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Washington, Saturday, August 8, 1942

The President

PROCLAMATION 2565

FIRE PREVENTION WEEK—1942

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Any loss of human life, any interference with production, any loss of critical materials hinders and impedes our war effort.

Uncontrolled fire, even in normal times, is a national menace. It kills or disables thousands of our people and destroys a significant portion of our national wealth each year. Today, when every machine is being taxed to its fullest productive capacity, when new hands are working with unfamiliar tools, and when agents of our enemies are seeking to hinder us by every possible means, it is essential that destructive fire be brought under stricter control in order that victory may be achieved at the earliest date.

Nothing less than the united vigilance and effort of all the people will suffice to break the grip of this menace. Fire hazards everywhere must be detected at once and eliminated. Loss of life and property from blaze and smoke must be reduced in every State of the Union. Prevention of all uncontrolled fires must be our goal.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate the week beginning October 4, 1942, as Fire Prevention Week; and I earnestly request the people of the country to give special heed to the importance of taking active measures during that week, and throughout the year, to conserve our human and material resources from the destructive toll of fire; and I direct the Office of Civilian Defense and other appropriate Federal agencies to initiate programs for emphasizing the importance of attaining these objectives. I also desire to enlist the cooperation of State and local governments, of educators and civic groups, and of the press, the radio, and the motion-picture industry, with a view to promoting widespread realization of the dangers of fire and knowledge of the methods of controlling it.

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

DONE at the City of Washington this 5th day of August in the year of our Lord nineteen hundred and forty-two, and of the Independence of the United States of America the one hundred and sixty-seventh.

[SEAL]

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL,
Secretary of State.

[F. R. Doc. 42-7655; Filed, August 6, 1942; 4:09 p. m.]

PROCLAMATION 2566

EXTENDING THE TIME FOR PERFORMANCE OF THE ACT PRESCRIBED BY SECTION 313 (b) OF THE TARIFF ACT OF 1930, IN THE CASE OF SUGAR

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 318 of the Tariff Act of 1930 (46 Stat. 696) provides:

> Whenever the President shall by proclamation declare an emergency to exist by reason of a state of war, or otherwise, he may authorize the Secretary of the Treasury to extend during the continuance of such emergency the time herein prescribed for the performance of any act. . .;

and

WHEREAS section 313 (b) of the Tariff Act of 1930 (46 Stat. 694) provides:

> If imported duty-paid sugar or non-ferrous metal, or ore containing non-ferrous metal, and duty free or domestic merchandise of the same kind and quality are used in the manufacture or production of articles within a period not to exceed one year from the receipt

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THE PRESIDENT

REGULATIONS

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FEDERAL REGISTER

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of such imported merchandise by the manufacturer or producer of such articles, there shall be allowed upon the exportation (or shipment to the Philippine Islands) of any such articles, notwithstanding the fact that none of the imported merchandise may actually have been used in the manufacture or production of the exported articles, an amount of drawback equal to that which would have been allowable had the sugar or non-ferrous metal, or ore containing non-ferrous metal, used therein been imported; but the total amount of drawback allowed upon the exportation of such articles, together with the total amount of drawback allowed in respect of such imported merchandise under any other provision of law, shall not exceed 99 per centum of the duty paid on such imported merchandise.;

and

WHEREAS it appears that undue hardships are being imposed in certain instances by the limitation of one year contained in the aforesaid provision:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority vested in me by the foregoing provision of section 318 of the Tariff Act of 1930, do by this proclamation declare an emergency to exist, and I do hereby authorize the Secretary of the Treasury to extend to three (3) years, the time prescribed in section 313 (b) of the Tariff Act of 1930, within which sugar must be used in the manufacture or production of articles, in any case in which the time prescribed in such subsection has not expired.

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

Done at the City of Washington this 7th day of August in the year of [SEAL] our Lord nineteen hundred and forty-two and of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL,

Secretary of State.

[F. R. Doc. 42-7683; Filed; August 7, 1942; 12: 42 p. m.]

EXECUTIVE ORDER 9215

AUTHORIZING AND DIRECTING THE SECRETARY OF WAR TO ASSUME FULL CONTROL OF CERTAIN AIRPORTS

ARIZONA

By virtue of the authority vested in me by section 2 of the act of May 24, 1928, 45 Stat. 728 (U.S.C., title 49, section 212), and deeming such action necessary for military purposes, I hereby authorize and direct the Secretary of War to assume full control of the public airports on the following-described public lands, now leased, under the provisions of the said act of May 24, 1928, to the Boards of Supervisors of Maricopa and Pima Counties, Arizona:

GILA AND SALT RIVER MERIDIAN

T. 6 S., R. 5 W., sec. 24;
T. 11 S., R. 6 W.,
Sec. 22, E½;
Sec. 23, W½.

This order shall continue in force and effect during the present war and for six months after the official termination thereof.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
August 6, 1942.

[F. R. Doc. 42-7677; Filed, August 7, 1942; 11:47 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter VII—Agricultural Adjustment Agency

[ACP-1941-17]

PART 701—AGRICULTURAL CONSERVATION PROGRAM

SUBPART C—1941

MISCELLANEOUS AMENDMENTS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, the 1941 Agricultural Conservation Program, as amended, is further amended as follows:

1. Section 701.201 (c) (8) is amended to read as follows:

§ 701.201 *Allotments, yields, productivity indexes, payments, and deductions.* * * *

(c) *Peanuts.* * * *

(8) *Deduction.* $30.00 per ton of the normal yield for the farm for each acre of peanuts for market in excess of its peanut acreage allotment less the acreage, if any, by which the farm cotton acreage allotment (or an erroneously issued cotton allotment when such allotment is used for determining performance in accordance with § 701.210 (g)) exceeds the acreage planted to cotton on the farm, but not to exceed the maximum peanut payment computed for the farm unless the producer (i) fails to show the disposition of any peanuts grown on

the farm, or (ii) fails to pay the penalty due upon any excess peanuts under the marketing quota program: *Provided,* That nothing in this subparagraph shall be construed as reducing the acreage of excess peanuts upon which deduction is computed even though the amount of the deduction is reduced to the maximum computed peanut payment: *Provided further,* That no deduction will be made if the acreage of peanuts for market on the farm is one acre or less.

2. Section 701.201 (k) (8) is amended to read as follows:

(k) *Miscellaneous.* * * *

(8) *Minimum acreage of non-depleting land uses.* In counties, groups of counties, or States, upon recommendation of the State committee and approval of the Agricultural Adjustment Agency, a deduction of $5.00 shall be made for each acre by which the acreage of cropland on the farm not devoted to any soil-depleting crop plus the acreage of special crops with respect to which deductions are computed under paragraphs (a) to (h), inclusive, of this section, is less than the sum of 20 percent of the total acreage of cropland on the farm and the acreage of soil-depleting crops grown on noncropland on the farm: *Provided,* That the deduction shall be applicable only to that acreage of soil-depleting crops grown on the farm in excess of 30 acres. Such deductions shall be made only in the case of farms for which a special soil-depleting allotment (other than commercial vegetable allotment) is determined: *Provided further,* That the provisions contained in this subparagraph are not applicable in counties designated by the regional director on recommendation of the State committee as counties in which the production of feed for livestock has been seriously reduced by drought.

3. Section 701.210 (g) is amended by changing the heading, adding the following subparagraphs (1) and (2) and by renumbering the present paragraph to be subparagraph (3).

§ 701.210 *General provisions relating to payments.* * * *

(g) *Deductions in case of an erroneous notice of performance or an erroneous notice of acreage allotment.* (1) In any case where, through error of an employee of the county association, a producer is officially notified in writing that the measured acreage of cotton, peanuts, potatoes, rice, tobacco, or wheat, is within the respective farm allotment or permitted acreage, or that such acreage is a given amount in excess of the farm allotment or permitted acreage (but not by more than 3 acres or 3 percent of the allotment, whichever is the larger in the case of wheat or rice) and the producer disposes of such excess in the required manner and within the time allowed, when, in fact, the actual acreage of the crop (after disposal of any excess acreage indicated by the official notice) exceeds the acreage allotment or permitted acreage therefor, (but the acreage before any was disposed of was not in excess of the allotment by more than 3 acres or 3 percent, whichever is the larger in the case of wheat or rice), and the producer was not notified as to the correct extent of performance with respect to the acreage allotment or permitted acreage in sufficient time to permit him to remove the excess acreage, and the county and State committees find that, in harvesting an acreage of the crop in excess of the allotment or permitted acreage, the producer acted in the belief that the information contained in such official notice was correct, the acreage of the crop set forth in such erroneous notification shall be the official acreage for all purposes except in determining the cropland for the farm.

(2) In any case where, through error by an employee of the county association, a producer was officially notified in writing that the extent of the conservation measures carried out on the farm is such as to meet the minimum performance required under § 701.201 (k) (5), (6), (7), or (8), when, in fact, the extent of the conservation measures carried out on the farm was less than the required minimum of such conservation measures, and the producer was not notified as to the correct extent of performance with respect to the minimum conservation requirement in sufficient time to permit him to carry out additional conservation measures for the purpose of meeting the minimum conservation requirement, and the county and State committees find that in failing to meet the minimum conservation requirement, the producer acted in the belief that the information contained in such official notice was correct, the extent of the conservation measures set forth in such erroneous notification shall be the official extent for all purposes except in determining the cropland for the farm or the payment for carrying out approved soil-building practices.

* * * * *

(Sections 7 to 17, as amended, 49 Stat. 1148, 1915, 50 Stat. 329, 52 Stat. 31, 204, 205, 53 Stat. 550, 573; 16 U.S.C. 590g to 590q)

Done at Washington, D. C., this 6th day of August 1942. Witness my hand and the seal of the Department of Agriculture.

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

[F. R. Doc. 42-7673; Filed, August 7, 1942; 11:15 a. m.]

TITLE 24—HOUSING CREDIT

Chapter IV—Home Owner's Loan Corporation

[Bulletin No. 95]

PART 408—ACCOUNTING SECTION

INTEREST CONVENIENCE PERIOD

The first paragraph of § 408.00d *Interest convenience period*[1] is amended as follows:

In the first paragraph the reference to "fourteen (14) days" shall be amended to read "ten (10) days" and the reference to "sixteen (16) days" shall be amended to read "nineteen (19) days". (Secs. 4 (a), 4 (k), 48 Stat. 129, 132, as amended by sec. 13, 48 Stat. 647: 12 U.S.C. 1463 (a), (k), E.O. 9070, 7 F.R. 1529.)

Effective August 5, 1942.

[SEAL] J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 42-7648; Filed, August 6, 1942; 12:09 p. m.]

[1] 7 F.R. 2090.

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

PART 331—MINIMUM PRICE SCHEDULE, DISTRICT NO. 11

[Docket No. A-1546]

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 11 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 11 for All Shipments Except Truck.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District 11 for all shipments except truck; and

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

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

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

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith § 331.5 (*Alphabetical list of code members*) is amended by adding thereto Supplement R, which supplement is hereinafter set forth and hereby made a part hereof.

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

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

Dated: July 30, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 11

NOTE: The material contained in this supplement is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 331, Minimum Price Schedule for District No. 11 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 331.5 *Alphabetical list of code members*—Supplement R

Mine index No.	Code member	Mine	Seam	Subdistrict	Freight origin group	Price group	Shipping point	Railroad
[1]763	Decker, Oscar F.	Decker	V	BO	20	11	Boonville	Sou.
[1]801	Ryan, Frank (Square Deal Coal Co.).	Square Deal	V	BO	20	11	Boonville	Sou.
[2]1333	Briggs Coal & Clay Company, Inc. c/o Lemuel Briggs.	Briggs	VI	BC	33	1	West Terre Haute.	Penna
[3]634	Jackson, Orian (Jackson Coal Co.).	Jackson	VI	LS	61	7	Latta	CMStP&P.

[1] Mine Index Nos. 763 and 801 shall be included in Price Group 11 and shall take the same f. o. b. mine prices as other mines in Price Group 11 in Price Schedule No. 1, District No. 11, For All Shipments Except truck. It shall also take the same adjustments in f. o. b. mine prices on account of differences in freight rates as other mines in Freight Origin Group 20 of the Boonville Subdistrict having the same freight rate. Mine Index Nos. 763 and 801 shall be accorded the same prices for railroad locomotive fuel as shown in § 331.10 in Minimum Price Schedule, District No. 11, For All Shipments Except Truck as are shown for Mine Index Nos. 58, 87, 88 and 773.

[2] Mine Index No. 1333 shall be included in Price Group 1 and shall take the same f. o. b. mine prices as other mines in Price Group 1 in Price Schedule No. 1, District No. 11, For All Shipments Except Truck. It shall also take the same adjustments in f. o. b. mine prices on account of differences in freight rates as other mines in Freight Origin Group 33 of the Brazil-Clinton Subdistrict having the same freight rate. Mine Index No. 1333 shall be accorded the same prices for railroad locomotive fuel as shown in § 331.10 in Minimum Price Schedule, District No. 11, For All Shipments Except Truck as are shown for Mine Index Nos. 7, 8, 16, 42, 55, 74, 75, 82, 83, 84, 89 and 98.

[3] Mine Index No. 634 shall be included in Price Group 7 and shall take the same f. o. b. mine prices as other mines in Price Group 7 in Price Schedule No. 1, District No. 11, For All Shipments Except Truck. It shall also take the same adjustments in f. o. b. mine prices on account of differences in freight rates as other mines in Freight Origin Group 61 of the Linton-Sullivan Subdistrict having the same freight rate. Mine Index No. 634 shall be accorded the same prices for railroad locomotive fuel as shown in § 331.10 in Minimum Price Schedule, District No. 11, For All Shipments Except Truck as are shown for Mine Index Nos. 10, 19, 20, 33, 40, 46, 52 60, 65, 71, 72, 85, 101, 205, 360, 895, 1022 and 1279.

[F. R. Doc. 42-7619; Filed, August 6, 1942; 10:55 a. m.]

PART 331—MINIMUM PRICE SCHEDULE, DISTRICT NO. 11

[Docket No. A-1547]

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 11 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 11.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 11 for truck shipment; and

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

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

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

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 331.24 (*General prices in cents per net ton for shipment into all market areas*) is amended by adding thereto Supplement T, which supplement is hereinafter set forth and hereby made a part hereof.

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

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

Dated: July 30, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

TRUCK SHIPMENTS

§ 331.24 *General prices in cents per net ton for shipment into all market areas*—Supplement T

Code member index	Mine index No.	Mine	Seam	Prices and size group Nos.													
				1	2	3	4	5	6	7	8	9	10, 11, 12	13	14	15	16
CLAY COUNTY																	
Carter, Horace	1334	Carter Rlb	B	310	285	265	255	250	245	215	215	195	185	155	145	80	50
VIGO COUNTY																	
Briggs Coal & Clay Company, Inc. c/o Lemuel Briggs.	1333	Briggs	6	250	245	240	230	225	220	180	185	170	165	135	125	70	40
WARREN COUNTY																	
Goffing, Evert	1328	Goffing No. 2	M	310	285	265	255	250	245	215	215	195	185	155	145	80	50

[F. R. Doc. 42-7620; Filed, August 6, 1942; 10:55 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Order No. 47]

SPRINGFIELD STATE HOSPITAL PROJECT

ESTABLISHMENT FOR CONSCIENTIOUS OBJECTORS

I, Lewis B. Hershey, Director of Selective Service, in accordance with the provisions of section 5 (g) of the Selective Training and Service Act of 1940 (54 Stat. 885) and pursuant to authorization and direction contained in Executive Order No. 8675 dated February 6, 1941, hereby designate the Springfield State Hospital Project to be work of national importance, to be known as Civilian Public Service Camp No. 47. Said project, located at Sykesville, Carroll County, Maryland, will be the base of operations for work at the Springfield State Hospital, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and non-combatant military service and have been placed in Class IV-E, may be assigned to said project in lieu of their induction for military service.

Men assigned to said Springfield State Hospital Project will be engaged in clerical work, as attendants, waiters, farm hands, etc., and shall be under the direction of the Board of Mental Hygiene, State of Maryland, as well as will be the project management. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder, as well as the regulations of the Board of Mental Hygiene, State of Maryland. Administrative and directive control shall be under the Selective Service System through the Camp Operations Division of National Selective Service Headquarters.

LEWIS B. HERSHEY,
Director.

AUGUST 4, 1942.

[F. R. Doc. 42-7649; Filed, August 6, 1942; 3:28 p. m.]

[Order No. 48]

MARIENVILLE PROJECT

ESTABLISHMENT FOR CONSCIENTIOUS OBJECTORS

I, Lewis B. Hershey, Director of Selective Service, in accordance with the provisions of section 5 (g) of the Selective Training and Service Act of 1940 (54 Stat. 885) and pursuant to authorization and direction contained in Executive Order No. 8675 dated February 6, 1941, hereby designate the Marienville Project to be work of national importance, to be known as Civilian Public Service Camp No. 48. Said camp, located at Marienville, Forest County, Pennsylvania, will be the base of operations for forestry work in the State of Pennsylvania, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and non-combatant military service and have been placed in Class IV–E, may be assigned to said camp in lieu of their induction for military service.

The work to be undertaken by the men assigned to Civilian Public Service Camp No. 48 will consist of fire presuppression, fighting forest fires, field planting, forest stand improvement and betterment of truck trails, and shall be under the technical direction of the Forest Service of the United States Department of Agriculture insofar as concerns the planning and direction of the work program. The camp, insofar as camp management is concerned, will be under the direction of approved representatives of the National Service Board for Religious Objectors. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder. Administrative and directive control shall be under the Selective Service System through the Camp Operations Division of National Selective Service Headquarters.

LEWIS B. HERSHEY,
Director.

AUGUST 5, 1942.

[F. R. Doc. 42-7650; Filed, August 6, 1942; 3:28 p. m.]

[No. 103]

NOTICE OF RENEWAL OF LEASE

ORDER PRESCRIBING FORM

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

Revision of DSS Form 19, entitled "Notice of Renewal of Lease," effective immediately upon the filing hereof with the Division of the Federal Register.[1] The original supply of forms will be used until exhausted.

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

LEWIS B. HERSHEY,
Director.

JUNE 17, 1942.

[F. R. Doc. 42-7651; Filed, August 6, 1942; 3:28 p. m.]

[No. 104]

MONTHLY CAMP AND PERSONNEL REPORT

ORDER PRESCRIBING FORM

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

Addition of a new form designated as DSS Form 52A, entitled "Monthly Camp and Personnel Report," effective immediately upon the filing hereof with the Division of the Federal Register.[1]

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

LEWIS B. HERSHEY,
Director.

JUNE 20, 1942.

[F. R. Doc. 42-7652; Filed, August 6, 1942; 3:28 p. m.]

[No. 105]

LOCAL BOARD ACTION REPORT

ORDER PRESCRIBING FORM

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

Revision of DSS Form 110, entitled "Local Board Action Report," effective immediately upon the filing hereof with the Division of the Federal Register.[1] The supply of DSS Forms 110 on hand will be used until exhausted.

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

LEWIS B. HERSHEY,
Director.

JULY 1, 1942.

[F. R. Doc. 42-7653; Filed, August 6, 1942; 3:29 p. m.]

[1] Filed as part of original document.

[No. 106]

NOTICE OF CALL ON STATE

ORDER PRESCRIBING FORM

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

Revision of DSS Form 12, entitled "Notice of Call on State," effective immediately upon the filing hereof with the Division of the Federal Register.[1] The supply of forms on hand will be used until exhausted.

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

LEWIS B. HERSHEY,
Director.

JULY 5, 1942.

[F. R. Doc. 42-7654; Filed, August 6, 1942; 3:29 p. m.]

Chapter IX—War Production Board

PART 933—COPPER

[Amendment 1 to Supplementary Order M–9–b as Amended August 3, 1942]

AUTHORIZATION

1. Section 933.3 *Supplementary Order M–9–b* as amended [1] August 3, 1942, paragraph (e) is hereby amended so as to read as follows:

(e) *Authorization*—(1) *Basis of authorization.* Authorizations to receive deliveries of, melt or process copper, scrap or alloy ingots will be given by the Director General for Operations to assure the satisfaction of the most essential war requirements. After the satisfaction of such requirements, the deliveries of any residual supply may be authorized by the Director General for Operations for other necessary requirements.

(2) *Application for authorization.* Any person desiring to obtain an authorization pursuant to this order to accept the delivery of, melt or process copper, scrap or alloy ingots should make application on Form PD–59, Copper Branch, War Production Board, by the 5th of each month.

(3) *Proof of authorization*—(i) *Refined copper.* Any foundry or ingot maker authorized to purchase specified amounts of refined copper under the terms of an allocation certificate must submit the allocation certificate issued to him to his supplier at the time of placing his order. If the order is placed with a dealer, the allocation certificate must be surrendered to the dealer. If the order is placed with a refiner, the allocation certificate must be endorsed by the refiner, specifying the quantity of refined copper which the refiner will deliver.

(ii) *Alloy ingot, copper scrap or copper base alloy scrap.* Any person author-

[1] 7 F.R. 5983.

ized to purchase specified amounts of alloy ingot, copper scrap, or copper base alloy scrap, may notify his supplier of his right to make a purchase by endorsing on, or attaching to, each contract or purchase order placed by him under the terms of the authorization, a certification in the following form signed by an official duly authorized for such purpose:

Certification. The undersigned purchaser hereby represents to the seller and to the War Production Board that he is entitled to purchase the items shown on this purchase order pursuant to Allocation Certificate, Serial No. _____ for the month of _____ and that receipt of these items, together with all other orders placed by him, will not result in his receiving more alloy ingot, copper scrap, or copper base alloy scrap, than he has been authorized to receive for the month indicated by such purchase order pursuant to said Allocation Certificate.

Name of Purchaser	Address
Signature of Title of Duly Authorized Official	Date

The person receiving the certification shall be entitled to rely on such certification unless he knows or has reason to believe it to be false. Each person supporting a purchase order by such a certification must maintain at his regular place of business all documents, including purchase orders and preference rating orders and certificates, upon which he relies as entitling him to make such purchases, segregated and available for inspection by representatives of the War Production Board, or filed in such manner that they can be readily segregated and made available for such inspection.

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

Issued this 7th day of August 1942.

AMORY HOUGHTON,
Director General For Operations.

[F. R. Doc. 42-7666: Filed, August 7, 1942; 11:11 a. m.]

PART 933—COPPER

[Amendment 5 to Conservation Order M-9-c as Amended May 7, 1942]

CURTAILING THE USE OF COPPER IN CERTAIN ITEMS

Section 933.4 *Conservation Order M-9-c*[1] is hereby amended:

1. By adding at the end of paragraph (a) a new subparagraph to be and read as follows:

(5) No manufacturer of any item on List "A-2" attached or of parts (including repair parts) for any such item may, if such item or parts contain copper products or copper base alloy products, continue their manufacture by means of processing, assembling or finishing after the governing date set forth opposite such item in Column 2 of List "A-2".

[1] 7 F.R. 3424, 3660, 3745, 4205, 4480, 4535, 5344, 5902.

2. By adding at the end of paragraph (b) the following:

* * * The provisions of this paragraph (b) shall not apply to a manufacturer wishing to assemble a completed fractional horsepower electric motor acquired on or before February 28, 1942 into machinery of any kind omitted from Lists "A" or "A-1" attached; or to the processing, assembling or finishing of any machinery omitted from Lists "A" and "A-1" attached or of parts (including repair parts) for such an article, if the only copper products or copper base alloy products used which were in the inventory of the manufacturer on or before February 28, 1942 are bushings, bearings, nuts, bolts, screws, washers and wire weighing in the aggregate less than 5% of the total weight of the article or part.

3. By deleting paragraph (e) and substituting therefor a new paragraph (e) to be and read as follows:

(e) *General restrictions on deliveries.* The disposition of frozen and excessive inventories containing certain copper products and copper base alloy products shall be subject to the applicable provisions of Priorities Regulation No. 13 (§ 944.34).[2]

4. By deleting paragraph (h) (8) and substituting therefor a new paragraph (h) (8) to be and read as follows:

(8) *Repair.* The restrictions of this order (other than those contained in paragraph (d) (1) hereof) shall not apply to a person repairing a used article on or off the premises of the owner, if the person making the repair does not use copper products or copper base alloy products weighing in the aggregate more than two pounds and any manufacturing, processing, assembling or finishing done by him is for the purpose of making a specific repair; nor shall the restrictions of this order (other than those contained in paragraph (d) (1) hereof) apply to a person repairing a used article on or off the premises of the owner, if the person making the repair does not use copper products or copper base alloy products weighing in the aggregate more than one pound in excess of the copper or copper base alloy scrap derived from the article being repaired, and all such scrap is delivered to a scrap dealer or to any other person to whom such delivery may be made under the provisions of Supplementary Order M-9-b.[3]

5. By adding at the end of the list of orders in paragraph (h) (10) the following:

Water meters governed by Schedule I[4] of Limitation Order No. L-154, effective June 17, 1942.

Self contained drinking water coolers governed by Schedule I[5] of Limitation Order No. L-126, effective July 3, 1942.

6. By amending the second sentence of paragraph (h) (10) to be and read as follows:

The provisions of this amended order do not apply to attaching finished slide fasteners, hooks and eyes, brassiere hooks, sew-on machine attached or riveted snap fasteners or grippers, buckles, buttons, corset clasps, eyelets (other than eyelets usable as shoe eyelets), garter trimmings, hose supporters, insignia, jewelry, loops, mattress buttons, pin fasteners, pins, staples, slides and trouser trimmings. The amended order does apply to manufacturing, processing, assembling and finishing of the closures and associated items listed above where the provisions of this amended order are more restrictive than other orders of the War Production Board. Order M-9-c-2 applies to the manufacture of certain jewelry.

7. By amending the line in List "A" which reads:

Unit heaters, unit ventilators, and convectors, space or local heaters, and blast heating coils, or any apparatus using such coils as part of its construction (except valves and controls).

To be and read as follows:

Unit heaters, unit ventilators, and convectors, space or local heaters, and blast heating coils, or any apparatus using such coils as part of its construction (except valves and controls and parts necessary for conducting electricity).

8. By amending the line in List "A" which reads:

Beverage dispensing units and parts thereof (except for parts necessary for conducting electricity in water coolers).

To be and read as follows:

Beverage dispensing units and parts thereof (except for self contained drinking water coolers as defined in Schedule I of Order L-126).

9. By amending the line in List "A" which reads:

Livestock and poultry equipment (except for valves, controls and thermostats other than wafer thermostats and except for plating wafer thermostats).

To be and read as follows:

Livestock and poultry equipment (except for parts necessary for conducting electricity and for valves, controls and thermostats other than wafer thermostats and except for plating wafer thermostats).

10. By amending the line in List "A" which reads:

Unions (except seats).

To be and read as follows:

Unions and union fittings (except seats, and except for other parts of unions and union fittings where and to the extent that the physical and chemical properties of the liquid or gas passing through the union or union fitting makes the use of any other material dangerous or impractical). See also Order L-42.[6]

11. By amending the line in List "A" which reads:

Valves over 2 inch size (except seats, discs and stems).

[2] 7 F.R. 5167, 5604.
[3] 7 F.R. 5983.
[4] 7 F.R. 4539, 5706.
[5] 7 F.R. 5082.
[6] 7 F.R. 951.

To be and read as follows:

Valves over 2 inch size (except seats, discs and stems and except for other parts of such valves where and to the extent that the physical and chemical properties of the liquid or gas passing through the valve makes the use of any other material dangerous or impractical).

12. The following List "A–2" is added to the order, after the end of List "A–1" and prior to the "Military Exemption List":

LIST "A–2" OF ORDER M–9–c AS AMENDED MAY 7, 1942

The manufacture, processing, assembling or finishing with copper products or copper base alloy products of the items listed below and of all parts (including repair parts) therefor is prohibited after the governing date except to the extent permitted by paragraphs (h) (7) and (h) (8) of the foregoing amended order M–9–c. Where this List contains an exception, the manufacture of the item or part therefore excepted is governed by paragraph (b) of this amended order.

	Governing date
Gas stoves and ranges for household use except when each valve contains not more than ½ ounce of copper base alloy and each control contains not more than 1½ ounces of copper base alloy	August 7, 1942
Lanterns	September 7, 1942

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

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AMORY HOUGHTON,
Director General for Operations.

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PART 1071—INDUSTRIAL AND COMMERCIAL REFRIGERATION AND AIR CONDITIONING MACHINERY AND EQUIPMENT

[Amendment 1 to Schedule I to Limitation Order L–126]

Section 1071.3 *Schedule I*[1] *to Limitation Order L–126* is hereby amended as follows:

1. The "note" to "Type A" specifications of subparagraph (1) (Types, sizes and capacities) of paragraph (b) *Required specifications* is amended to read as follows:

Note: Type A cooler capacities are based on the use of a waste water precooler using 60% spill. The above specified capacities are based on an ambient temperature of 100° F. while reducing water from 100° F. inlet to 50° F. outlet drinking water.

2. Subparagraph (2) (*b*) of paragraph (b) *Required specifications* is amended to read as follows:

(*b*) Block tin tubing or tin coatings.

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

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AMORY HOUGHTON,
Director General for Operations.

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[1] 7 F.R. 5082.

PART 1144—GOATSKINS, KIDSKINS AND CABRETTAS

[Conservation Order M–114, as Amended August 7, 1942]

Section 1144.1 *General Conservation Order M–114*[1] is hereby amended to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of goatskins, kidskins and cabrettas 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:

§ 1144.1 *General Conservation Order M–114*—(a) *Applicability of priorities regulation.* This order and all transactions affected thereby are subject to all applicable provisions of the Priorities Regulations of the War Production Board, as amended from time to time.

(b) *Definitions.* For the purposes of this order:

(1) "Goatskin" means the skin of the goat or leather made from it, other than a kidskin or India tanned goatskin.

(2) "Kidskin" means the skin of the young goat or leather made from it.

(3) "Cabretta" means the skin of a hair sheep or leather made from it.

(4) "Raw skin" means a skin in its original condition when imported, and before depilation.

(5) "India tanned goatskin" means an imported goatskin that has been tanned in Asia.

(6) "Put in process" means to soak in water or solution before depilation.

(7) "Semi-processed or finished" includes all skins that have already been put in process within the United States.

(8) "Tanner" means any person who puts in process raw goatskins, raw kidskins or raw cabrettas.

(9) "Basic monthly wettings" shall mean one-twelfth of the sum total of raw goatskins, raw kidskins, and raw cabretta skins put into process by a tanner during the period from January 1, 1941, to December 31, 1941, both inclusive.

(10) Goatskin that "could be made suitable for military requirements" includes any goatskin that could be processed into finished leather by any person into more than six and three-quarters square feet of leather, except extreme rejects, and extremely heavy (bull) weights.

(11) "Blue chrome state" shall mean the state after tanning but before fatliquoring and coloring.

(c) *Restrictons on sales, deliveries and processing of goatskins, kidskins and cabrettas.* (1) No person shall put in process during the months listed below for the aggregate of defense and nondefense use a sum total of raw goatskins, raw kidskins and raw cabrettas equal to more than the percentages shown below of his basic monthly wettings:

Year 1942:	*Percentage of basic monthly wetting*	
April	80	
May	70	
June and July	140	(total for both months)
Aug.–Sept.–Oct.	210	(total for three months)

Provided, however, That the foregoing limitation shall not affect the requirements of § 944.2 of Priorities Regulation No. 1 for compulsory filling and acceptance of defense orders and other orders bearing preference ratings. Any person with whom such orders are placed shall accept and fill the same regardless of the foregoing limitation but shall not after receiving such orders put in process in the periods covered by this order any raw goatskins, raw kidskins and raw cabrettas for orders other than defense orders, if his total for all orders exceeds said limitation.

(2) No person shall process beyond the blue chrome state, except for military glove or garment use, or for other military orders, any goatskin now or hereafter in process up to that state, which in the judgment of his most qualified expert by further processing from the blue chrome state could be made suitable for military requirements, and no person shall hereafter sell or deliver such suitable skins to any other person, except upon defense orders.

(d) *Prohibitions against sales or deliveries.* No person shall hereafter sell or deliver any raw goatskins, raw kidskins, or raw cabretta skins if he knows or has reason to believe such material is to be processed or delivered in violation of this order.

(e) *Fair distribution of products.* In making sales or deliveries of semi-processed or finished goatskins, kidskins, or cabrettas, no tanner shall make discriminatory cuts in amounts or quantities in acceptance of orders or deliveries between former customers who meet such tanner's regularly established prices, terms and credit requirements. Reduction in sales or deliveries proportionate with any curtailment of input established in paragraph (c) hereof shall not constitute a discriminatory cut.

(f) *Appeal.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of goatskins, kidskins or cabrettas conserved, or that compliance with this order would disrupt or impair a program of conversion from nondefense to defense work, may appeal to the War Production Board, Reference M–114, setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director General for Operations may there-

[1] 7 F.R. 2506, 3234, 4159.

upon take such action as he deems appropriate.

(g) *Reports.* Any person who puts in process goatskins, kidskins or cabrettas shall file with the War Production Board, monthly, beginning April 30, 1942, one copy of report form PD–373; and shall file any additional reports and forms prescribed by the War Production Board, from time to time.

(h) *Records.* Any person who puts in process goatskins, kidskins or cabrettas shall preserve such records for not less than two years as will clearly and adequately indicate his compliance with this order.

(i) *Communications to the War Production Board.* All reports required to be filed hereunder and all communications concerning this order, shall unless otherwise directed, be addressed to: "War Production Board, Textile, Leather and Clothing Branch, Washington, D. C., Ref.: M–114".

(j) *Violations.* Any person who wilfully violates any provision of this order, or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this order, may be prohibited from receiving further deliveries of any material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (a) of the Criminal Code (18 U.S.C. 80). (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

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AMORY HOUGHTON,
Director General for Operations.

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PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Amendment 1 to Schedule IV[1] to Limitation Order L–120]

CHEMICAL WOOD PULP TABLET PAPER

Section 1223.5 *Schedule IV to Limitation Order L–120* is hereby amended by including under paragraph (b) thereof, between item (iv) and the phrase "And, unless the total quantity of the order is at least 20,000 pounds, no person shall impress such paper with a special name watermark", the following:

(v) With at least 2,000 pounds of each roll width or at least 5,000 pounds of each sheet size of each substance weight.

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

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[1] 7 F.R. 5125.

PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Amendment 1 to Schedule V[1] to Limitation Order L–120]

WHITE WOVE ENVELOPE PAPER

Section 1223.6 *Schedule V to Limitation Order L–120*—White Wove Envelope Paper (excluding extra strong sulphate), is hereby amended by including under paragraph (b) thereof, between item (iv) and the phrase "And, unless the total quantity of the order is at least 20,000 pounds, no person shall impress such paper with a special name watermark," the following:

(v) With at least 2,000 pounds of each roll width or at least 5,000 pounds of each sheet size of each substance weight.

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

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[1] 7 F.R. 5125.

PART 3006—SOLUBLE DRIED BLOOD AND BLOOD-ADHESIVES

[General Preference Order M–192]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of soluble dried blood 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:

§ 3006.1 *General Preference Order M–192*—(a) *Definitions.* For the purpose of this order:

(1) "Soluble dried blood" means blood derived from the slaughter-house kill which is both soluble and dried, whether obtained through spray-drying, pan-drying, tunnel-drying or other means. The term does not include light blood albumin.

(2) "Blood-adhesive mixture" means any adhesive mixture containing soluble dried blood.

(3) "Producer" means any person engaged in the production of soluble dried blood and includes any person who has such material produced for him pursuant to toll agreement.

(4) "Distributor" means any person who has purchased or purchases soluble dried blood for resale either as such or as a part of any blood-adhesive mixture.

(b) *Restrictions on use and delivery.* (1) On and after September 1, 1942 no producer or distributor, subject to the provisions of paragraph (c), shall use and no person shall deliver soluble dried blood or any blood-adhesive mixture except as specifically authorized by the Director General for Operations upon application pursuant to paragraph (e) hereof, and no person shall accept any delivery of such materials which he knows or has reason to believe is made in violation of this order.

(2) Each person who shall accept delivery of soluble dried blood or of any blood-adhesive mixture pursuant to specific authorization of the Director General for Operations, shall use such materials only in accordance with the representations made by him in his application for such authorization.

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

(c) *Exceptions.* The specific authorization provided for in paragraph (b) (1) shall not be required with respect to the use by any producer or distributor of soluble dried blood for the purpose of manufacturing any blood-adhesive mixture.

(d) *Production of soluble dried blood.* Each producer shall comply with such directions as may be given from time to time by the Director General for Operations with respect to the production of soluble dried blood.

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

(1) Each person seeking authorization to accept delivery of and use soluble dried blood or any blood-adhesive mixture shall place his order therefor with his supplier on or before the 15th day of the month preceding the month for which authorization to accept delivery and use is requested and shall file with the War Production Board on or before such date three copies of Form PD–600 prepared in the manner prescribed therein, subject to the following specific instructions:

(i) *Heading.* Specify "Soluble dried blood and blood adhesives" and Order No. "M–192" in the heading and specify "pounds" as the unit of measure. A separate form must be filed for each supplier.

(ii) *Column 1; Grade.* In the case of soluble dried blood, specify "pan dried", "tunnel dried" or "spray dried". In the case of blood-adhesive mixtures, specify supplier's trade name or other identification.

(iii) *Column 3; Primary product.* Specify "plywood", "leather finishing materials" or "asphalts".

(iv) *Column 4; Product use.* Specify "military other than housing", "military housing, including barracks", "U. S. war housing", "other" or "unknown". A covering letter may be filed with the form giving details with respect to the product use.

(2) Each distributor seeking authorization to accept delivery of soluble dried blood for purposes of resale either as such or as a part of any blood-adhesive mixture shall file with the War Production Board on or before August 20, 1942 and on or before the 20th day of each month thereafter three copies of Form PD–600 prepared in the manner prescribed therein, subject to the following specific instructions:

(i) *Heading.* Specify "Soluble dried blood and blood adhesives" and Order No. "M–192" in the heading and specify "pounds" as the unit of measure. A separate form must be filed for each supplier.

(ii) *Column 1; Grade.* Specify "pan dried", "tunnel dried" or "spray dried".

(iii) *Column 3; Primary product.* Disregard.

(iv) *Column 4; Product use.* Specify resale.

(v) *Column 19; Primary product.* Specify "blood-adhesive mixture", "leather finishing materials" or "asphalts".

(3) Each producer and each distributor shall file with the War Production Board on or before August 20, 1942 and on or before the 20th day of each month thereafter three copies of Form PD-601 prepared in the manner prescribed therein, subject to the following specific instructions:

(i) *Heading.* Specify "Soluble dried blood and blood adhesives" and Order No. "M-192" in the heading, specify "pounds" as the unit of measure and check whether "producer", "refiner" or "distributor". A separate form must be filed for each plant or warehouse.

(ii) *Columns 3 and 8; Grade.* In the case of soluble dried blood, specify "pan dried", "tunnel dried" or "spray dried". In the case of blood-adhesive mixtures, specify trade name or other identification.

(iii) *Column 4; Quantity ordered.* If a blood-adhesive mixture, indicate the soluble dried blood content and the percentage of such content in the mixture.

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

(g) *Miscellaneous provisions*—(1) *Intra-company deliveries.* The prohibitions and restrictions of this order with respect to deliveries of soluble dried blood and blood-adhesive mixtures, shall apply not only to deliveries to other persons, including affiliates and subsidiaries, but also to deliveries from one branch, division or section of a single enterprise to another branch, division or section of the same or any other enterprise under common ownership or control.

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

(3) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Branch, Washington, D. C. Ref: M-192. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

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AMORY HOUGHTON,
Director General for Operations.

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PART 3011—TURBO-BLOWERS

[General Limitation Order L-163]

The fulfillment of requirements for the defense of the United States has created a shortage in the production of turbo-blowers 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:

§ 3011.1 *General Limitation Order L-163*—(a) *Definitions.* For the purpose of this order:

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

(2) "Manufacturer" means any person who constructs or manufactures critical turbo-blowers, to the extent that he is engaged in such construction or manufacture, and shall include sales and distribution outlets controlled by said manufacturer.

(3) "Dealer" means any wholesaler, retailer, or other distributor of critical turbo-blowers, other than sales and distribution outlets controlled by a manufacturer.

(4) "Critical turbo-blower" means any new, reconditioned or used centrifugal or rotary type blower or exhauster having a capacity of 10,000 cubic feet per minute or more, at a total pressure of 2 pounds or more; except any such equipment to be delivered to the United States Navy or Maritime Commission for shipboard use, or to any privately owned shipyard or plant for installation in ships built, or repaired, for the United States Navy or Maritime Commission.

(b) *Restrictions upon placing of orders.* No person shall place an order for a critical turbo-blower unless such order is accompanied by the authorization of the Director General for Operations on Form PD-616A. Orders so authorized shall be placed only with the supplier specified on the Form PD-616A. Any person desiring an authorization on Form PD-616A to enable him to purchase critical turbo-blowers shall file an application therefor with the Director General for Operations on Form PD-616 in duplicate.

(c) *Restrictions on acceptance or delivery of orders.* (1) No person shall accept any order for a critical turbo-blower unless such order is accompanied by an authorization of the Director General for Operations on Form PD-616A permitting the placing of such order with such person.

(2) Regardless of the terms of any preference rating certificate or blanket preference rating order, or of any rule or regulation applicable thereto, any manufacturer or dealer with whom an order is placed as authorized by the Director General for Operations on Form PD-616A must accept the same, unless the person seeking to place the order is unwilling or unable to meet regularly established prices and terms of sale or payment. No manufacturer or dealer shall discriminate against such orders in establishing such prices or terms.

(3) After 15 days following the date of issuance of this order, regardless of the terms of any contract of sale or purchase or other commitment, or of any preference rating certificate or blanket preference rating order, no manufacturer or dealer shall deliver or otherwise transfer any critical turbo-blower, unless authorized by the Director General for Operations to make such delivery or transfer, as provided in paragraph (d) hereof.

(d) *Filing by manufacturers and dealers of delivery schedules: authorization for deliveries.* (1) On or before 15 days following the date of issuance of this order, every manufacturer and dealer shall file a statement, in quadruplicate, showing:

(i) All orders for critical turbo-blowers on hand on the date of this order, together with a brief description (including dollar value, use and extent of completion) of the critical turbo-blowers covered by each order, and the proposed date of delivery of each such turbo-blower.

(ii) The name of the proposed purchaser of each such turbo-blower and the customer's and manufacturer's or dealer's order numbers applicable thereto.

(iii) Preference rating certificate number and the rating assigned to each such order.

The delivery of all critical turbo-blowers listed on such statement as scheduled for delivery on or before August 31, 1942, shall be deemed to be authorized upon receipt of such statement by the War Production Board, unless the Director General for Operations shall direct otherwise. The Director General for Operations may, at any time, revoke such delivery authorization as to any or all critical turbo-blowers so listed, direct or change the schedule of deliveries, allocate any order so listed to any other manufacturer or dealer, or direct the delivery of any such turbo-blower to any other person, at the established price and terms. No manufacturer or dealer shall change the schedule of deliveries as shown on such statement or as directed or changed by the Director General for Operations, without specific authorization of the Director General for Operations.

(2) On or before August 25, 1942 and on or before the 25th day of each succeeding calendar month, every manufacturer or dealer shall file, in quadruplicate, a report on Form PD-616B showing his delivery schedule for critical turbo-blowers for the calendar month immediately

following such filing. The delivery of all critical turbo-blowers shown on such schedule as proposed to be made in the calendar month following the date of filing shall be deemed to be authorized by the Director General for Operations upon the receipt of such Form PD-616B by the War Production Board, unless the Director General for Operations shall otherwise direct. The Director General for Operations may, at any time, revoke such authorization as to any or all critical turbo-blowers so listed for delivery, direct or change the schedule of deliveries, allocate any order listed on said form to any other manufacturer or dealer, or direct the delivery of any critical turbo-blower to any other person, at the established price and terms. No manufacturer or dealer shall change the schedule of deliveries as listed on said form, or as directed or changed by the Director General for Operations, without specific authorization of the Director General for Operations.

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

(f) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, General Industrial Equipment Branch, Washington, D. C. Ref.: L-163.

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

(h) *Records and reports.* All manufacturers or dealers affected by this order shall keep and preserve for not less than two years accurate and complete records concerning production, deliveries and orders for critical turbo-blowers.

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

Issued this 7th day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-7670; Filed, August 7, 1942; 11:11 a. m.]

PART 3028—RAILROAD STANDARD WATCHES

[General Limitation Order L-175]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of railroad standard watches 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:

§ 3028.1 *General Limitation Order L-175*—(a) *Definitions.* For the purposes of this order:

(1) "Railroad standard watch" means any spring-driven time piece, designed primarily for use by a railroad time service employee, including but not limited to those watches enumerated in Schedule A.

(2) "New railroad standard watch" means any railroad standard watch which has never been used by an ultimate consumer.

(3) "Manufacturer" means any person engaged in the business of manufacturing or assembling railroad standard watches.

(4) "Dealer" means any person (other than a manufacturer) engaged in the business of selling new railroad standard watches at retail to the public.

(5) "Wholesaler" means any person engaged in the business of selling new railroad standard watches to dealers for resale.

(b) *Restrictions on the transfer of new railroad standard watches.* No manufacturer shall sell, deliver or in any other way transfer the physical possession of, or title to, any new railroad standard watch, except:

(1) In fulfillment of any contract, subcontract or purchase order placed by or for the account of the United States Army for new railroad standard watches to be used by the Army and not for resale;

(2) In fulfillment of any purchase order or contract, accompanied by the following certification (which shall constitute a representation by each person signing it to the seller and to the War Production Board) signed by both a railroad division superintendent and the time service employee who desires to acquire such a watch:

---------- is a Time Service Employee of the ----------Railroad Company, is employed on the ---------- ---------Division of the ---------- Railroad Company, ----------
(Street)
----------, ----------,
(City) (State)

is required by such Railroad Company to carry a Railroad Standard Watch in the performance of his duties and has no watch capable of meeting these requirements.

(Signed) ----------
Time Service Employee

Position

(Signed) ----------
Railroad Division Superintendent.

(3) Or in fulfillment of any purchase order or contract placed with him by a dealer or wholesaler accompanied by a certification (which shall constitute a representation to the manufacturer and to the War Production Board) in the following form:

The railroad standard watches included in this order are required to replace in my inventory an equal number of such watches sold pursuant to purchase orders which I have received (or which ---------- of ---------- has certified on an order placed with me that he has received) from time service employees of railroads accompanied by certificates in the form prescribed in paragraph (b) (2) of Limitation Order No. L-175.

Company
By ----------
Officer

Title

(c) *Records.* Each manufacturer, wholesaler and dealer shall keep and preserve, for not less than two years, complete records of his inventories and sales of railroad standard watches.

(d) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

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

(f) *Reports.* All persons affected by this order shall execute and file with the War Production Board such reports and questionnaires as said Board shall, from time to time, request.

(g) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Washington, D. C., Ref: L-175. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 7th day of August 1942.

AMORY HOUGHTON,
Director General for Operations.

SCHEDULE A

Waltham watches	16 size "Vanguard", 23 Jeweled, Bridge Model, Double Roller.
	16 size "Crescent St.," 21 Jeweled, Bridge Model, Double Roller.
	16 size "Riverside", 19 Jeweled, Bridge Model, Double Roller.
	16 size No. 645, 21 Jeweled, Bridge Model, Double Roller.

SCHEDULE A—Continued

Elgin watches.	16 size "Veritas", 23 Jeweled, three-quarter plate, Double Roller.
	16 size "Father Time", 21 Jeweled, three-quarter plate, Double Roller.
	16 size "B. W. Raymond", 19 Jeweled, three-quarter plate, Double Roller.
Hamilton watches.....	16 size No. 950, 23 Jeweled, Bridge Model, Double Roller.
	16 size No. 992, 21 Jeweled, three-quarter plate, Double Roller.
	16 size No. 996, 19 Jeweled, three-quarter plate, Double Roller.
Ball watches..	16 size "Official R. R. Standard", 19, 21, and 23 Jeweled, Double Roller.

[F. R. Doc. 42-7671; Filed, August 7, 1942; 11:11 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Supplementary Order 11]

LICENSING DISTRIBUTORS OF CHEMICALS AND DRUGS

A statement of the reasons for this Supplementary Order No. 11 has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Pursuant to the authority of the Emergency Price Control Act of 1942, including section 205 (f) (1) thereof, it is hereby ordered:

§ 1305.15 *Provisions licensing distributors of chemicals and drugs*—(a) *License required.* Effective August 11, 1942, a license as a condition of selling is required of every distributor now or hereafter selling any chemicals or drugs for which maximum prices are established by Price Regulations Nos. 21, 31, 34, 36, 37, 38, 42, 78, 79, 80, 98, 99, 101, 103, 104, 179, 191, 192,[1] respectively, as amended or supplemented, or by any other price regulation now or hereafter issued, amended or supplemented by the Office of Price Administration making applicable by reference the provisions of this Supplementary Order No. 11.

(b) *License granted.* Effective August 11, 1942, every distributor now or hereafter selling to any person any chemicals or drugs for which maximum prices are established by Price Regulations Nos. 21, 31, 34, 36, 37, 38, 42, 78, 79, 80, 98, 99, 101, 103, 104, 179, 191, 192, respectively, as amended or supplemented or by any other price regulation, now or hereafter issued, amended or supplemented by the Office of Price Administration making applicable by reference the provisions of this Supplementary Order No. 11, is hereby granted a license as a condition of selling such chemicals or drugs. The provisions of every price regulation of the Office of Price Administration to which this order now is or may hereafter become applicable shall be deemed to be incorporated in the license hereby granted, and any violation of any provision so incorporated shall be a violation of the provisions of said license. The license granted by this order shall become effective August 11, 1942, or when any person becomes a distributor subject to the provisions of this order, and shall, unless suspended as provided in the Act, continue in force so long as and to the extent that any such regulation or any applicable part, amendment or supplement remains in effect.

(c) *Exclusions.* This Supplementary Order No. 11 shall not be applicable to laboratories operated by a nonprofit educational institution, nor to sales by persons selling at retail.

(d) *Licensing section of General Maximum Price Regulation superseded.* This Supplementary Order No. 11 supersedes the provisions of § 1499.16 of the General Maximum Price Regulation insofar as said § 1499.16 may be applicable to distributors of chemicals or drugs who are licensed hereby.

(e) *Registration of licensees.* Every distributor hereby licensed shall register with the Office of Price Administration at such time and in such manner as the Administrator may hereafter by regulation prescribe, on forms which will be made available by the Office of Price Administration.

(f) *License not transferable.* The license hereby granted is not transferable.

(g) *Suspension of license.* Licensees violating any of the provisions of this Supplementary Order No. 11 or the license hereby granted or violating any of the provisions of the price regulations specified in paragraph (b), or violating the provisions of any applicable regulation, order or requirement under section 202 (b) of the Act, are subject to the license suspension proceedings provided for in the Act: *Provided, however,* That no proceeding for the suspension of a license, and no suspension, shall confer any immunity from any other provision of the Act.

(h) *Definitions.* When used in this Supplementary Order No. 11, the term:

(1) "Distributor" means any person who receives delivery of any chemicals or drugs subject to a price regulation specified in paragraph (b) and resells it (whether as jobber, agent, dealer, broker, or any similar person or as an importer or exporter) without substantially changing its form. Repackaging, relabeling, diluting, blending or mixing, without more, shall not be deemed to constitute a substantial change of form. "Distributor" shall also include any producer insofar as such producer acts as a distributor of any such chemicals or drugs or operates any warehouse, branch, subsidiary or affiliate which acts as such a distributor.

(2) "Act" means the Emergency Price Control Act of 1942.

(3) "Price regulation" means a price schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

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

(5) "Selling at retail" means selling to an ultimate consumer other than an industrial or commercial user.

(i) *Effective date of Supplementary Order No. 11.* This Supplementary Order No. 11 (§ 1305.15) shall become effective August 11, 1942. (Pub. Law 421, 77th Cong.)

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7643; Filed, August 6, 1942; 12:24 p. m.]

PART 1340—FUEL

[Amendment 28 to Revised Price Schedule 88[1]]

PETROLEUM AND PETROLEUM PRODUCTS

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

A new § 1340.163 is added as set forth below.

§ 1340.163 *Transfers of business or stock in trade.* If the business, assets or stock in trade of any seller or any person as defined in § 1340.157 (a) are sold or otherwise transferred after October 15, 1941 and the transferee carries on the business, or continues to deal in the same or similar petroleum and/or petroleum products, in an establishment separate from any other establishment previously owned or operated by him, the

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

[1] 21 Formaldehyde, 7 F.R. 1249, 1836, 2000, 2132.
31 Acetic Acid, 7 F.R. 123, 1263, 1836, 2000, 2132.
34 Wood Alcohol, 7 F.R. 1269, 1836, 2000, 2132.
36 Acetone, 7 F.R. 1276, 1836, 2000, 2132.
37 Normal Butyl Alcohol, 7 F.R. 1277, 1836, 2000, 2132.
38 Glycerine, 7 F.R. 1277, 1836, 2000, 2132, 2997, 5178.
42 Paraffin Wax, 7 F.R. 1285, 1836, 2000, 2132, 3430, 4853.
78 Oxalic Acid, 7 F.R. 1353, 1836, 2132, 2512.
79 Carbon Tetrachloride, 7 F.R. 1354, 1836, 2132, 2792, 5056.
80 Lithopone, 7 F.R. 1355, 1643, 1836, 2132, 2759.
98 Titanium Pigments, 7 F.R. 1392, 1836, 2108, 2132.
99 Acetyl Salicylic Acid, 7 F.R. 1393, 1836, 2108, 2132.
101 Citric Acid, 7 F.R. 1400, 1836, 2132, 3897.
103 Salicylic Acid, 7 F.R. 1402, 1836, 2132.
104 Vitamin C, 7 F.R. 1403, 1836, 2132.
179 Pine Oil, 7 F.R. 5482.
191 Cotton Linters and Hull Fibers, 7 F.R. 6000.
192 Imported Cresylic Acid, 7 F.R. 5999.

[1] 7 F.R. 1107, 1371, 1798, 1799, 1836, 2132, 2304, 2352, 2634, 2945, 3116, 3482, 3524, 3576, 3895, 3963, 4483, 4653, 4854, 4857, 5481.

maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records and make reports shall be the same. The transferor shall either preserve and make available, or turn over, to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the records and reports provisions of Revised Price Schedule No. 88 and Amendments thereto.

§ 1340.158a *Effective dates of amendments.* * * *

(bb) Amendment No. 28 (§ 1340.163) to Revised Price Schedule No. 88 shall become effective August 11, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7642; Filed, August 6, 1942; 12:24 p. m.]

PART 1381—SOFTWOOD LUMBER

[Amendment 3 to Maximum Price Regulation 26 [1]]

DOUGLAS FIR AND OTHER WEST COAST LUMBER

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

Section 1381.58 (a) (2) is amended to read as set forth below:

§ 1381.58 *Definitions.* (a) * * *

(2) "Douglas fir and other West Coast lumber" means Douglas fir (Pseudotsuga Taxifolia), West Coast hemlock (Tsuga Heterophylla and Tsuga Mertensiana) and all species of true fir (Abies) lumber produced in mills located in those parts of Oregon and Washington lying west of the crest of the Cascade Mountains, and in Canada.

§ 1381.61a *Effective dates of amendments.* * * *

(c) Amendment No. 3 (§ 1381.58 (a) (2)) to Maximum Price Regulation No. 26 shall become effective August 11, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7644; Filed, August 6, 1942; 12:25 p. m.]

PART 1405—FERRO-ALLOYS

[Amendment 2 to Maximum Price Regulation 138 [2]]

STANDARD FERROMANGANESE

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

In § 1405.3 the date "May 1, 1942," set forth in paragraph (a) is amended to read "April 28, 1942," and paragraph (c) is amended to read as set forth below:

§ 1405.3 *Maximum prices for the conversion of manganese ore into standard ferromanganese.* * * *

(c) Any person, herein referred to as the converter, who, after April 28, 1942, enters into a contract of the same nature as the contracts described in paragraph (a) of this section, shall submit a certified copy of such contract to the Office of Price Administration, Washington, D. C. On and after May 1, 1942, no such contract shall be of any effect until the Office of Price Administration has approved the fee and other charges to be made thereunder by the converter for the conversion of manganese ore into standard ferromanganese.

§ 1405.11a *Effective dates of amendments.* * * *

(b) Amendment No. 2 (§ 1405.3 (a), (c)) to Maximum Price Regulation No. 138 shall become effective August 11, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7646; Filed, August 6, 1942; 12:27 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Maximum prices authorized under § 1499.3 (b) of the General Maximum Price Regulation [1]—Order 51]

FARM TRACTORS AND FARM EQUIPMENT

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,* and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and § 1499.3 (b) of the General Maximum Price Regulation, it is hereby ordered:

§ 1499.265 *Authorization to manufacturers of farm tractors and manufacturers of other farm equipment.* (a) Specific authorization is hereby given to any manufacturer to determine the maximum price of any farm tractor or other item of farm equipment in which some substantial change in design or equipment has been made since March 31, 1942, by the following formula:

(1) The revised maximum price applicable to sales to the class of purchasers commanding the lowest net price or highest rate of discount shall be calculated by adding to or subtracting from the maximum price, for the same class of purchasers for the item as originally equipped, the net increase or decrease in factory cost attributable to the change in design or equipment, calculated in accordance with subparagraph (3).

(2) The revised maximum prices applicable to sales to other classes of purchasers, if any, shall be calculated by applying to the maximum net price calculated in accordance with paragraph (a) (1), the same percentage price differentials as were in effect on March 31, 1942, for such other classes of purchasers. Likewise, the revised maximum list price, if any, shall be calculated by applying to the maximum net price, calculated in accordance with subparagraph (1), the same percentage differential as was in effect on March 31, 1942, between the lowest net price and the list price.

(3) The net increase or decrease in factory cost attributable to the change in design or equipment shall be calculated by the use of: material prices actually being paid not to exceed maximum prices established by the Office of Price Administration for such materials; direct labor cost based on labor rates in effect on March 31, 1942; factory overhead allocable to such direct labor cost charged at the actual average rate in effect during the quarter ended March 31, 1942, or at the standard rate consistently used in the company, whichever is lower. No charge for profit or for overhead, other than such factory overhead, shall be included in the net increase or decrease in factory cost attributable to the change.

(b) Within ten days after each such maximum price has been determined under § 1499.3 (b) of the General Maximum Price Regulation a manufacturer shall under oath or affirmation report to the Office of Price Administration, Washington, D. C., the following:

(1) The proposed maximum prices as computed in accordance with paragraph (a)

(2) His new suggested list price, f. o. b. factory, and the resulting net prices to him; and

(3) A statement showing all the details of the computation of the costs of the old and the new models and of the proposed maximum prices.

Each proposed maximum price so reported shall become the maximum price if the Office of Price Administration either approves such price in writing or fails to disapprove it within thirty days after receipt of the report. Within five days prior to the filing of such report and during such thirty-day period, the manufacturer may quote, contract, sell or deliver at the price reported, but the final settlement shall be made in accordance with the action of the Office of Price Administration on such report and, if required by the Office of Price Administration, refunds shall be made.

(c) This Order No. 51 may be revoked or amended by the Office of Price Administration at any time.

(d) This Order No. 51 shall become effective August 7, 1942. (Pub. Law 421, 77th Cong.)

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7645; Filed, August 6, 1942; 12:26 p. m.]

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

[1] 7 F.R. 4573, 4701, 5180, 5360.

[2] 7 F.R. 3212.

[1] 7 F.R. 3153, 3300, 3666.

PART 1340—FUEL

[Amendment 13 to Maximum Price Regulation 120[1]]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

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

Added: § 1340.212 (b) (1) (i) immediately following the table, (b) (2) (i), (b) (3) (i); § 1340.214 (b) (1) (i) (*b*); § 1340.215 (b) (3) (i); § 1340.218 (b) (1) (i) (*d*), (b) (1) (i) (*e*); § 1340.221 (b) (1) (i) immediately following the table, (b) (2) (i), (b) (3) (i); § 1340.224 (b) (3) (i).

Redesignated: § 1340.214 (b) (1) (i) and § 1340.218 (b) (1) (i) are hereafter to follow the table.

Amended: § 1340.218 (b) (6).

§ 1340.212 Appendix A: *Maximum prices for bituminous coal produced in District No. 1.* * * *

(b) * * *

(1) Maximum prices in cents per net ton for shipment to all destinations for all uses and by all methods of transportation, except as otherwise specifically provided in this Appendix:

* * * * *

(i) *Special price instructions.* (*a*) The maximum price for coals in Size Group 5 produced at the Waterman No. 2 Mine (Mine Index No. 536) of the Rochester and Pittsburgh Coal Company shall be $2.45 per net ton.

(*b*) The maximum price for coals in Size Group 3 produced at the McNitt No. 2 Mine (Mine Index No. 305) of the McNitt Coal Company shall be $3.00 per net ton.

(*c*) The maximum price for coals in Size Group 3 produced at the Stineman No. 1 Mine (Mine Index No. 485) of the Stineman Coal Mining Company shall be $3.35 per net ton.

(*d*) The maximum price for coals in Size Groups 3, 4, and 5 produced at the Hughes No. 2 Mine (Mine Index No. 217) of C. A. Hughes and Company shall be $3.35 per net ton.

(2) Maximum prices in cents per net ton for shipment by truck or wagon to all destinations for all uses:

* * * * *

(i) *Special price instructions.* (*a*) The maximum price for coals in Size Group 3 produced at the McNitt No. 2 Mine (Mine Index No. 305) of the McNitt Coal Company shall be the applicable effective minimum price as of April 1, 1942 *plus* 75 cents per net ton.

(*b*) The maximum price for coals in Size Group 3 produced at the Stineman No. 1 Mine (Mine Index No. 485) of the Stineman Coal Mining Company shall be the applicable effective minimum price as of April 1, 1942, *plus* 90 cents per net ton.

(3) Maximum prices in cents per net ton for railroad fuel:

* * * * *

(i) *Special price instructions.* (*a*) The maximum price for coals in Size Group 3 produced at the Hughes No. 2 Mine (Mine Index No. 217) of C. A. Hughes and Company for shipment to the Monongahela Connecting Railroad Company of Pittsburgh, Pennsylvania shall be the effective minimum price as of April 1, 1942, *plus* 80 cents per net ton.

* * * * *

§ 1340.214 Appendix C: *Maximum prices for bituminous coal produced in District No. 3.* * * *

(b) * * *

(1) Maximum prices in cents per net ton for shipment to all destinations for all uses and by all methods of transportation, except as otherwise specifically provided in this Appendix. * * *

(i) *Special price instructions.* * * *

(*b*) Maximum prices for the following Size Groups of coals produced at the Banner No. 1 Mine (Mine Index No. 10) and Banner No. 2 Mine (Mine Index No. 11) of Stanley Coal Company, Inc. shall be the following respective amounts per net ton: Size Groups 6, 7, 8—$2.65; Size Groups 9, 10—$2.50.

* * * * *

§ 1340.215 Appendix D: *Maximum prices for bituminous coal produced in District No. 4.* * * *

(b) * * *

(3) Maximum prices in cents per net ton for shipment by truck or wagon to all destinations for all uses:

* * * * *

(i) *Special price instructions:*

(*a*) Maximum prices for coals in Size Groups 2 and 5 produced at the Black Diamond Mine (Mine Index No. 1622) of the Black Diamond Coal Company shall be the applicable effective minimum prices as of April 1, 1942, *plus* the following respective amounts per net ton: $1.20 for Size Group 2, and 60 cents for Size Group 5. * * *

§ 1340.218 Appendix G: *Maximum prices for bituminous coal produced in District No. 7.* * * *

(b) * * *

(1) Maximum prices in cents per net ton for shipment to all destinations for all uses and by all methods of transportation, except as otherwise specifically provided in this Appendix:

* * * * *

(i) *Special price instructions.* * * *

(*d*) The maximum price for coals in Size Group 8 produced at the Wyoming Mine (Mine Index No. 208) of Red Jacket Coal Corporation and from the Black Knight Mine No. 3 (Mine Index No. 24) and Black Knight Mine No. 7 (Mine Index No. 304) of Raleigh Coal and Coke Company shall be $3.25 per net ton when sold for use as smithing coal.

(*e*) Maximum prices for coals in Size Groups 1, 2, 3, 8, 9 and 10 produced at the Ashland No. 6 and No. 9 Mine (Mine Index No. 9) of the Ashland Coal and Coke Company shall be the following respective amounts per net ton: Size Group 1, $3.30; Size Group 2, $3.40; Size Group 3, $3.40; Size Group 8, $2.50; Size Group 9, $2.45; Size Group 10, $2.40.

* * * * *

(6) Maximum prices in cents per net ton for shipment via Great Lakes to all destinations for all uses (exclusive of railroad fuel, vessel and bunker fuel and byproduct). * * *

Price classifications:	*Price, size group No. 1*
* * * * *	
K	275
* * * * *	
M	265
* * * * *	

§ 1340.221 *Appendix J: Maximum prices for bituminous coal produced in District 10.*

(b) * * *

(1) Maximum prices in cents per net ton for shipment to all destinations for all uses and by all methods of transportation, except as otherwise specifically provided in this Appendix:

* * * * *

(i) *Special price instructions.* (*a*) The maximum price for coals in Size Group 1 produced at the Pocahontas Mine (Mine Index No. 138) of the Illinois Pocahontas Coal Company shall be $2.50 per net ton.

(*b*) Maximum prices for coals in the following size groups produced at the Perco Mine (Mine Index No. 135) of Coulterville Coal Company shall be the following respective amounts per net ton: Size Group 1, $2.50; Size Group 3, $2.40; Size Group 14, $1.70.

(2) Maximum prices in cents per net ton for shipment by truck or wagon to all destinations for all uses. * * *

(i) *Special price instructions.* (*a*) Maximum prices for coals in Size Groups 1 and 3 produced at the Pocahontas Mine (Mine Index No. 138) of Illinois Pocahontas Coal Company shall be the applicable effective minimum prices as of April 1, 1942, *plus* the following respective amounts per net ton: 85 cents for Size Group 1 and 80 cents for Size Group 3.

(*b*) Maximum prices for coals in the following size groups produced at the Macon County Mine (Mine Index No. 90) of the Macon County Coal Company shall be the applicable effective minimum prices as of April 1, 1942, *plus* the following respective amounts per net ton: $1.30 for Size Group 1; $1.15 for Size Group 4; $1.85 for Size Group 8; $1.90 for Size Group 9; and $1.00 for Size Group 13.

(3) Maximum prices in cents per net ton for railroad fuel. * * *

(i) *Special price instructions.* (*a*) Maximum prices for railroad fuel produced at the Perco Mine (Mine Index No. 135) of the Coulterville Coal Company shall be the applicable effective minimum prices as of April 1, 1942, *plus* a sum not exceeding 65 cents per net ton.

§ 1340.224 *Appendix M: Maximum prices for bituminous coal produced in District No. 13.* * * *

(b) * * *

(3) Maximum prices in cents per net ton for railroad fuel. * * *

(i) *Special price instructions.* (*a*) Maximum prices for railroad fuel produced at the Blocton No. 9 Mine (Mine Index No. 9) of Black Diamond Coal Mining Company and sold to the Alabama Great Southern Railway shall be the applicable effective minimum prices

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

[1] 7 F.R. 3168, 3447, 3901, 4336, 4342, 4404, 4540, 4541, 4700, 5059, 5560, 5607, 5827, 5835.

as of April 1, 1942, *plus* 60 cents per net ton.

(b) Maximum prices for railroad fuel produced at the Brilliant Mine (Mine Index No. 18) of the Brilliant Coal Company and sold to the Illinois Central Railroad shall be the applicable effective minimum prices as of April 1, 1942, *plus* $1.75 per net ton. * * *

§ 1340.211a *Effective dates of amendments.* * * *

(n) Amendment No. 13 (§§ 1340.212 (b) (1) (i), (b) (2) (i), (b) (3) (i); 1340.214 (b) (1) (i) (b); 1340.215 (b) (3) (i); 1340.218 (b) (1) (i) (*d*), (b) (1) (i) (*e*) (b) (6); 1340.221 (b) (1) (i), (b) (2) (i), (b) (3) (i); 1340.224 (b) (3) (i)) to Maximum Price Regulation No. 120 shall become effective August 11, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7657; Filed, August 6, 1942; 4:43 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 15 Under § 1499.18 (c) of General Maximum Price Regulation]

STONE'S EXPRESS, INC.

[Docket No. GF3-1153]

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

§ 1499.365 *Adjustment of maximum prices for contract carrier services sold by Stone's Express, Incorporated.* (a) Stone's Express, Incorporated, of 144 Second Street, Cambridge, Massachusetts, may sell and deliver, and any person may buy and receive from Stone's Express, Incorporated, contract carrier services at prices not higher than those set forth below (Prices stated per count, a count being a unit of measurement containing 2,496 cubic inches, equivalent to the size of a standard fur coat box, size 6 inches by 16 inches by 26 inches):

	Cents
From Boston, Massachusetts, to Zone A	11.5
From Boston, Massachusetts, to Zone B	13
From Boston, Massachusetts, to Zone X	15

(b) The adjustment granted to Stone's Express, Incorporated, in paragraph (a) is subject to the following conditions:

(1) Zone A, within the meaning of paragraph (a) shall include the following places in Massachusetts:

Allston.	Mattapan.
Ashmont.	Neponset.
Auburndale.	Newton.
Brighton.	Newtonville.
Brookline.	Newton Centre.
Cambridge.	Newton Lower Falls.
Charlestown.	Newton Upper Falls.
Chelsea.	Newton Highlands.
Chestnut Hill.	Roslindale.
City.	Roxbury.
Dorchester.	Somerville.
East Boston	South Boston.
Evett.	Waban.
Faneuil.	Watertown.
Forest Hills.	West Newton.
Jamaica Plain.	West Roxbury.

(2) Zone B, within the meaning of pargaraph (a) shall include the following places in Massachusetts:

Arlington.	Melrose.
Arlington-Hgts.	Milton.
Atlantic.	Montclair
Beachmont.	Montvale.
Beach Bluffs.	Nahant.
Bedford.	Needham.
Belmont.	Norfolk Downs.
Beverly.	Peabody.
Beverly Farms	Quincy.
Braintree.	Reading.
Charles River Village.	Readville.
Clifton.	Revere.
Cliftondale.	Salem.
Concord.	Saugus.
Cummingsville.	Squantum.
Danvers.	Stoneham.
Dedham.	Swampscott.
Dover.	Wakefield.
Greenwood.	Waltham.
Houghs Neck.	Waverly.
Hyde Park.	Wellesley.
Kendall Green.	Wellesley Farms.
Lexington.	Wellesley Hills.
Lincoln.	Wellington.
Linden.	Weston.
Lynn.	Weymouth.
Lynnfield.	Winchester.
Malden.	Winthrop.
Maplewood.	Woburn.
Marblehead.	Wollaston.
Medford.	

(3) Zone X, within the meaning of paragraph (a) shall include the following places in Massachusetts:

Abington.	Lowell.
Acton.	Magnolia.
North Acton.	Manchester.
South Acton.	Mansfield.
West Acton.	Marlboro.
Allerton.	Maynard.
Amesbury.	Methuen.
Andover.	Middleton.
Annisquam.	Milford.
Ashland.	Minot.
Attleboro.	Montello.
Avon.	Nantasket.
Bradford.	Natick.
Brockton.	Newbury.
Campello.	Newburyport.
Canton.	North Attleboro.
Carlisle.	Norton.
Cochituate.	Norwood.
Cohasset.	Pigeon Cove.
Egypt.	Plainsville.
Essex.	Prides Crossing.
Foxboro.	Randolf.
Framingham.	Rockland.
Franklin.	Rockport.
Georgetown.	Saxonville.
Gloucester.	Scituate.
Hamilton.	Sharon.
Haverhill.	Stoughton.
Hingham.	Stow.
Holbrook.	Sudbury.
Holliston.	Taunton.
Hudson.	Topsfield.
Hull.	Walpole.
Ipswich.	Wayland.
Islington.	Wenham.
Kenberma.	Westwood.
Lanesville.	Whitman.
Lawrence.	Wrentham.

(4) Where C. O. D. services are rendered by Stone's Express, Incorporated, a charge of ten (10) cents per count may be added to the above maximum prices.

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

(d) This Order No. 15 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 15 (§ 1499.365) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(f) This Order No. 15 (§ 1499.365) shall become effective August 7, 1942. (Pub. Law 421, 77th Cong.)

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7656; Filed, August 6, 1942; 4:43 p. m.]

TITLE 35—PANAMA CANAL

Chapter I—Canal Zone Regulations

PART 28—PHOTOGRAPHING

PROHIBITED AREAS

1. Section 28.2 of Title 35, Code of Federal Regulations (7 F.R. 2135), is amended to read as follows:

§ 28.2 *Areas within which photographing, etc., is prohibited.* No person shall make any photograph, sketch, drawing, map or graphical representation within or upon any of the following areas, objects, installations, or structures in the Canal Zone, without first obtaining the permission of the Governor of The Panama Canal, and promptly submitting the product obtained to the Governor for such action as he may deem necessary. (a) (1) On board any vessel or other floating craft of any nature in Canal Zone waters. See paragraph (b) of this section.

(2) The airspace above the Canal Zone.

(3) Dam and spillway areas.

(4) Oil storage areas.

(5) Shop areas of Mechanical Division, Dredging Division, Municipal Engineering Division, Motor Transportation Division.

(6) Lock areas for existing locks and for those locks under construction.

(7) Docks and pier areas.

(8) Any area containing any object, structure, or installation included in § 28.1, that is enclosed by a fence; or any area posted by authority of the Governor with signs prohibiting photographing therein.

(9) Any military or naval reservation, post, camp, station, depot, fort, fortification, air base, air field, landing field, anti-aircraft or searchlight position, fire control or aircraft warning position, radio station, radio direction finder station, ammunition storage depot, dump, magazine, section base, submarine base, railroad track or right of way, or any other area exclusively assigned or used for military or naval operations.

(10) Any waters, port areas, anchorage basin, canal channel, approach to the canal channel, or mine field of or in the Panama Canal.

(11) On board any train, coach, car or other rolling equipment of the Panama Railroad Company.

(b) The master of every vessel within Canal Zone waters will be expected to cooperate fully with the Canal Zone authorities in the matter of the prevention of the making, by any person on board such vessel in the waters of the Canal

Zone, of any photograph, sketch, drawing, map, or graphical representation in violation of these regulations; and no master of a vessel shall knowingly permit or allow any person on board such vessel in the waters of the Canal Zone to make any photograph, sketch, drawing, map, or graphical representation in violation of these regulations. (Canal Zone Code, title 2, sec. 15, added by Pub. Law 336, 77th Cong.)

2. § 28.3 of Title 35, Code of Federal Regulations (7 F.R. 2135), is amended to read as follows:

§ 28.3 *Areas within which possession of cameras is prohibited.* No person shall have any camera in his possession within any of the following areas in the Canal Zone, without first obtaining the permission of the Governor of The Panama Canal:

(a) (1) On board any vessel within the waters of the Canal Zone: *Provided,* That this item shall be subject to the provisions of paragraph (b) of this section.

(2) The airspace above the Canal Zone. See paragraph (c) of this section.

(3) Any dam or spillway area.

(4) Oil storage areas.

(5) Shop areas of the Mechanical Division and Dredging Division.

(6) Locks areas for existing locks and for those under construction.

(7) Dock areas at Cristobal and Balboa, except on those piers and docks used for passenger embarkation and when camera is being carried by or for a bona fide passenger in actual transit to or from his ship at such dock or pier.

(8) Any military or naval reservation, post, camp, station, depot, fort, fortification, air base, air field, landing field, antiaircraft or searchlight position, fire control or aircraft warning position, gun emplacement, battery, defense work or position, signal tower or station, military fortification, radio station, radio direction finder station, ammunition storage depot, dump, magazine, section base, submarine base, any other area exclusively assigned or used for military or naval operations, or any of the islands at the Pacific entrance to the Canal.

(b) While on board any vessel in the waters of the Canal Zone no person shall have in his possession, or retain in his possession, any camera except as otherwise provided in these regulations. All persons on board any vessel destined for entry into Canal Zone waters shall, prior to the entry of the vessel into such waters, and all persons embarking on any vessel in Canal Zone waters shall, immediately upon embarkation, deliver to the master of the vessel any and all cameras in the possession of such persons. The master of every vessel shall (1) cause all cameras on board such vessel to be collected and delivered to him prior to each entry of such vessel into Canal Zone waters, shall (2) likewise cause to be collected and delivered to him immediately all cameras brought aboard such vessel in Canal Zone waters whether by embarking passengers or otherwise, and shall (3) retain in his possession the cameras so collected and delivered to him, in a secure and inaccessible place, until a time immediately preceding the final disembarkation of the original possessors thereof or until the vessel has departed from Canal Zone waters. The term "vessel", as used in this section, shall not include a ferryboat.

(c) Referring to paragraph (a) (2) of this section, all persons on board any aircraft destined for navigation into, within, or through the airspace above the Canal Zone shall, before the aircraft takes off from the last point of landing prior to entering into the airspace above the Canal Zone, deliver to the commander or person in responsible charge of the aircraft any and all cameras in the possession of such persons; such cameras to be, as required by Executive Order No. 8251, September 12, 1939, 35 C.F.R. 5.18a to 5.18i, sealed prior to taking off from the last point of landing prior to entry into the airspace above the Canal Zone and to remain under seal while within the said airspace, and this item shall not apply to possession and keeping of such cameras by the commander or person in responsible charge of such aircraft. (Canal Zone Code, title 2, sec. 15, added by Pub. Law 336, 77th Cong.)

3. The regulations amended as aforesaid shall take effect on August 31, 1942.

GLEN E. EDGERTON,
Governor.

JULY 31, 1942.

[F. R. Doc. 42-7658; Filed, August 7, 1942; 9:23 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—United States Public Health Service, Federal Security Agency

PART 9—GRANTS TO STATES FOR PUBLIC HEALTH SERVICES

SUBPART F—FISCAL YEAR 1943 AND EACH YEAR THEREAFTER

PAYMENTS TO STATES UNDER TITLE VI OF THE SOCIAL SECURITY ACT

Basis of Allotment

Whereas, pursuant to section 602 of the Social Security Act, approved August 14, 1935, 49 Stat. 634, as amended, 53 Stat. 1381 (42 U.S.C. 802), allotments for the purpose of assisting State and local governments in establishing and maintaining adequate public health services have been made to the States (including the District of Columbia, Alaska, Hawaii, and Puerto Rico) in accordance with the following bases, and then have been adjusted for the unexpended balances in the States from previous allotments under Title VI of the Social Security Act (hereinafter referred to as the Act):

(a) *Population.* Twenty-seven and one-half per cent of available funds in the ratio which the population of each State bears to the population of the United States as shown by the Census Bureau 1940 population census;

(b) *Special health problems.* Forty-five per cent of available funds on the basis of:

(1) The ratio which the mean annual number of deaths in each State from pneumonia, cancer, and other infectious and parasitic diseases, except influenza and syphilis, bears to the total mortality from these causes in the United States as shown by the Bureau of Census "mortality statistics" for the five years 1936–1940;

(2) Prevalence of malaria, hookworm disease, trachoma, typhus fever, and similar geographically limited diseases, special industrial hazards, and other conditions that result in an inequality of exposure to these hazards among the States;

(3) Special conditions which create unequal burdens in the administration of equal public health services among the States indicated by the relative population density as shown by the Bureau of Census 1940 population census;

(4) The need for regional training centers;

(5) The health needs occasioned by war activities, including the environments of military posts, cantonments, maneuver areas, and war industries;

(c) *Financial needs.* Twenty-seven and one-half per cent of available funds on the basis of the financial needs of the States, which is determined to be the ability of the State to raise revenue expressed indirectly in terms of differences in per capita five-year mean income as computed by the United States Department of Commerce for the years 1936–1940;

Rules and Regulations

Now, therefore, pursuant to the authority above cited, I hereby prescribe the following rules and regulations:

SEC.

AUTHORITY: §§ 9.401 to 9.409, inclusive, issued under sec. 602, 49 Stat. 634, as amended, 53 Stat. 1381; 42 U.S.C. 802.

§ 9.401 *Definitions.* As used in this subpart:

(a) "State" includes the District of Columbia, Alaska, Hawaii, and Puerto Rico.

(b) "Local" means pertaining to counties, health districts, municipalities, and other political subdivisions of the States.

(c) "Existing appropriations" mean appropriation rates in effect January 1, 1935.

(d) "New appropriations" mean the increase in the appropriation rate over that in effect January 1, 1935.

(e) "Federal funds" mean funds appropriated by the Federal Government under the authority of section 601 of Title VI of the Social Security Act, as amended.

(f) "State health authority" means the highest State official whose principal duties are the administration of State health activities.

§ 9.402 *Matching requirements.* The total amount allotted to the States on the basis of population, and the special health problems, (paragraph (b) (1), (2) and (5) of the Basis of Allotment) shall be available for payment to the States when matched equally by State or local

public funds for public health services, as follows:

(a) Fifty per cent by an equal amount of existing appropriations of public funds for public health services.

(b) Fifty per cent by an equal amount of new appropriations of public funds for public health services made since January 1, 1935, or made prior to that date for the specific purpose of matching funds available under the provisions of the Act. However, the Surgeon General in his discretion may waive in whole or in part matching requirements in those States where the per capita [1] appropriation for the current fiscal year for State health department services (exclusive of funds for the maintenance of institutions) exceeds the average per capita appropriations for the current fiscal year of all the States for the same purposes.

§ 9.403 *Program and administration.* (a) Federal funds shall be available to assist State and local governments in establishing and maintaining in accordance with accepted modern standards adequate public health services including the training of personnel for State and local health work.

(b) When Federal funds paid hereunder are utilized for the training of personnel, each State shall conform to "Training Policies of the United States Public Health Service" as amended to June 15, 1942. Each State shall establish and maintain (1) acceptable administrative and fiscal procedures; and (2) a system of personnel administration on a merit basis in accordance with "Merit System Policies of the United States Public Health Service" as amended to May 15, 1942.

§ 9.404. *Submission of plans and budgets.* Prior to the beginning of the fiscal year each State health authority shall submit for the approval of the Surgeon General a plan for improving and extending State and local public health functions. The plan also shall include (a) a comprehensive statement of any changes in the State health organization (including personnel administration on a merit basis), programs, and appropriations since the last statement was submitted; and (b) budgets on forms prescribed by the Public Health Service itemizing the proposed uses and showing the sources of all funds to be spent under the plan. Plans may be amended only with the approval of the Surgeon General.

§ 9.405 *Payments to States.* Prior to the beginning of each quarter the State health authority shall submit an application for funds upon forms prescribed by the Public Health Service. The Surgeon General may certify quarterly to the Secretary of the Treasury for payment to the States an amount which, together with any balance on hand in the State, shall not exceed, except in an extraordinary emergency, thirty-five per cent of the total amount available: *Provided*, That the total payments shall not exceed the total annual allotment, or the total amount budgeted whichever is less.

§ 9.406 *Custody and disbursement of funds.* (a) Payments shall be made quarterly to the State treasurer or other officer authorized by State law to receive the funds, and the principal accounting officer of the State government shall account for the funds separately from any other funds, State or Federal. State laws and regulations governing the custody and disbursement of State funds shall govern the custody and disbursement of Federal funds paid hereunder, subject to such amplification or modification as the Surgeon General may find necessary.

(b) Federal funds paid to a State shall be expended solely for the purposes specified in plans and budgets approved by the Surgeon General, and shall not be used in such manner as to result in a reduction of State or local appropriations or expenditures for public health services.

§ 9.407 *Reports.* The State health authority shall submit to the Surgeon General, on forms prescribed by the Public Health Service, quarterly financial and activity reports, and an annual activity report which may be submitted in narrative form.

§ 9.408 *Withholding payments.* If expenditures are made by any State contrary to the Act, or of rules and regulations prescribed thereunder, the Surgeon General may withhold future payments. The Surgeon General may withhold his certification of quarterly payments in whole or in part from any State which violates the Act, or rules and regulations prescribed thereunder, or plans approved by the Surgeon General pursuant thereto.

§ 9.409 *Effective period.* The regulations in this subpart and any amendments thereto shall be in full force and effect during each fiscal year for which funds are available and allotments are made under the Act.

[SEAL] THOMAS PARRAN,
Surgeon General.

JULY 27, 1942.

Approved: August 3, 1942.

WATSON B. MILLER,
Acting Administrator,
Federal Security Agency.

[F. R. Doc. 42-7663; Filed, August 7, 1942; 11:13 a. m.]

[1] To be calculated on the Census Bureau 1940 population census.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 10—STEAM ROADS; UNIFORM SYSTEM OF ACCOUNTS

An order of the Interstate Commerce Commission, modifying the Classification of Income, Profit and Loss, and General Balance Sheet Accounts for Steam Roads, dated July 30, 1942, effective January 1, 1943, was filed with the Division of the Federal Register on August 7, 1942, at 10:50 A. M. (F.R. Doc. 42-7662). Requests for copies should be addressed to the Interstate Commerce Commission.

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. B-139]

PERRY COAL CO., CODE MEMBER

ORDER REVOKING CODE MEMBERSHIP

District Board No. 10 having filed a complaint with the Bituminous Coal Division on November 12, 1941, pursuant to the provisions of section 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, alleging wilful violation by the Perry Coal Company, a corporation, a code member operating the St. Ellen Mine, Mine Index No. 153, in St. Clair County, Illinois, during the period from April 14 to April 19, 1941, of section 4 II (e) of the Act and of Rules 1, 4, 5, and 6 of section VIII of the Marketing Rules and Regulations Incidental to the Sale and Distribution of coal by selling approximately 2527 net tons of coal below the effective minimum price for such coal, and by selling said coal upon a guaranteed analysis without having filed a report of such analysis with the Statistical Bureau of the Division for District No. 10;

Pursuant to appropriate orders and after due notice to interested persons, a hearing having been held in this matter on February 24, 1942, before W. A. Shipman, a duly designated Examiner of the Division, at a hearing room thereof in East St. Louis, Illinois, at which all interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses and otherwise be heard; complainant and code member having appeared;

All interested parties having joined in waiving the preparation and filing of a report by the Examiner; the record of the proceedings thereupon having been submitted to the undersigned for consideration; the undersigned having made Findings of Fact and Conclusions of Law and having rendered an opinion which are filed herewith; [1]

Now, therefore, it is ordered, That effective fifteen (15) days from the date of this order the code membership of Perry Coal Company, a corporation, be, and it hereby is, cancelled and revoked.

It is further ordered, That prior to the reinstatement of said Perry Coal Company, a corporation, into membership in the Code, it shall pay to the United States a tax, as provided in section 5 (c) of the Act, in the amount of $985.53.

Dated: August 5, 1942.

[SEAL] E. BOYKIN HARTLEY,
Acting Director.

[F. R. Doc. 42-7674; Filed, August 7, 1942; 11:38 a. m.]

[1] Not filed with the Division of the Federal Register.

[Docket No. B-291]

WHITE BROTHERS COAL CO.

ORDER CORRECTING TYPOGRAPHICAL ERROR IN NOTICE OF AND ORDER FOR HEARING

In the matter of Earl White and Reno White, individually and as co-partners doing business under the name and style of White Brothers Coal Company, Code Member.

A typographical error occurred in the Notice of and Order for Hearing issued July 28, 1942, in the above-entitled matter.

In the first paragraph, the fourth line, "by the Bituminous Coal Producers Board for District No. 8, complainant," should read, "by the Bituminous Coal Producers Board for District No. 4, complainant,".

Now, therefore, it is ordered, That the figure "8" in the fourth line of the first paragraph of said Notice of and Order for Hearing, issued July 28, 1942, be deleted and that the figure "4" be inserted in place thereof.

Dated: August 5, 1942.

[SEAL] E. BOYKIN HARTLEY,
Acting Director.

[F. R. Doc. 42-7675; Filed, August 7, 1942; 11:38 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Marketing Administration.

[Docket No. AO 101-A 4]

CHICAGO, ILLINOIS, MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to tentatively approved marketing agreement, as amended, and order, as amended, regulating the handling of milk in the Chicago, Illinois, Marketing Area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 1940 ed. 601 *et seq.*), and in accordance with the applicable rules of practice and procedure thereunder (6 F.R. 6570, 7 F.R. 3350), notice is hereby given of a hearing to be held in the Palmer House, Chicago, Illinois, beginning at 10:00 a. m., c. w. t., August 14, 1942, with respect to proposed amendments to the tentatively approved marketing agreement, as amended, and the order, as amended, regulating the handling of milk in the Chicago, Illinois, marketing area.

This public hearing is for the purpose of receiving evidence with respect to the amendments which are hereinafter set forth in detail. These amendments have not received the approval of the Secretary of Agriculture, and at the hearing evidence will be received relative to all aspects of the marketing conditions which are dealt with by the provisions to which such amendments relate. The amendments which have been proposed are as follows:

A. Proposed by Pure Milk Association and Chicago Milk Producers Council:

1. Add the following to § 941.5 (a) (4): In no event shall the price of Class III milk be less than the price of Class IV milk, and whenever the price for Class IV milk exceeds the price for Class III milk, the price of Class IV milk shall also be the price of Class III milk.

2. Delete § 941.5 (b) and substitute therefor the following:

(b) *Basic formula price to be used in determining Class I and Class II prices.* The basic formula price to be used in determining the price per cwt. of Class I and Class II milk, set forth in this section, shall be the price for Class III milk determined pursuant to paragraph (a) (4) of this section, or the price for Class IV milk determined pursuant to paragraph (a) (5) of this section, or that derived from the following formula, whichever is the higher:

(1) Multiply the average wholesale price per pound of 92-score butter at Chicago for the delivery period as reported by the United States Department of Agriculture by six (6).

(2) Add 2.4 times the average weekly prevailing price per pound of "Twins" during said delivery period on the Wisconsin Cheese Exchange at Plymouth, Wisconin: *Provided,* That if the price of "Twins" is not quoted on the Wisconsin Cheese Exchange the weekly prevailing price of "Cheddars" shall be deemed to be the prevailing price for "Twins" and shall be used in determining the price pursuant to this paragraph.

(3) Divide by seven (7), the sum so determined being hereafter referred to in this paragraph as the "combined butter and cheese value."

(4) To the combined butter and cheese value add 30 percent thereof.

(5) Multiply the sum computed in subparagraph (4) above by 3.5.

B. Proposed by Pure Milk Association:

1. Delete § 941.8 (c) and substitute therefor the following:

(c) *Butterfat differential to producers.* (1) For each 1/10 of 1% below 3.5% butterfat in milk delivered by a producer, 4¢ per cwt. shall be subtracted from the uniform price.

(2) For each 1/10 of 1% above 3.5% butterfat in milk delivered by a producer, 4¢ per cwt., or the amount computed to the nearest 1/10 of 1¢, from the following formula, whichever is the higher, shall be added to the uniform price: Formula: 1/10 of the price during the delivery period for Class IV milk containing 3.5% butterfat divided by 3.5.

C. Proposed by Dairy and Poultry Branch, Agricultural Marketing Administration, United States Department of Agriculture:

1. Delete § 941.1 (a) (11) and substitute therefor the following:

(11) The term "Secretary" means the Secretary of Agriculture of the United States or any officer or employee of the United States Department of Agriculture who is, or who may hereafter be, authorized to exercise the powers and to perform the duties of the Secretary of Agriculture of the United States.

2. Add as § 941.13 the following:

§ 941.13 *Agents.* The Secretary may, by designation in writing, name any officer or employee of the United States, or name any bureau or division of the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions hereof.

Copies of this notice of hearing and of Order No. 41, as amended, now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1019 South Building, Washington, D. C., or may be there inspected.

Dated: August 7, 1942.

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

[F. R. Doc. 42-7676; Filed, August 7, 1942; 11:39 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. IT-5696, IT-5697, IT-5698]

ALUMINUM COMPANY OF AMERICA AND CAROLINA ALUMINUM CO.

ORDER CHANGING DATE OF ORAL ARGUMENT

AUGUST 5, 1942.

Upon request of counsel for the respondents, and for good cause shown;

The Commission *orders* that: Oral argument before the Commission *en banc,* heretofore set for August 14, 1942, be heard on September 8, 1942 at 10 a. m. (E. W. T.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW, Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 42-7661; Filed, August 7, 1942; 9:23 a. m.]

OFFICE OF PRICE ADMINISTRATION

[Order 1 Under Maximum Price Regulation 138[2]—Standard Ferromanganese]

TENNESSEE PRODUCTS CORP.-CARNEGIE-ILLINOIS STEEL CORP.

APPROVAL OF FEES, ETC.

Approval of fees and other charges provided for by contract of July 11, 1942 for the conversion of ores into 12,000 gross tons of standard ferromanganese by the Tennessee Products Corporation for the Carnegie-Illinois Steel Corporation.

On July 14, 1942 the Tennessee Products Corporation of Nashville, Tennessee, pursuant to § 1405.3 (c) of Maximum Price Regulation No. 138, submitted a certified copy of a contract between it and the Carnegie-Illinois Steel Corporation of the date of July 11, 1942 and the Tennessee Products Corporation has made application for the approval of the fees and other charges provided for by the aforesaid contract.

Due consideration has been given to this application and, for the reasons set

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

[2] 7 F.R. 3212.

forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and § 1405.3 (c) of Maximum Price Regulation No. 138, it is hereby ordered:

(a) The fee of $45.00 per gross ton which is set by the contract of July 11, 1942 between Tennessee Products Corporation of Nashville, Tennessee and Carnegie-Illinois Steel Corporation of Pittsburgh, Pennsylvania, as the sum to be charged by the first party and paid by the second party for the conversion of ores into 12,000 gross tons of standard ferromanganese of 78–82% manganese content is hereby approved; and the further provision that a fee of 75¢ for each gross ton of ore so handled shall be charged by Tennessee Products Corporation and paid by Carnegie-Illinois Steel Corporation, if the first party is called upon to receive, unload and store cargo shipments of ore for the convenience of the second party, is hereby approved.

(b) This Order No. 1 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 1 shall become effective August 11, 1942.

Issued this 6th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-7647; Filed, August 6, 1942; 12:27 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 59-9]

STANDARD POWER & LIGHT CORP., ET AL.

NOTICE OF FILING OF PETITION FOR EXTENSION OF TIME AND ORDER FOR HEARING

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

In the Matter of Standard Power and Light Corporation, Standard Gas and Electric Company and subsidiary companies thereof, respondents.

The Commission having entered its order herein on the 8th day of August, 1941, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 requiring Standard Gas and Electric Company to sever its relationship with certain designated companies, and the subsidiary companies thereof, by disposing of or causing the disposition of its direct and indirect ownership, control and holdings of securities issued by those designated companies and the subsidiary companies thereof and of securities of those companies and the subsidiary companies thereof as they might from time to time be acquired by Standard Gas and Electric Company;

Notice is hereby given that Standard Gas and Electric Company has filed on July 31, 1942 a petition requesting the entry of an order by this Commission under section 11 (c) of the Act extending for one year the time for compliance with the order of August 8, 1941, above described.

All interested persons are referred to said petition which is on file in the office of the Commission for full details concerning the petition.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held for the purpose of considering said petition;

It is ordered, That the hearing in this proceeding shall be convened at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated on such date by the Hearing Room Clerk at 10 o'clock on the 13th day of August, 1942. All persons desiring to be heard or otherwise wishing to participate in the proceedings, should notify the Commission in the manner provided by the Commission's Rules of Practice, Rule XVII, on or before August 12, 1942. At said hearing on that day the issues will be limited to consideration of the petition above described, and particularly whether Standard Gas and Electric Company has exercised due diligence in its efforts to comply with the Commission's order of August 8, 1941, and whether an extension of time for compliance with said order is necessary or appropriate in the public interest or for the protection of investors or consumers.

It is further ordered, That Charles S. Lobingier or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing above ordered. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the Act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That the Secretary of this Commission shall serve notice of the entry of this order by mailing a copy thereof by registered mail to Standard Power and Light Corporation and Standard Gas and Electric Company, and that notice shall be given to all other persons by publication thereof in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 42-7659; Filed, August 7, 1942; 9:24 a. m.]

[File No. 70-366]

ELECTRIC POWER & LIGHT CORP. AND DALLAS RAILWAY & TERMINAL CO.

NOTICE OF FILING OF AN AMENDMENT AND ORDER RECONVENING HEARING

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

Notice is hereby given that an amendment to declarations or applications (or both) has been filed with this Commission under the Public Utility Holding Company Act of 1935 by Dallas Railway & Terminal Company ("Dallas Railway") and its parent, Electric Power & Light Corporation ("Electric"), a registered holding company, and a subsidiary of Electric Bond and Share Company, likewise a registered holding company. All interested parties are referred to said document, which is on file in the office of this Commission, for a statement of the transactions proposed in the declarations or applications, as amended, which are summarized as follows:

1. A capital contribution by Electric to Dallas Railway of the following securities which are presently owned by Electric:

(a) A 6% Note of Northern Texas Company, a wholly-owned subsidiary of Electric, in the principal amount of $1,540,000 as of June 30, 1942, which is dated November 25, 1935 and which became due November 25, 1940.

(b) 2,000 shares of the Capital Stock without par value of Northern Texas Company, having an aggregate stated value on the books of that company of $10,000.

(c) 11,000 shares, of the par value of $100 per share, of the 7% Preferred Stock of Dallas Railway. Electric proposes to waive its claim to undeclared cumulative dividends on such 11,000 shares of 7% Preferred Stock.

2. The acquisition by Electric of 1,816 shares of common stock of Dallas Railway presently outstanding with the public and upon which Electric holds options of purchase at prices ranging from $5 to $10 per share.

3. The acquisition by Dallas Railway of the physical properties owned by Northern Texas Company and the dissolution of the latter company.

4. The execution by Dallas Railway of a Supplemental Indenture amending its Mortgage and Deed of Trust, dated July 1, 1926, to Old Colony Trust Company, as Trustee, by the terms of which Dallas Railway would be required:

To expend in each calendar year, commencing with July 1, 1942, in maintaining, repairing, renewing and replacing the mortgaged property and for the retirement of bonds, 27½% of the gross operating revenues of the Company for such year, after deducting from such 27½% of such gross operating revenues the amount of the net loss, if any, of the Company for such year after all operating expenses (including taxes, rentals, insurance and maintenance expenditures and accruals), appropriations for retirements, interest expenses and other deductions from income. Bonds would be retired at least at the rate of $100,000 a year after April 1, 1942. Any deficiency in expenditures would be made up by the deposit of cash or bonds or by the certification of unfunded property additions. Bonds so retired could not be made the basis of the authentication and delivery of bonds, withdrawal of cash, release of property or used for any other purpose. Excess expenditures or appropriations in any year would be applied against the requirement of any succeeding year or years.

5. The declarations or applications contain a statement to the effect that the management of Dallas Railway is considering recommending to the Board of Directors of Dallas Railway the declaration and payment of all of the accumulated unpaid dividends on 3,843 shares of 7% Preferred Stock in the hands of the public, after the surrender by Electric of the 11,000 shares of such preferred stock which it owns and the waiver by Electric of the accumulated unpaid dividends on such shares.

It appearing to the Commission that it is appropriate in the public interest and the interests of investors and consumers that the hearing herein be reconvened for the purpose of considering the matters contained in said amendment;

It is ordered, That the hearing herein be reconvened for the purpose of considering such matters under the applicable provisions of said Act and Rules of the Commission thereunder on August 26, 1942, at 10.00 A. M., E. W. T. at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room where such reconvened hearing will be held. Notice is hereby given of said reconvened hearing to Electric and to Dallas Railway, said notice to be given to said declarants or applicants by registered mail and to all other interested persons by publication in the FEDERAL REGISTER.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at the reconvened hearings in such matter. The officer so designated to preside at any such reconvened hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said Act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That without limiting the scope of the issues presented by said amendment, otherwise to be considered in this proceeding, particular attention will be directed at the reconvened hearings to the following matters and questions:

(1) Whether the proposed capital contribution by Electric to Dallas Railway of the securities of Northern Texas Company and of shares of Dallas Railway's preferred stock is in the public interest and the interest of investors and consumers.

(2) Whether the acquisition by Electric of 1,816 additional shares of the common stock of Dallas Railway will unduly complicate the capital structure of Electric's holding company system or will be detrimental to the proper functioning of such holding company system, and whether the consideration proposed to be paid by Electric for such stock is reasonable.

(3) Whether the execution of the proposed Supplemental Indenture by Dallas Railway is in conformance with the standards of the Act.

(4) Whether in all other respects the plan is consonant with the standards of the Act, is fair and equitable to the persons affected thereby, and is necessary to effectuate the provisions of section 11 of the Act.

(5) Whether it is necessary or appropriate to impose any terms or conditions with respect to the paid-in surplus to be created as a result of the proposed capital contribution.

(6) The propriety of the proposed accounting treatment of the transactions on the books of Dallas Railway and on the books of Electric.

(7) Whether in any other respect the terms and conditions of the proposed transactions are detrimental to the public interest or the interest of investors or consumers, or will tend to circumvent the provisions of the Act, or the rules, regulations, or orders thereunder; and the extent to which terms and conditions should be imposed to insure adequate protection of such interests in compliance with the applicable provisions of the Act.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 42-7660; Filed, August 7, 1942; 9:24 a. m.]