the ceiling prices as provided for that group in Appendix A hereof. All such applications for reclassification must contain the following information:

(1) Name and address of the establishment and of its owner or owners.

(2) A description of the establishment showing its type (such as night club, hotel, restaurant, tavern) and the date it began operating.

(3) The selling prices by brand name of all beverages sold since the beginning of its operation.

(4) The names of the three nearest eating and drinking establishments of the same type, and their group number as determined under this order.

(5) Any other information pertinent to such application, or which may be requested by the Office of Price Administration.

SEC. 5. Filing with War Price and Rationing Board. When you have figured your proper group under section 4 above, you must, on or before June 1, 1944, file with your War Price and Rationing Board a signed statement with the name and address of your establishment, its type (such as night club, hotel, restaurant, tavern) and the group to which it belongs. Thereupon the War Price and Rationing Board will send you a card bearing your group number.

SEC. 6. Modification of prices. After you have determined your group and have put into effect the ceiling prices provided in this order for that group, the Office of Price Administration District Director for the District in which your establishment is located may direct you to charge lower ceiling prices:

(a) If, on the basis of your April 4-10, 1943, legal ceiling prices, this order, properly applied, requires you to be placed into a group with lower ceiling prices.

(b) If, as a result of speculative, unwarranted, or abnormal increases, con-

trary to the purpose of the Emergency Price Control Act, as amended, your legal ceiling prices on April 4-10, 1943, were excessive in relation to the legal ceiling prices of other comparable establishments in the District.

SEC. 7. Exempt sales. The following sales are exempt from the operation of this order. However, unless they are otherwise exempt from price control, they shall remain subject to the appropriate maximum price regulation or order:

(a) Sales by persons on board common carriers (when operated as such), including railroad dining cars, club cars, bar cars, and buffet cars, or sales otherwise governed by Restaurant Maximum Price Regulation 1 (dining car regulation).

(b) Sales by public and private hospitals insofar as they serve to patients.

(c) Sales by eating cooperatives formed by members of the Armed Forces (as, for example, officers' mess) operated as a non-profit cooperative (where no part of the net earnings inures to the benefit of any individual) which sells food items or meals on a cost basis (or as near thereto as reasonable accounting methods will permit), and substantially all sales of which are made to members of the Armed Forces who are members of the cooperative.

(d) Sales where the beverages subject to this order are included in, and sold as part of, a meal and where the price of such beverage is included in the price of the meal. (Such sales remain under Restaurant Maximum Price Regulation 4-1).

(e) Sales by the War Department or the Department of Navy of the United States through such departments' sales stores, including commissaries, ships' stores ashore, and by stores operated as army canteens, post exchanges, or ships' activities.

(f) Bona fide private clubs insofar as such clubs sell only to members or bona fide guests of members. Whenever such clubs sell to persons other than members or bona fide guests of members, such clubs shall be considered for all sales an eating or drinking establishment and subject to this order. No club shall be considered to be exempt as a private club, within the meaning of this subparagraph, unless its members pay dues (more than merely nominal in amount), are elected to membership by a governing board, membership committee or other body, and unless it is otherwise operated as a private club.

No club organized after the effective date of this order shall be exempt unless and until it has filed a request for exemption with the District Office of the Office of Price Administration of the area in which it is located, furnishing such information as may be required, and has received a communication from such office authorizing exemption as a private club.

SEC. 8. Evasion. If you are an operator of an eating or drinking establishment you must not evade the ceiling prices established by this order by any type of scheme or device; among other things (this is not an attempt to list all evasive practices) you must not:

(a) Institute any cover, minimum, bread and butter, service corkage, entertainment, checkroom, parking or other special charges which you did not have in effect on any corresponding day during the seven-day period from April 4, 1943 to April 10, 1943, or

(b) Increase any cover, minimum, bread and butter, service, corkage, entertainment, checkroom, parking or other special charges which you did not have in effect on any corresponding day during the seven-day period from April 4 to April 10, 1943, or

(c) Require as a condition of sale of a beverage the purchase of other items or meals.

SEC. 9. Records and menus. If you are an operator of an eating or drinking establishment subject to this order you must observe the requirements of General Order 50, as well as Restaurant Maximum Price Regulation No. 4-1, either as revised and amended or as may be revised and amended, with reference to the filing and keeping of menus and the preservation and keeping of customary and future records. Among other provisions of General Order No. 50, are the following:

(a) Preserve all existing records relating to prices, cost and sales of food items, meals and beverages;

(b) Continue to prepare and maintain such records as have been ordinarily kept;

(c) Keep for examination by the Office of Price Administration two copies of each menu used by the establishment each day, or a daily record in duplicate of the prices charged for food items, beverages and meals. If the establishment has customarily used menus, it must continue to do so.

SEC. 10. Posting of prices. If you are an operator of an eating and drinking establishment you must post and keep posted, the ceiling prices of the beverages subject to this order sold by your establishment, either by:

(a) Supplying the customers menus or bills of fare showing the beverages subject to this order which are sold by the establishment; and showing the brand name, quantity and ceiling price of each kind and type of bottled beverage, and the quantity and ceiling price of all beverages sold on draught.

(b) Posting a sign giving the same information as required on menus or bills of fare by subparagraph (a) above. Such a sign must be posted in the establishment at a place where it can easily be read by the customers. If you prefer you may use a similar sign furnished by the Office of Price Administration.

SEC. 11. Posting of group number. If you operate an eating or drinking establishment selling at retail beverage subject to this order you must post, and keep posted, in the premises a card clearly visible to purchasers showing the group number of your establishment as classified under this order. The card must read "OPA 1B", "OPA 2B", or "OPA 3B", whichever is applicable. You may use the card furnished you for this purpose by the War Price and Rationing Board.

SEC. 12. Receipts and sales slips. Regardless of whether or not receipts have customarily been issued, upon request by any customer at the time of payment, a receipt containing a full description of the beverage sold and the price of same must be issued. Such receipts must show the date of issue and bear the signature of the person issuing same.

If you have customarily issued receipts or sales slips, you may not now discontinue the practice.

SEC. 13. Operation of several places. If you own or operate more than one place selling beverages subject to this order you must do everything required by this regulation for each separately.

SEC. 14. Enforcement. If you violate any provision of this regulation you are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspensions of licenses, provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 15. Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. If you are a seller subject to this order your license may be suspended for violation of the license or of the order. If your license is suspended you may not, during the period of suspension, make any sale for which your license has been suspended.

SEC. 16. Relation to other maximum price regulations. This order supersedes the provisions of Maximum Price Regulation No. 259 and the General Maximum Price Regulation insofar as such provisions were applicable to sales at retail by eating and drinking establishments of beverages subject to this order. Sales of beverages subject to this order when sold as part of a meal and when the price of same is included in the meal remain subject to the provisions of Restaurant Maximum Price Regulation 4-1.

SEC. 17. Definitions. (a) "Malt beverage" is any malt beverage produced either within or without the continental United States, and includes those commonly designated as beer, lager beer, ale, porter and stout.

(b) "Cereal beverage" is any beverage produced from cereals either within or without the continental United States and commonly known as "near-beer".

(c) "On draught" means dispensed by a seller at retail from any container of 1/8 barrel or larger size.

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

(e) "Sales at retail" or "selling at retail" means a sale or selling to an ultimate consumer other than an industrial or commercial user.

(f) "Eating or drinking establishment" shall include any place, establishment or location, whether temporary or permanent, in which any prepared food item or meal, or any beverage is sold for immediate consumption on the premises

or to be carried away without substantial change in form or substance. However, grocery and other stores that do not sell food items or meals, or beverages for immediate consumption on the premises are specifically excluded from this definition.

(g) "Other definitions". Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in § 1499.20 of the General Maximum Price Regulation, shall apply to the other terms used herein.

SEC. 18. Petitions for amendment. Any person dissatisfied with any of the provisions of this order may request the Office of Price Administration to amend the order. Such petition for amendment must be filed in pursuance of the provisions of Revised Procedural Regulation No. 1, except that the petition for amendment shall be directed to, filed with, and acted upon by the District Director of the Memphis District Office.

SEC. 19. Taxes. Sellers who are required to pay a Federal Excise Tax on cabarets may add same to the prices shown in Appendix A, provided such tax is separately stated and collected. All other Federal and State taxes are included in the prices shown in Appendix A hereof.

SEC. 20. Revocation and amendment. This order may be revoked, amended, or corrected at any time.

SEC. 21. Effective date. This order shall become effective on the 22d day of May 1944.

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

(Public Laws 56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681, General Order 50, 8 F.R. 4808)

Issued at Memphis, Tennessee, this the 20th day of May 1944.

W. C. MANLEY, Jr.,
District Director.

APPENDIX A

GROUP 1 B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
	Cents	Cents
Ballantine Ale.....	25	45
Barbarossa.....	25	45
Birk's Trophy.....	25	45
Budweiser.....	25	45
Carta Blanca.....	25	45
Doran's Export Beer and Ale.....	25	45
Kingsbury Pale.....	25	45
Koller's Topaz.....	25	45
Pabst Blue Ribbon.....	25	45
Peerless Amber.....	25	45
Schlitz.....	25	45
Silver Fox DeLuxe.....	25	45
Van Merritt.....	25	45
All other brands not listed above.....	21	40
Draught beer:.....	Cents	
8-ounce glass.....	09	
10-ounce glass.....	12	
12-ounce glass.....	15	
14-ounce glass.....	17	
16-ounce glass.....	19	

Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above price if such tax is separately stated and collected.

GROUP 2 B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
	Cents	Cents
Ballantine Ale.....	20	40
Barbarossa.....	20	40
Birk's Trophy.....	20	40
Budweiser.....	20	40
Carta Blanca.....	20	40
Doran's Export Beer and Ale.....	20	40
Kingsbury Pale.....	20	40
Koller's Topaz.....	20	40
Pabst Blue Ribbon.....	20	40
Peerless Amber.....	20	40
Schlitz.....	20	40
Silver Fox DeLuxe.....	20	40
Van Merritt.....	20	40
All other brands not listed above.....	15	35
Draught beer:.....	Cents	
8 ounce glass.....	08	
10 ounce glass.....	10	
12 ounce glass.....	12	
14 ounce glass.....	14	
16 ounce glass.....	16	

Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above prices if such tax is separately stated and collected.

GROUP 3 B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
	Cents	Cents
Ballantine Ale.....	17	35
Barbarossa.....	17	35
Birk's Trophy.....	17	35
Budweiser.....	17	35
Carta Blanca.....	17	35
Doran's Export Beer and Ale.....	17	35
Kingsbury Pale.....	17	35
Koller's Topaz.....	17	35
Pabst Blue Ribbon.....	17	35
Peerless Amber.....	17	35
Schlitz.....	17	35
Silver Fox DeLuxe.....	17	35
Van Merritt.....	17	35
All other brands not listed above.....	13	30
Draught beer:.....	Cents	
8-ounce glass.....	08	
10-ounce glass.....	10	
12-ounce glass.....	12	
14-ounce glass.....	14	
16-ounce glass.....	16	

Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above prices if such tax is separately stated and collected.

[F. R. Doc. 45-1623; Filed, Jan. 26, 1945; 4:33 p. m.]

[Region VI Order G-3 Under MPR 154, Amdt. 2]

ICE IN MILWAUKEE COUNTY, WIS.

For the various reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1393.8 of Maximum Price Regulation No. 154, as amended, *It is hereby ordered*, That Order No. G-3 be and the same is hereby amended in the following particulars:

(1) The heading of column 1, on page 2, to read as follows: "Maximum prices of ice to remain in effect until January 31, 1945."

(2) The heading of column 2, on page 2, to read as follows: "Maximum prices of ice to be in effect on and after February 1, 1945."

This order shall become effective January 1, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of December 1944.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 45-1621; Filed, Jan. 26, 1945; 4:33 p. m.]

[Region VII Rev. Order G-8 Under 18 (c), Amdt. 4]

FLUID MILK IN WYOMING

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.75 (a) (9) (1) (a) (1) (iv) of Supplementary Regulation 15 to the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this Amendment No. 4 is issued.

1. Notwithstanding anything to the contrary contained in Revised Order No. G-8 and Amendments Nos. 1, 2, and 3 thereto, maximum prices for milk sold in glass or paper containers at wholesale and at retail in the Town of Midwest, Natrona County, Wyoming, and in all that area contained within a radius of 20 miles therefrom, shall on and after the effective date of this Amendment No. 4 be as follows:

In glass bottles or paper containers	Grade	Wholesale	Retail	
			Out of store	Delivered at home
		<i>Cents</i>	<i>Cents</i>	<i>Cents</i>
½ pints	Approved	4½	14	14½
Quarts	do.	12½	24	25
½ gallons	do.	23	51	54
Gallons	do.	47		

2. *Effective date.* This Amendment No. 4 shall become effective on the 16th day of January 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 16th day of January 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-1618; Filed, Jan. 26, 1945; 4:31 p. m.]

[Region VII Order G-26 Under RMPR 122, Amdt. 25]

SOLID FUELS IN DENVER, COLO., REGION

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1340.259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 25 is issued.

1. The only part of Order No. G-26, as amended to date, that is affected by this Amendment No. 25 is amended Appendix XXXII, as amended by Amendments No. 21 and No. 22.

2. Amended Appendix XXXII, as amended, is hereby redesignated Revised Appendix No. XXXII, and made to read as follows:

REVISED APPENDIX XXXII

SOUTH CENTRAL UTAH TRADE AREAS

(1) *To what sales this revised Appendix XXXII applies.* This revised Appendix XXXII applies only to sales made by dealers in the South Central Utah Trade areas, described as follows:

(i) *Salina trade area,* which means all that area within the boundaries of the municipality of Salina and a distance of six miles beyond at all points.

(ii) *Richfield trade area,* which means all that area lying south of a line drawn north and south through a point six miles north of the Town of Sigurd and within a distance of six miles on either side of United States Highway No. 89 to a line drawn east and west through a point six miles south of the Town of Sevier Junction.

(iii) *"Marysvale trade area,"* which means all that area within the boundaries of the municipality of Marysvale and a distance of ten miles beyond at all points.

(iv) *"Junction trade area,"* which means the Towns of Kingston, Circleville, and Junction and a distance of eight miles beyond the corporate limits of the Town of Junction at all points.

(v) *"Panguitch trade area,"* which means all that area contained within Garfield County.

(vi) *"Kanab trade area,"* which means all that area within the Town of Kanab and a distance of three miles beyond the corporate limits thereof at all points.

(vii) *"Beaver trade area,"* which means all that area within the Towns of Cove Fort, Beaver, and Minersville and a distance of five miles beyond the corporate limits of each at all points, and all that area between any two of said towns lying within a distance of five miles on either side of United States Highway No. 91 and State Highway No. 21.

(viii) *"Parowan trade area,"* which means all that area within the Town of Parowan and a distance of five miles beyond the corporate limits thereof at all points.

(ix) *"Cedar City trade area,"* which means all that area within the boundaries of the Town of Cedar City and a distance of five miles beyond the corporate limits thereof at all points.

(x) *St. George trade area,"* which means all that area within Washington County of the State of Utah.

(3) *Relation to other orders.* This revised Appendix XXXII supersedes amended Appendix XXXII, as amended.

(4) *Specific maximum prices.* If you are a dealer and sell in any one or more of the South Central Utah Trade Areas, delivered by truck direct from the mine or from your yard, any one or more of the kinds and sizes of coal named in this revised Appendix XXXII, your maximum prices therefor are those set forth in the following:

TABLE OF MAXIMUM PRICES

	8" and 10" lump	3" lump, 10" x 3" and 8" x 3" stove	1½" lump	3" x 1½" nut	1" x 0" and 1½" x 0" slack	1" x ¾" screened slack
	A	B	C	D	E	F
Bituminous coal produced in district 29, subdistrict 1, Castlegate:						
Salina trade area: Price per ton	\$ 7.50	7.35	\$ 7.15	\$ 6.40	\$ 6.90	
Richfield trade area: Price per ton	7.90	7.75	7.55	6.80	6.30	
Marysvale trade area: Price per ton	9.00	8.85	8.65	7.90	7.40	
Junction trade area: Price per ton	9.55	9.40	9.20	8.45	7.95	
Panguitch trade area: Price per ton	10.35	10.20	10.00	9.25	8.75	
Kanab trade area: Price per ton	12.45	12.30	12.10	11.35	10.15	
Beaver trade area: Price per ton	10.30	10.15	9.95	9.20	8.00	
Parowan trade area: Price per ton	11.35	11.20	11.00	10.25	9.05	
Cedar City trade area: Price per ton	11.90	11.75	11.55	10.80	9.60	\$10.40
St. George trade area: Price per ton	13.50	13.40	13.20	12.20	11.25	11.45
Bituminous coal produced in district 20, subdistrict 2, Cedar City:						
<i>Iron County mines</i>						
Cedar City trade area: Price per ton			7.20		5.20	
St. George trade area: Price per ton			9.20		7.20	
<i>Kane County mines</i>						
Kanab Trade Area: Price per ton:						
In 5-ton lots or more			7.50		5.65	
In less than 5-ton lots			8.20		6.00	

(5) *Letter designation.* For record-keeping purposes, the letter designation hereinabove set forth may be used to show the kind of solid fuel sold.

(6) *Special service charges.* If, in connection with the sale and delivery of coal made by you in any one or more of the South Central Utah Trade Areas, you, at the request of the purchaser, perform any one or more of the special services set forth below, the maximum prices which you may charge for such services are as follows:

	Per ton
Wheel-in	\$0.50
Pull-back or Trimming	.25
Carrying up or down stairs	1.00
Oil or chemical treatment (slack only)	.35

Less than 1-ton deliveries shall be the proportionate amount of the ton price plus 50¢.

3. *Effective date.* This Amendment No. 25 shall become effective on the 17th day of January 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-1619; Filed, Jan. 26, 1945; 4:32 p. m.]

[Region VIII Rev. Order G-3 Under RMPR 251]

INSTALLED COMPOSITION ROOFING AND SIDING IN ARIZONA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised

Maximum Price Regulation No. 251, It is ordered, That Order No. G-3 under RMPR No. 251 be amended and revised in its entirety to read as follows:

(a) *Geographical applicability.* This order shall apply in the State of Arizona, except those portions of Coconino and Mojave Counties lying north of the Colorado River.

(b) *Maximum prices.* The maximum prices of any seller whose principal place of business is located in the above described area, or who sells the following materials in that area on an installed basis are established as follows:

(1) *Installed roofing.*

(i) *Composition roofing.*

Item	Maximum price (per square of 100 sq. ft.)
1. 210# Thickbut shingles nailed on	\$12.00
2. 165# Evertite patented shingles, nailed and welded	12.00
3. 168# Hexagon shingles, nailed on	10.00
4. 150# Staplelox shingles, nailed on	10.00
5. 130# Dutch lap composition shingles, nailed on	8.50
6. 105# Shadowpoint, diamond-point, gothic point roll roofing, nailed on	7.00
7. 90# Roll composition mineral surface, nailed on	5.50
8. 90# Rolled slate mopped on old composition roof	6.50
9. 90# Asbestos flexstone, nailed on	7.00
10. 30# Asphalt felt nailed on, plus 2 layers 20# asbestos felt, each mopped on	10.00
11. 45# Asbestos felt, nailed on, plus 1 layer 15# asbestos felt, mopped on	8.50
12. 4 layers 15# or 20# asbestos felt, each mopped over preceding layers	13.00
13. 30# Asphalt nailed on plus 3-ply 90# slate, mopped on	9.00
14. 30# Asphalt felt nailed on plus 20# asbestos, mopped on	7.40
15. 30# Asphalt felt nailed on plus 1 layer 55# asbestos felt, mopped on	7.75
16. 55# Asphalt nailed on plug 90# asbestos flexstone mopped on	10.50
17. 45# Asbestos felt mopped over 1 layer 30# asphalt felt	8.00
18. 58# Split sheet mopped over 58# split sheet	8.50
19. 65# Alumni-shield or whitetop mopped over 30# asphalt felt	9.50
20. 55# Asbestos whitetop nailed on	7.00
21. Hot Asphalt glazing of old composition roofs	2.00

If the pitch of the roof is more than a rise measured vertically of one foot in each three feet of horizontal dimension, the above prices may be increased by \$0.85 per square.

For additional layers of material the foregoing prices may be increased by the amounts shown in Items 22-27:

22. 1 extra layer 15# asphalt felt, mopped on	\$2.00
23. 1 extra layer 30# asphalt felt, mopped on	2.50
24. 1 extra layer 45# asphalt felt, mopped on	3.00
25. 1 extra layer 15# or 20# asbestos felt, mopped on	2.60
26. 1 extra layer 45# asbestos felt, mopped on	3.60
27. 1 extra layer 60# or 65# asbestos felt, mopped on	4.45

The above prices cover installed sales of these materials applied according to the

manufacturer's specifications and includes nails, mastic and flashing around chimneys and vents.

(ii) *Flashing:* Other than around chimneys and vents.

	Per lineal foot
4" Galvanized flashing	\$0.08
6" Adobe and plastic flashing	.10
1" x 2" binder	.07
Kick strip	.05
Asbestile #2-ply flashing J. M. specifications 10 2/3" wide	.15
2-ply flashing J. M. specifications 16" wide	.20

(2) *Installed siding.*

Item	Maximum price (per square of 100 sq. ft.)
1. Rigid asbestos shingles	\$21.00
2. Rigid asbestos siding or 5/8" composition siding with imitation brick or stone pattern	22.00
3. Roll or flat composition siding (imitation brick or stone pattern)	9.00

Additions for extras

4. For 15# or 30# Asphalt felt underlay, add	1.00
5. For each square cut to cover bay windows or other projections, add	1.00
6. For each square applied to any story above the first story, add	5.00
7. For each exterior corner bead in excess of 4 in one building (for siding Item (2) only), add	3.00

The above prices cover installed sales of these materials applied according to the manufacturer's specifications and includes nails, mastic and 4 corner beads in the case of composition siding.

(3) *Additions applicable to both roofing and siding.* For any job requiring less than five squares, the foregoing prices may be increased by 10 percent.

Any construction work such as the removal of old wooden shingles, the installation of new sheathing, metal valley, gable ends, etc., necessary to be performed in connection with the installed sale of roofing or siding may be charged for in addition under provisions of Revised Maximum Price Regulation No. 251. Such charges must be separately shown on the invoice.

On jobs more distant than ten miles from the establishment of the applicator, a charge of \$0.10 per mile per man employed on the job may be added to the foregoing prices.

(c) *Definitions.* "Mopped on" or "mopped over" as used in this order means applied over another layer of roofing by means of a continuous membrane of asphalt which has been liquefied by heat.

(d) *Quoting a "guaranteed price".* A seller may offer to sell a roofing job covered by this order on the basis of a guaranteed price, the seller agreeing to charge a fixed amount: *Provided, however,* That such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. Upon completion of the contract and before final payment, if requested by the purchaser, the seller must furnish the purchaser with an itemized statement showing the number of square feet and the weight, type, and unit price of each category of roofing and an explanation of the amount for incidental work.

(e) *Notification to purchasers.* Every person making sales subject to this order shall certify on his invoice or sales tag that the price charged does not exceed the price permitted by this Revised Order No. G-3 under Revised Maximum Price Regulation No. 251.

(f) For any combination or types of roofing materials which cannot be priced according to the above schedule, an application for a price may be made in writing to the Office of Price Administration, Phoenix District Office. The Regional Administrator will authorize a pricing method either by letter or amendment to this order.

(g) The prices established by this order supersede those provided by sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251; except to the extent they are inconsistent herewith, the other provisions of Revised Maximum Price Regulation No. 251 apply to this order.

(h) Any practice or device which results in a higher price to the purchaser than is permitted by this Order No. G-3 is as much a violation as an outright over-ceiling charge and subjects the seller to the penalties provided by section 16 of Revised Maximum Price Regulation No. 251.

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

(j) This Revised Order No. G-3 shall become effective January 25, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 45-1630; Filed, Jan. 26, 1945; 4:36 p. m.]

[Region VIII Order G-3 Under MPR 418, Revocation]

FRESH FISH AND SEAFOOD IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to the authority vested in the Regional Administrator by section 20 (a) of Maximum Price Regulation No. 418, as amended, Order No. G-3 under Maximum Price Regulation No. 418, as amended, is hereby revoked.

This order shall become effective January 13, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of January 1945.

GEORGE MONCHARSCH,
Acting Regional Administrator.

[F. R. Doc. 45-1629; Filed, Jan. 26, 1945; 4:35 p. m.]

[Region VIII Order G-5 Under Rev. Supp. Service Reg. 19]

OIL BURNER AND STOKER SERVICES IN SEATTLE, AND TACOMA, WASH., AREAS

For the reasons set forth in an accompanying opinion and pursuant to au-

thority conferred upon the Regional Administrator by § 1499.671 (c) of Revised Supplementary Service Regulation No. 19 of Revised Maximum Price Regulation No. 165, *It is hereby ordered:*

(a) For the purposes of Revised Supplementary Service Regulation No. 19, the Seattle City area is that area which lies entirely within the confines of King County, Washington, and the Tacoma City area is that area which lies entirely within the confines of Pierce County, Washington.

(b) Any supplier of oil burner services and stoker services covered by this order shall also be subject to all the provisions and requirements contained in Revised Supplementary Service Regulation No. 19.

This order shall become effective January 18, 1945.

Issued this 13th day of January 1945.
(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

GEORGE MONCHARSH,
Acting Regional Administrator.

[F. R. Doc. 45-1628; Filed, Jan. 26, 1945;
4:35 p. m.]

[Region VIII Order G-6 Under Rev. Supp.
Service Reg. 19]

OIL BURNER AND STOKER SERVICES IN SACRAMENTO, CALIF., AREA.

For the reasons set forth in an accompanying opinion and pursuant to authority conferred upon the Regional Administrator by § 1499.671 (c) of Revised Supplementary Service Regulation No. 19 of Revised Maximum Price Regulation No. 165, *It is hereby ordered:*

(a) For the purposes of Revised Supplementary Regulation No. 19, the area included in the City of Sacramento, California, is all the territory within the corporate limits of Sacramento, North Sacramento and Washington; all the intervening territory northward to and including the areas known as Huginwood and Del Paso Heights; all the territory westward to and including the town of Bryte; all the territory lying between the southerly limits of Sacramento and Fruitridge Road, and eastward to the Southern Pacific Railroad tracks, and including those areas known as Sierra Oaks, Sierra Oaks Vista, and West Sacramento.

(b) Any supplier of oil burner services and stoker services covered by this order shall also be subject to all the provisions and requirements contained in Revised Supplementary Service Regulation No. 19.

This order shall become effective January 22, 1945.
(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 78 Cong.; E.O. 9250, 7 F.R. 7881, E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 45-1625; Filed, Jan. 26, 1945;
4:35 p. m.]

[Region VIII Order G-7 Under Rev. Supp.
Service Reg. 19]

OIL BURNER AND STOKER SERVICES IN SAN FRANCISCO AND OAKLAND, CALIF., AREA

For the reasons set forth in an accompanying opinion and pursuant to authority conferred upon the Regional Administrator by § 1499.671 (c) of Revised Supplementary Service Regulation No. 19 of Revised Maximum Price Regulation No. 165; *It is hereby ordered:*

(a) For the purposes of Revised Supplementary Service Regulation No. 19, the San Francisco and Oakland, California, area consists of all that territory included within the legal boundaries of San Francisco, South San Francisco, Daly City, Colma, Oakland, Alameda, Berkeley, Albany, El Cerrito, Emeryville, Piedmont, Richmond and San Leandro.

(b) Any supplier of oil burner services and stoker services covered by this order shall also be subject to all the provisions and requirements contained in Revised Supplementary Service Regulation No. 19.

This order shall become effective January 22, 1945.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7681, E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 45-1624; Filed, Jan. 26, 1945;
4:34 p. m.]

[Region VIII Order G-14 Under 3 (e) (2)]

NORGE GAS RANGE SALES IN CALIFORNIA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (e) (2) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum price for sales to retailers and at retail of Norge Gas Range, Model N401, with oven heat control, by sellers subject to the General Maximum Price Regulation, who cannot determine their maximum prices under § 1499.2 of the General Maximum Price Regulation, shall be as follows:

(1) To retailers, \$85.00, including Excise Tax, f. o. b. San Francisco or Los Angeles, terms net 30 days.

(2) At retail, \$138.00, including Excise Tax, less discounts, allowances and price differentials no less favorable than those customarily granted by the seller; this price includes installation services and all other services customarily furnished by the seller on sales of similar commodities during March, 1942.

(b) This order shall apply to sales in the State of California.

(c) This order may be corrected, amended, or revoked at any time.

(d) This order shall become effective January 22, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 45-1626; Filed, Jan. 26, 1945;
4:35 p. m.]

[Region VIII Order G-16 Under RMPR 333]

SHELL EGGS IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 3.3 (a) of Revised Maximum Price Regulation No. 333; *It is hereby ordered:*

(a) The adjusted maximum price of currently produced, clean, current receipt shell eggs, containing no visible checks, produced and sold and delivered in the State of Oregon (except Malheur County) or in the State of Washington west of the crest of the Cascade Range, by a producer to any buyer (other than an ultimate consumer), shall be as follows, according to their minimum weight specifications:

Adjusted maximum price	Minimum weight	
	Per doz.	Per 30 doz.
Maximum price of large Grade A eggs less 5¢ per doz.....	Ounces 24	Pounds 45
Maximum price of medium Grade A eggs less 5¢ per doz.....	21	40
Maximum price of small Grade A eggs less 5¢ per doz.....	12 1/2	140

¹ Less than.

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

(1) "Current receipt eggs" means shell eggs subject to Revised Maximum Price Regulation No. 333 whose interior grade has not been determined and which have not been placed in storage;

(2) All other words and phrases bear the definitions stated in Revised Maximum Price Regulation No. 333 unless the context clearly requires otherwise.

(c) This order may be revoked, amended, or corrected at any time.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

This order shall become effective on January 18, 1945.

Issued this 11th day of January 1945.

GEORGE MONCHARSH,
Acting Regional Administrator.

[F. R. Doc. 45-1627; Filed, Jan. 26, 1945;
4:35 p. m.]

[Spokane Order G-87 Under 18 (c), Amdt. 2]

FIREWOOD IN DOUGLAS, GRANT, AND OKANOGAN COUNTIES, WASH.

(a) For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Spokane District Office of the Office of Price Administration by § 1499.18 (c) as amended, of the

General Maximum Price Regulation and Order of Delegation No. 34 under General Order No. 32, *It is hereby ordered*, That paragraph (b) (2) of Amendment No. 1 to Regional Order No. G-67 be amended as follows:

(b) The maximum price in the City of Waterville for mill slabwood 16' lengths or shorter f. o. b. the dealer's premises shall be:

	<i>Per cord</i>
For green wood.....	\$10.50
For dry wood.....	11.50

(c) If in March, 1942, the seller had an established practice of giving allowances, discounts, or other price differentials to certain classes of purchases, he must continue such practice, and the maximum prices fixed by this order must be reduced to reflect such allowances, discounts, and other price differentials.

(d) Lower prices than the maximum prices established by this order may be charged, demanded, offered, or paid.

(e) Every person making a sale of firewood for which a maximum price is set

by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale, which shall show:

- (1) The date of sale.
- (2) The name and address of the buyer and seller.
- (3) The quantity of firewood sold.
- (4) Description of firewood sold, in the same manner as it is described in this order. (This shall include the kind of wood, i. e., hard, soft or mixed, and length of pieces of wood.)
- (5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated).

(6) The total price of wood. On the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying and stacking, and the charge made for each such service. The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be made

available for inspection by the Office of Price Administration.

(f) Violations of this order shall subject the violator to all of the criminal and civil penalties provided by the Emergency Price Control Act of 1942, as amended.

(g) This order may be revoked, amended, or corrected at any time. The record-keeping provision of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. This order shall become effective upon its issuance.

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

Dated: January 3, 1945.

DAVE S. COHN,
District Director.
JAY J. KALEZ,

District Administrative Officer.

[F. R. Doc. 45-1622; Filed, Jan. 26, 1945;
4:33 p. m.]