THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
OF THE UNITED STATES
1934

FEDERAL REGISTER

VOLUME 6 NUMBER 76

Washington, Friday, April 18, 1941

The President

PROCLAMATION OF A STATE OF WAR BETWEEN HUNGARY AND YUGOSLAVIA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 1 of the joint resolution of Congress approved November 4, 1939, provides in part as follows:

> That whenever the President, or the Congress by concurrent resolution, shall find that there exists a state of war between foreign states, and that it is necessary to promote the security or preserve the peace of the United States or to protect the lives of citizens of the United States, the President shall issue a proclamation naming the states involved; and he shall, from time to time, by proclamation, name other states as and when they may become involved in the war.

AND WHEREAS it is further provided by section 13 of the said joint resolution that

> The President may, from time to time, promulgate such rules and regulations, not inconsistent with law, as may be necessary and proper to carry out any of the provisions of this joint resolution; and he may exercise any power or authority conferred on him by this joint resolution through such officer or officers, or agency or agencies, as he shall direct.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority conferred on me by the said joint resolution, do hereby proclaim that, Hungary having without justification attacked Yugoslavia, a state of war exists between Hungary and Yugoslavia and that it is necessary to promote the security and preserve the peace of the United States and to protect the lives of citizens of the United States.

And I do hereby enjoin upon all officers of the United States, charged with the execution of the laws thereof, the utmost diligence in preventing violations of the said joint resolution and in bringing to trial and punishment any offenders against the same.

And I do hereby delegate to the Secretary of State the power to exercise any power or authority conferred on me by the said joint resolution, as made effective by this my proclamation issued thereunder, which is not specifically delegated by Executive order to some other officer or agency of this Government, and the power to promulgate such rules and regulations not inconsistent with law as may be necessary and proper to carry out any of its provisions.

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 15'' day of April, in the year of our Lord nineteen hundred and forty-one, [SEAL] and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

[No. 2477]

[F. R. Doc. 41-2778; Filed, April 16, 1941; 3:43 p. m.]

CLOSED AREA UNDER THE MIGRATORY BIRD TREATY ACT

TEXAS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the Acting Secretary of the Interior has submitted to me for approval the following amendatory regulation adopted by him on March 31, 1941, under authority of the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755, 16 U.S.C. 704), and Reorganization Plan No. II[1] (53 Stat. 1431):

Amendment of Regulation Designating as Closed Area Certain Lands and Waters Adjacent to, or in the Vicinity of the Aransas National Wildlife Refuge, Texas

By virtue of and pursuant to the authority contained in section 3 of the

[1] 4 F.R. 2731.

CONTENTS

THE PRESIDENT

(Continued on next page)

FEDERAL REGISTER

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

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

The daily issue of the FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $1.25 per month or $12.50 per year; single copies 10 cents each; payable in advance. Remit money order payable to the Superintendent of Documents directly to the Government Printing Office, Washington, D. C.

CONTENTS—Continued

Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755, 16 U.S.C. 704), and Reorganization Plan No. II (53 Stat. 1431), I, A. J. Wirtz, Acting Secretary of the Interior, having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of flight of the migratory birds included in the terms of the conventions between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and the United States and the United Mexican States for the protection of migratory birds and game mammals concluded February 7, 1936, do hereby designate as closed area in or on which pursuing, hunting, taking, capturing, or killing of migratory birds, or attempting to take, capture, or kill migratory birds is not permitted all areas of land and water in Aransas and Refugio Counties, Texas, adjacent to or in the vicinity of the Aransas National Wildlife Refuge and within the following-described boundary:

Beginning at a point at the head of St. Charles Bay, on the right or west bank and at the mouth of Twin (Willow) Creek, said point being marked with a U. S. Biological Survey standard concrete post:

Thence from said initial point, upstream with the right or west bank meanders of Twin (Willow) Creek,

N. 43°17′ E., 1.83 chains;
S. 74°32′ E., 2.617 chains;
N. 45°43′ E., 1.912 chains;
N. 16°19′ E., 1.87 chains;
N. 14°22′ W., 1.862 chains;
N. 58°08′ W., 1.173 chains;
N. 84°14′ W., 2.575 chains;
N. 44°57′ W., 7.37 chains;
N. 70°27′ W., 1.20 chains;
S. 62°12′ W., 2.677 chains;
N. 33°51′ W., 5.52 chains;
N. 77°14′ W., 1.836 chains;
N. 39°29′ W., 5.76 chains;
N. 00°54′ W., 3.53 chains;
N. 87°02′ E., 0.985 chains;
S. 35°29′ E., 2.00 chains;
N. 00°38′ E., 1.008 chains;
N. 36°14′ W., 3.06 chains;
N. 24°36′ E., 1.86 chains;
N. 18°53′ W., 0.936 chains;
N. 35°41′ W., 4.38 chains;
N. 37°44′ E., 1.11 chains;
N. 2°38′ W., 2.926 chains;
N. 18°18′ W., 8.00 chains;
N. 41°06′ W., 2.18 chains;
N. 34°39′ E., 1.826 chains;
N. 50°50′ W., 1.571 chains;
N. 61°49′ W., 2.27 chains;
N. 75°49′ W., 4.46 chains;
N. 43°07′ W., 2.29 chains;
N. 8°38′ E., 1.827 chains;
N. 64°34′ W., 1.06 chains;
N. 22°12′ E., 1.60 chains;
N. 45°00′ E., 1.909 chains;
N. 13°38′ W., 2.358 chains;
N. 56°10′ E., 1.68 chains;
N. 1°51′ W., 1.486 chains;
N. 29°33′ W., 4.48 chains;
N. 3°22′ W., 3.34 chains;
S. 66°21′ W., 4.16 chains;
S. 82°56′ W., 0.869 chain;
N. 71°13′ W., 1.38 chains;
N. 36°25′ W., 1.44 chains;
N. 21°29′ W., 2.509 chains;
N. 1°35′ W., 3.30 chains;
N. 33°19′ W., 1.882 chains;
N. 61°43′ W., 4.43 chains;

Thence crossing Twin (Willow) Creek and Blackjack Peninsula,

N. 13°39′ E., 48.90 chains;
N. 18°06′ E., 42.81 chains;
N. 12°13′ E., 2.271 chains;
S. 00°49′ E., 80.08 chains;
N. 89°12′ E., 94.53 chains;
N. 00°43′ W., 39.85 chains;
N. 89°11′ E., 119.08 chains;
N. 00°51′ W., 80.04 chains;
N. 89°15′ E., 120.03 chains;
N. 00°44′ W., 61.58 chains;
N. 89°07′ E., 76.70 chains;
S. 1°30′ E., 40.44 chains;
S. 89°28′ E., 40.27 chains;
South, 0.352 chain;
East, 0.188 chain;
S. 00°28′ E., 6.85 chains;
N. 89°31′ E., 163.06 chains to a point on Webb Point on the west shore of San Antonio Bay;

Thence along the west shore of San Antonio Bay with the meanders thereof,

S. 38°51′ W., 5.73 chains;
S. 30°40′ W., 5.67 chains;
S. 5°42′ W., 5.60 chains;
S. 31°18′ W., 5.95 chains;
S. 39°07′ W., 4.64 chains;
S. 19°40′ W., 5.74 chains;
S. 42°44′ W., 6.71 chains;
S. 40°02′ W., 9.52 chains;
S. 14°01′ W., 4.23 chains;
S. 65°20′ W., 4.00 chains;
S. 11°39′ E., 4.59 chains;
S. 76°20′ W., 6.36 chains;
S. 67°47′ W., 7.83 chains;
S. 43°51′ W., 15.16 chains;
S. 47°53′ W., 13.18 chains;
S. 47°30′ W., 10.81 chains;
S. 28°11′ W., 5.55 chains;
S. 37°42′ W., 5.13 chains;
S. 16°56′ W., 12.63 chains;
S. 2°47′ W., 14.58 chains;
S. 16°55′ E., 14.76 chains;
S. 28°24′ E., 16.62 chains;
S. 36°14′ E., 11.25 chains;
S. 42°05′ E., 6.92 chains;
S. 52°45′ E., 8.55 chains;
S. 44°24′ E., 9.89 chains;
S. 66°50′ E., 4.57 chains;
S. 54°11′ E., 6.60 chains;
S. 45°29′ E., 15.20 chains to a point on Dagger Point;
S. 5°05′ W., 6.39 chains;
S. 5°34′ E., 6.93 chains;
S. 11°30′ W., 8.95 chains;
S. 15°32′ E., 12.38 chains;
S. 19°21′ E., 25.44 chains;
S. 37°09′ E., 25.00 chains;
S. 44°20′ E., 14.97 chains;
S. 27°44′ E., 5.47 chains;
S. 44°21′ E., 11.71 chains;
S. 20°07′ E., 8.83 chains;
S. 6°42′ E., 16.41 chains;
S. 13°46′ E., 6.26 chains;
S. 8°05′ E., 9.05 chains to a point at the mouth of Mustang Lake;

Thence crossing the inlet to Mustang Lake and continuing with the west shore meanders of San Antonio Bay,

S. 15°08′ E., 12.69 chains;
S. 10°17′ E., 9.81 chains;
S. 8°28′ W., 6.21 chains;
S. 44°58′ W., 4.50 chains;
S. 12°50′ E., 17.98 chains;
S. 12°21′ E., 7.29 chains;
S. 37°15′ E., 3.39 chains;
S. 21°38′ W., 8.43 chains;
S. 6°04′ E., 10.52 chains;
S. 10°25′ W., 5.72 chains;
S. 8°50′ E., to an intersection with the northwesterly right-of-way boundary of the Louisiana-Texas Intracoastal Waterway;

Thence in San Antonio Bay with the northwesterly right-of-way boundary of the said Intracoastal Waterway,

N. 51°10′32″ E., 120 chains to a point;

Thence crossing the said Intracoastal Waterway and the spoil disposal area for said waterway,

S. 38°49′28″ E., 23.50 chains to a point;

Thence continuing in San Antonio Bay,

S. 51°10′32″ W., to an intersection with the west shore of said Bay, at False Livecak Point, from which point of intersection the U. S. C. & G. S. triangulation station "Live" bears N. 33°15′ E., 8.22 chains distant;

Thence in San Antonio Bay and Ayres Bay,

S. 46°16' W., 303.60 chains to a point on north shore of Ayres Bay;

Thence along the north shore of Ayres Bay,

S. 58°16' W., 7.77 chains to a point;

Thence in Mullet Bay,

S. 68° W., 60.00 chains (approximately);
S. 46° W., 93.00 chains (approximately), to the southeasternmost point on Bludworth Island;

Thence in Back Bay,

S. 36° W., 165.00 chains (approximately), to a point on Cedar Point and the southerly right-of-way boundary of the Old Intracoastal Canal;

Thence with the southerly right-of-way boundary of the Old Intracoastal Canal,

Southwesterly to the angle point of said canal which is south of Dunham Island;

Thence leaving said canal, in Aransas Bay,

West, approximately 275.00 chains to a point due south of Blackjack Point;
North, approximately 51.00 chains to a point on Blackjack Point;

Thence crossing East Pocket,

N. 10°09' E., 31.79 chains to a point on Bird Point;

Thence in St. Charles Bay,

N. 10° E., 205.00 chains (approximately), to a point opposite Egg Point;
N. 30° E., 180.00 chains (approximately), to a point opposite Big Sharp Point;
N. 25° W., 130.00 chains (approximately), to a point opposite Meile Dietrich Point;
N. 30° E., 330.00 chains (approximately), to the place of beginning.

The bearings in the above description are referred to the true meridian as determined by solar observations made in surveys by the Bureau of Biological Survey in 1937.

This order supersedes the regulation adopted by the Secretary of Agriculture on October 26, 1938, and approved and proclaimed by the President on November 26, 1938,[2] entitled "Regulation Designating as Closed Area Certain Lands and Waters Within, Adjacent To, or in the Vicinity of the Aransas Migratory Waterfowl Refuge, Texas." The Aransas Migratory Waterfowl Refuge was established by Executive Order No. 7784,[3] of December 31, 1937, and its designation was changed to Aransas National Wildlife Refuge by Proclamation No. 2416,[4] of July 25, 1940.

AND WHEREAS upon consideration it appears that the foregoing amendatory regulation will tend to effectuate the purposes of the aforesaid Migratory Bird Treaty Act:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by the aforesaid Migratory Bird Treaty Act, do hereby approve and proclaim the foregoing regulations of the Acting Secretary of the Interior.

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 fifteenth day of April in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

[SEAL]

FRANKLIN D ROOSEVELT

By the President,

CORDELL HULL,
Secretary of State.

[No. 2478]

[F. R. Doc. 41-2788; Filed, April 17, 1941; 10:30 a. m.]

[2] 3 F.R. 2807.
[3] 3 F.R. 13.
[4] 5 F.R. 2677.

Rules, Regulations, Orders

TITLE 7—AGRICULTURE

CHAPTER VII—AGRICULTURAL ADJUSTMENT ADMINISTRATION

[Cotton 507, Sup. 1]

PART 722—COTTON

MARKETING QUOTAS FOR THE 1941–1942 MARKETING YEAR

By virtue of the authority vested in the Secretary of Agriculture by Title III of the Agricultural Adjustment Act of 1938 (Public Law No. 430, 75th Cong., approved February 16, 1938; 52 Stat. 31, 7 U.S.C. 1301 *et seq.*), as amended, I do make, prescribe, publish, and give public notice of the following amendments to the regulations pertaining to cotton marketing quotas for the 1941–1942 marketing year (designated as Cotton 507) issued by me on February 14, 1941:[1]

1. Section 722.319 is hereby amended by adding at the end thereof the following new paragraph:

§ 722.319 *Farm marketing quota.*

* * * * *

(d) *Conversion of carry-over penalty cotton.* The amount of unmarketed cotton at the end of the 1940–1941 marketing year which, if marketed during that marketing year, would have been subject to penalty at a rate per pound less than the penalty rate applicable to cotton of the 1941 crop shall, for the purposes of these regulations, be regarded as having been converted, on the basis of the rate of penalty applicable to cotton of the 1941 crop, into such an amount thereof as is subject to such rate of penalty and such an amount thereof as is henceforth not subject to any penalty. The conversion is made by taking as carry-over penalty cotton subject to the rate of penalty applicable to cotton of the 1941 crop, an amount of such unmarketed cotton which bears the same ratio to the total amount thereof as the lower rate of penalty bears to the rate of penalty applicable to the 1941 crop and by taking as carry-over penalty free cotton the remainder of such unmarketed cotton.

2. Section 722.322 (d) (3) is hereby amended by deleting the expression "1940" which follows the words "the production of cotton in" and by inserting in lieu thereof the expression "1941".

3. Section 722.322 (g) is hereby amended by deleting from the last sentence thereof the words "or a blue marketing card" which follow the words "a red marketing card".

4. Section 722.330 (a) is hereby amended to read as follows:

§ 722.330 *Issuing red marketing cards*—(a) *Producers eligible to receive red marketing cards.* As soon as practicable after it has been determined that (1) the farm is an overplanted farm, or (2) any producer thereon has any carry-over penalty cotton, or (3) the farm cannot be measured, the county committee shall issue a red marketing card (form Cotton 512) to each producer on the farm. Any red marketing card so issued shall show (1) the name and address of the operator, (2) the name and address of the producer, if other than the operator, to whom issued, (3) the names of the State and county and the code number thereof and the serial number of the farm, (4) the signature of a member of the county committee signing for the county committee, (5) the countersignature of the operator or other producer to whom issued, or his duly authorized agent, (6) the amount of the producer marketing quota for the producer as first determined under § 722.322 (b), exclusive of any amount of carry-over penalty free cotton pledged by him to secure a Commodity Credit Corporation loan, and (7) any other information which the county committee considers to be necessary in identifying the farm on which the cotton was produced. The total of all producer marketing quotas or the farm marketing quota, as evidenced by the red marketing card or cards issued under this paragraph, shall not be greater than the normal production of the farm acreage allotment for the farm plus the amount of carry-over penalty free cotton designated to be marketed in connection with the farm, exclusive of any amount of carry-over penalty free cotton pledged as security for a Commodity Credit Corporation loan. A red marketing card shall likewise be issued to any person who is not engaged in cotton production in 1941 but who was engaged in the production of cotton in any prior marketing year and who has carry-over penalty free cotton or carry-over penalty cotton and any such red marketing card shall show the information specified above except that in lieu of the producer marketing quota the amount of such cotton which may be marketed without penalty shall be shown thereon. When the county committee determines that cotton is being produced during the crop year 1941 on a new farm for which no farm marketing quota can be established it shall issue a red mar-

[1] 6 F.R. 962.

keting card to each producer on the farm showing thereon the word "None" or the amount of carry-over penalty free cotton which the producer has on hand which is not pledged as security for a Commodity Credit Corporation loan. Any red marketing card issued shall be accompanied by the certificates on forms Cotton 513 which are required to be executed as provided in these regulations by the producer and the buyer or transferee.

5. Section 722.331 is hereby deleted.

6. Section 722.332 is hereby amended to read as follows:

§ 722.332 *Issuing marketing cards for cotton pledged as security for a Commodity Credit Corporation loan.* If any producer to whom a red marketing card was issued desires to market any carry-over penalty free cotton which is pledged as security for a Commodity Credit Corporation loan, the county committee shall, upon his request, issue to him a red marketing card for the amount thereof which he desires to market. If the cotton so pledged is carry-over penalty cotton, the amount thereof shall be identified when marketed by the producer by the marketing card or cards issued to him as otherwise provided by these regulations. (Sec. 375 (a), 52 Stat. 66)

7. Section 722.334 (b) is hereby amended by deleting from the fifth sentence thereof the words "or a blue marketing card" which follow the words "a red marketing card".

8. Section 722.336 is hereby amended by deleting from the last sentence thereof all of the words which follow the words "the marketing penalty" and by inserting in lieu thereof a period.

9. Section 722.338 is hereby amended to read as follows:

§ 722.338 *Identification by red marketing cards*—(a) *Cotton marketed directly to and in the presence of the buyer or transferee.* A red marketing card, together with the accompanying certificates on forms Cotton 513, shall, when presented to the buyer or transferee by the producer to whom they were issued, be accepted by the buyer or transferee as evidence to him that the cotton with respect to which the red marketing card was issued is cotton the marketing of which is not subject to the marketing penalty until the amount identified by such red marketing card and marketed thereunder is equal to the farm or producer marketing quota shown on such card and thereafter as evidence to him of the fact that such cotton is cotton the marketing of which is subject to the marketing penalty.

(b) *Cotton not marketed directly to and in the presence of the buyer or transferee.* In cases where the marketing of cotton is effected by telephone, telegraph, or mail, or by any means or method other than directly to and in the presence of the buyer or transferee, a certificate on form Cotton 513, properly executed by the producer to whom it was issued, shall, when presented by the producer to the buyer or transferee, be accepted by the buyer or transferee as evidence to him that a red marketing card was issued to the producer and that so much of the cotton identified by the certificate which is not in excess of the unused farm or producer marketing quota shown thereon is not subject to the marketing penalty and that so much of the cotton identified thereby which is in excess of the unused farm or producer marketing quota shown thereon is subject to the marketing penalty. (Sec. 375 (a), 52 Stat. 66)

10. Section 722.339 is hereby deleted.

11. Section 722.342 is hereby amended to read as follows:

§ 722.342 *Amount of penalty.* The rate of penalty for the 1941–42 marketing year shall be three cents per pound. Any producer who markets cotton in excess of the farm marketing quota for the 1941–42 marketing year, or in excess of his share of such quota, as the case may be, shall be subject to a penalty of three cents per pound with respect to the excess so marketed whether the excess is cotton produced during the said marketing year or in any prior marketing year. All cotton which is not identified, as provided in these regulations at the time of marketing, as free of marketing penalties or which is marketed without the use of the means of identification prescribed by these regulations shall be taken to be in excess of the farm marketing quota, and the amount of the penalty to be collected thereon by the buyer or transferee shall be three cents per pound. The rate of the penalty applicable to any amount of unmarketed cotton at the end of the 1940–41 marketing year which, if marketed during the 1938–39 marketing year, would have been subject to the penalty of two cents per pound in that year and likewise would have been subject to the penalty of two cents per pound if marketed during the 1939–40 or 1940–41 marketing year shall be two cents per pound and such unmarketed cotton shall be subject to the provisions of § 722.319 (d).

12. Section 722.343 (b) is hereby amended by deleting from the third sentence thereof the words "or form Cotton 515" following the words "the form Cotton 513".

13. Section 722.344 (a) is hereby amended to read as follows:

§ 722.344 *Remittance of penalties to the treasurer of the county committee*—(a) *Time of remittance.* The penalty shall be remitted not later than 15 calendar days next succeeding the day on which the cotton was marketed by the producer. For and on behalf of the Secretary of Agriculture, the treasurer of the county committee for the county in which the farm on which the cotton was produced is located, or the treasurer of the county committee to whom the report in connection with cotton marketed without the use of the means of identification prescribed by these regulations is made, shall receive the penalty and issue to the person remitting the penalty a receipt therefor on form Cotton 419 or form Cotton 419–A.

14. Section 722.350 (c) is hereby amended to read as follows:

§ 722.350 *Records to be kept and reports to be submitted by buyers.*

* * * * *

(c) *Reports in connection with cotton not identified by marketing cards or certificates.* The buyer of cotton which is not identified in the manner provided by these regulations when marketed shall, with respect to each purchase, make a written report on form Cotton 530 of the following information: (1) The name and address of the producer from whom the cotton was purchased; (2) the date on which the cotton was purchased; (3) the original gin bale number or, if there is no gin bale number, the gin bale mark or other information showing the origin or source of the cotton; (4) the net weight of each bale, or lot of cotton less than a bale; and (5) the amount of the penalty collected in connection with the cotton purchased. The report shall be executed in triplicate, one copy shall be given to the producer, one copy thereof shall be retained by the buyer, and the buyer shall mail or deliver the copy thereof on the postal card to the treasurer of the county committee whose address appears thereon.

15. Section 722.350 is hereby further amended by deleting the whole of paragraph (f) thereof and by redesignating paragraphs (g) and (h) thereof as paragraphs (f) and (g), respectively.

16. Section 722.350 is hereby further amended by redesignating paragraph (i) thereof as paragraph (h); by deleting from the first sentence of said paragraph the words "or a blue marketing card" following the words "by a red marketing card", and by deleting from the same sentence the words "or form Cotton 515" following the words "form Cotton 513".

17. Section 722.350 is hereby further amended by redesignating paragraphs (j) and (k) thereof as paragraphs (i) and (j), respectively, and by redesignating paragraph (l) thereof as paragraph (k) and adding at the end of said paragraph the following new sentence: "Notwithstanding any other provision of this paragraph, each report on form Cotton 530 in connection with the purchase of cotton marketed without the use of the means of identification provided by these regulations may be mailed or delivered directly to the treasurer of the county committee from whom the unexecuted copy of the form was obtained and whose name and address appear on the postal card copy thereof."

18. Section 722.350 is hereby further amended by redesignating paragraphs (m) and (n) thereof as paragraphs (l)

and (m), respectively, and by deleting from item (4) of the paragraph first mentioned the words "and his share therein" following the words "having an interest in the cotton".

19. Section 722.353 (c) is hereby amended to read as follows:

§ 722.353 *Records to be kept and reports to be submitted by producers.*

* * * * *

(c) *Farms for which red marketing cards are issued.* Each producer to whom a red marketing card is issued shall keep the following records and make the following reports in connection with all cotton marketed by him:

(1) *Cotton marketed by sale.* The producer shall, as provided in § 722.338, in each case where cotton is marketed by sale to any person within the United States, identify the cotton to the buyer with the red marketing card issued in connection therewith and the applicable certificate on form Cotton 513 and shall execute such certificate in the manner provided therein to enable the buyer of the cotton to keep the record and make the report required of the buyer pursuant to § 722.350 (e). A copy of each certificate so executed on form Cotton 513 shall be retained by the producer as a record of the transaction.

(2) *Cotton marketed by barter or exchange or gift inter vivos.* The producer shall, as provided in § 722.338, in each case where cotton is marketed by barter or exchange or gift *inter vivos*, identify the cotton to the transferee with the red marketing card issued in connection therewith and the applicable certificate on form Cotton 513 and shall execute such certificate with the transferee in the manner provided therein. The original of such certificate shall be delivered to or retained by the transferee. A copy of such certificate shall be retained by the producer as a record of the transaction. The remaining copy which is addressed to the treasurer of the county committee shall be mailed or delivered by the producer to the treasurer of the county committee, except that, if the penalty is collected by the transferee, the remaining copy shall be delivered to or retained by the transferee to be transmitted to the treasurer of the county committee as provided in § 722.351. Each report required by this subparagraph shall be made by the producer to the treasurer of the county committee for the county in which the cotton was produced not later than 15 calendar days next succeeding the day on which the cotton covered thereby was marketed.

(3) *Cotton marketed to persons not within the United States.* The producer shall execute the certificate on form Cotton 513 in the manner outlined in § 722.350 (e) in each case where cotton is marketed to any person not within the United States and shall indicate in the space provided thereon for the signature of the buyer or transferee that the buyer or transferee is a person not within the United States. The producer shall retain one copy of each certificate so executed and the original and the postal card copy thereof addressed to the treasurer of the county committee for the county in which the cotton was produced shall be forwarded by such producer to such treasurer not later than 15 calendar days next succeeding the day on which the cotton was marketed.

(4) *Long staple cotton.* The producer shall not use the white marketing card marked "Penalty Secured" or the red marketing card issued to him in any case where cotton the staple of which is 1½ inches or more in length is marketed but shall, as provided in § 722.341, identify the cotton by a certificate from the Board of Cotton Examiners on Form 1 or Form A or a form Cotton 527 issued to him. He shall keep a record of each transaction by retaining one copy of the form Cotton 521, executed as provided in § 722.350 (f), or in case Sea Island or American-Egyptian cotton is identified when marketed by form Cotton 527, by retaining a copy thereof, executed in connection with the transaction, as provided in § 722.350 (f).

(5) *Processed cotton.* Each producer by or for whom cotton is marketed in processed form within the meaning of § 722.343 (a) shall keep a record and make a report, in accordance with forms prescribed by the Administrator, of the following information for each farm and for each bale or lot of cotton produced by or for him which is converted into an article of trade: (1) The gin bale number or the bale mark or other information showing the origin or source of the cotton and, in the case of seed cotton which was not ginned, the number of pounds of seed cotton; (2) the number of pounds of lint cotton in each bale, or lot of cotton less than a bale, or the known or estimated amount of lint in the seed cotton; (3) the serial number of the farm on which the cotton was produced; (4) the date on which the cotton entered into the process by which it was converted into an article of trade; and (5) the amount of the penalty, if any, incurred and the amount thereof remitted to the treasurer of the county committee, as provided in §§ 722.343 and 722.344. The report shall be made to the treasurer of the county committee not later than 15 calendar days after all cotton in which the producer has an interest in connection with the farm is marketed or not later than March 1, 1942, whichever is the earlier. If all cotton in which he has an interest as a producer in connection with the farm was not marketed prior to March 1, 1942, the report shall be known as a preliminary report, and the producer shall thereafter file with the treasurer of the county committee an additional report of the information specified in this subparagraph not later than 15 calendar days after all cotton in which he has an interest as a producer in connection with the farm is marketed or not later than August 1, 1942, whichever is the earlier.

20. Section 722.356 (d) is hereby amended to read as follows:

§ 722.356 *Securing payment of the penalties upon request.*

* * * * *

(d) *Estimating the penalty secured and amount of bond or funds in escrow.* In estimating the production of cotton for any farm under this section, the county committee shall take into consideration the appraised yield of the cotton crop and the number of acres planted to cotton on the farm and the amount of carry-over cotton in connection with the farm, which shall be determined on the basis of an examination by a representative of the county committee of the cotton or warehouse receipts or loan agreements. Such estimate shall be made after bolls are formed on the cotton plants for which the estimate is made. The number of pounds of lint cotton estimated to be produced on the farm in excess of the farm marketing quota shall be the amount by which the total estimated production of lint cotton in 1941 on the farm, including all varieties of long staple cotton, is in excess of the normal production of the farm acreage allotment established for the farm. Any bond or funds to be held in escrow pursuant to the foregoing provisions of this section shall be in an amount not less than the amount determined by multiplying the number of pounds so estimated to be produced in excess of the farm marketing quota, plus the number of pounds of carry-over penalty cotton, by the rate of the marketing penalty. If the farm is an underplanted farm, only the carry-over penalty cotton shall be considered in estimating the penalty.

21. Section 722.357 (b) is hereby amended by deleting from the fourth sentence thereof the words "and blue marketing cards" following the words "red marketing cards" and by deleting from the last sentence thereof the words "or a blue" following the words "to each producer to whom a red".

22. Section 722.357 (c) is hereby amended by deleting from the first sentence thereof the words "or a blue marketing card" which follow the words "or a red marketing card".

23. Section 722.358 (b) is hereby amended by deleting from the first sentence thereof the words "or blue marketing cards" which follow the words "or red marketing cards".

Done at Washington, D. C., this 16th day of April 1941. Witness my hand and the seal of the Department of Agriculture.

[SEAL] PAUL H. APPLEBY,
Acting Secretary of Agriculture.

[F. R. Doc. 41-2806; Filed, April 17, 1941; 11:54 a. m.]

TITLE 16—COMMERCIAL PRACTICES

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. 4193]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF KONGO CHEMICAL COMPANY, INC.

§ 3.6 (j10) *Advertising falsely or misleadingly—History of product or offering:* § 3.6 (n) (2) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product:* § 3.6 (x) *Advertising falsely or misleadingly—Results:* § 3.6 (y) *Advertising falsely or misleadingly—Safety:* § 3.71 (e) *Neglecting, unfairly or deceptively, to make material disclosure—Safety.* Disseminating, etc., in connection with offer, etc., of respondent's "Kongolene" or any other substantially similar cosmetic preparation, any advertisements by means of the United States mails, or in commerce, or by any means, to induce, etc., directly or indirectly, purchase in commerce, etc., of said product, which advertisements represent, directly or through inference, that said preparation is a purely vegetable product, or will permanently straighten the hair or contribute to the straightening of the hair in any way other than by softening it temporarily, or will prevent the hair from falling out or promote growth thereof, or will cure or permanently remove dandruff, or that said preparation is the greatest discovery of the age, or that use thereof will benefit the offspring of the user, or that it is safe or harmless, or which advertisements fail to reveal that the use of said preparation may result in severe caustic action upon the skin and scalp with resulting burns; prohibited; subject to the provision, however, that said advertisements need contain only a statement that said preparation should be used only as directed on the label thereof when such label contains a warning that the preparation may result in severe caustic action upon the skin and scalp with resulting burns and that in order to avoid such caustic action and burns, the preparation should not be applied at any one time for a period of longer than ten minutes and should be removed immediately when a pronounced sensation of warmth is experienced, the preparation should be removed by washing the hair and scalp thoroughly with large quantities of water at least four times and until no sensation of the presence of soap remains and the preparation must not be brought in contact with any part of the body except the hands, hair and scalp and especially must not be brought in contact with the eyes or with the mucous membrane of the nose or of the mouth. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Amended cease and desist order, Kongo Chemical Company, Inc., Docket 4193, April 8, 1941]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of April, A. D. 1941.

Whereas on December 28, 1940, the Federal Trade Commission made and entered its findings as to the facts herein and also issued and served its order requiring the respondent to cease and desist from the practices found to be violative of the Federal Trade Commission Act; and,

Whereas respondent has filed a petition requesting a modification of the aforesaid order to cease and desist; and,

Whereas the Commission has duly considered such petition and the record herein and it appears that the public interest warrants a modification of the aforesaid order in certain respects:

Now, therefore, it is ordered, That the order to cease and desist issued on December 28, 1940[1] be, and it hereby is, modified, so that as modified it shall read:

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, evidence introduced in support of said complaint, and the answer of the respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Kongo Chemical Company, Inc., a corporation, its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of its cosmetic preparation designated "Kongolene," or any other preparation of substantially similar composition, or possessing substantially similar properties, whether sold under the same name or any other name, do forthwith cease and desist from directly or indirectly:

(1) Disseminating or causing to be disseminated any advertisement (a) by means of the United States mails, or (b) by any other means in commerce as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents, directly or through inference, that said preparation is a purely vegetable product; that said preparation will permanently straighten the hair, or contribute to the straightening of the hair in any way other than by softening the hair temporarily; that said preparation will prevent hair from falling out and promote the growth of hair; that said preparation will cure or permanently remove dandruff; that said preparation is the greatest discovery of the age; that the use of said preparation will benefit the offspring of the user; or that said preparation is safe or harmless; or which advertisement fails to reveal that the use of said preparation may result in severe caustic action upon the skin and scalp with resulting burns (provided, however, that said advertisement need contain only a statement that said preparation should be used only as directed on the label thereof when such label contains a warning that the preparation may result in severe caustic action upon the skin and scalp with resulting burns and that in order to avoid such caustic action and burns, the preparation should not be applied at any one time for a period of longer than ten minutes and should be removed immediately when a pronounced sensation of warmth is experienced, the preparation should be removed by washing the hair and scalp thoroughly with large quantities of water at least four times and until no sensation of the presence of soap remains and the preparation must not be brought in contact with any part of the body except the hands, hair and scalp and especially must not be brought in contact with the eyes or with the mucous membrane of the nose or of the mouth);

(2) Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce as "commerce" is defined in the Federal Trade Commission Act of said preparation, which advertisement contains any of the representations prohibited in Paragraph One hereof; or which advertisement does not conform in all respects to the affirmative requirements of Paragraph One hereof;

It is further ordered, That the respondent shall, within ten (10) days after the service upon it of this order, file with the Commission an interim report in writing stating whether it intends to comply with this order, and, if so, the manner and form in which it intends to comply; and that within sixty (60) days after the service upon it of this order said respondent shall file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[1] 6 F.R. 540.

[F. R. Doc. 41-2787; Filed, April 17, 1941; 10:08 a. m.]

TITLE 22—FOREIGN RELATIONS

CHAPTER I—DEPARTMENT OF STATE

SUBCHAPTER C—NEUTRALITY

PART 149—COMMERCE WITH STATES ENGAGED IN ARMED CONFLICT [1]

Additional Regulations

§ 149.1 *Exportation or transportation of articles or materials.*

* * * * *

(l) *Hungary.* The regulations under section 2 (c) and (i) of the joint resolution of Congress approved November 4, 1939, which the Secretary of State promulgated on November 10 [2] and November 25,[3] 1939, henceforth apply equally in respect to the export or transport of articles and materials to Hungary. (54 Stat. 4, 6; 22 U.S.C., Supp. V, 245j–1; Proc. No. 2477,[4] April 15, 1941)

CORDELL HULL,
Secretary of State.

APRIL 16, 1941.

[F. R. Doc. 41–2789; Filed, April 17, 1941; 10:30 a. m.]

PART 156—TRAVEL [5]

Pursuant to the provisions of section 5 of the joint resolution of Congress, approved November 4, 1939, and of the President's proclamation of April 10, 1941 (6 F.R. 1905), the regulations in 22 CFR 156.1 and 156.2 of November 6, 1939,[6] as amended November 17, 1939,[7] April 25, 1940,[8] May 11, 1940,[9] June 10, 1940,[10] November 15, 1940,[11] and April 11, 1941,[12] are hereby amended to read as follows:

§ 156.1 *American diplomatic, consular, military, and naval officers.* American diplomatic and consular officers and their families, members of their staffs and their families, and American military and naval officers and personnel and their families may travel pursuant to orders on vessels of France; Germany; Poland; or the United Kingdom, India, Australia, Canada, New Zealand, the Union of South Africa; Norway; Belgium; the Netherlands; Italy; Greece; Yugoslavia; and Hungary if the public service requires. (54 Stat. 7; 22 U. S. C., Supp. V, 245j-4; Proc. No. 2477,[4] April 15, 1941)

§ 156.2 *Other American citizens.* Other American citizens may travel on vessels of France; Germany; Poland; or the United Kingdom, India, Australia, Canada, New Zealand, the Union of South Africa; Norway; Belgium; the Netherlands; Italy; Greece; Yugoslavia; and Hungary: *Provided, however,* That travel on or over the north Atlantic Ocean, north of 35 degrees north latitude and east of 66 degrees west longitude or on or over other waters adjacent to Europe or over the continent of Europe or adjacent islands shall not be permitted except when specifically authorized by the Passport Division of the Department of State or an American diplomatic or consular officer abroad in each case. (54 Stat. 7; 22 U.S.C., Supp. V, 245j–4; Proc. No. 2477,[4] April 15, 1941)

CORDELL HULL,
Secretary of State.

APRIL 16, 1941.

[F. R. Doc. 41–2790; Filed, April 17, 1941; 10:30 a. m.]

PART 161—SOLICITATION AND COLLECTION OF FUNDS AND CONTRIBUTIONS [1]

Additional Regulations

§ 161.22 *Contributions for use in Hungary.* The rules and regulations (22 CFR 161.1–16) under section 8 of the joint resolution of Congress approved November 4, 1939, which the Secretary of State promulgated on November 6, 1939,[2] henceforth apply equally to the solicitation and collection of contributions for use in Hungary. (54 Stat. 8; 22 U.S.C., Supp. V, 245j–7; Proc. No. 2477,[4] April 15, 1941)

CORDELL HULL,
Secretary of State.

APRIL 16, 1941.

[F. R. Doc. 41–2791; Filed, April 17, 1941; 10:31 a. m.]

TITLE 32—NATIONAL DEFENSE

CHAPTER VII—SELECTIVE SERVICE SYSTEM

CAMP REGULATIONS

By virtue of the authority vested in me by the Selective Training and Service Act of 1940, approved September 16, 1940, and by Executive Order [5] of the President dated February 6, 1941, (No. 8675), it is hereby ordered that the following rules and regulations be, and they are hereby, prescribed for the purpose of carrying out the provisions of said Executive Order:

Par.

1. *Legal authorization.* Section 5 (g) of the Selective Training and Service Act of 1940, approved September 16, 1940 (Pub. No. 783—76th Cong.), provides in part as follows:

(g) Nothing contained in this Act shall be construed to require any person to be subject to combatant training and service in the land or naval forces of the United States who, by reason of religious training and belief, is conscientiously opposed to participation in war in any form. Any such person claiming such exemption from combatant training and service because of such conscientious objections whose claim is sustained by the local board shall, if he is inducted into the land or naval forces under this Act, be assigned to noncombatant service as defined by the President, or shall, if he is found to be conscientiously opposed to participation in such noncombatant service, in lieu of such induction, be assigned to work of national importance under civilian direction.

The Director of the Selective Service System, by Executive Order dated February 6, 1941, quoted below, is authorized to proceed with the employment of such objectors and is empowered to designate work of national importance.

EXECUTIVE ORDER

AUTHORIZING THE DIRECTOR OF SELECTIVE SERVICE TO ESTABLISH OR DESIGNATE WORK OF NATIONAL IMPORTANCE UNDER CIVILIAN DIRECTION FOR PERSONS CONSCIENTIOUSLY OPPOSED TO COMBATANT AND NONCOMBATANT SERVICE IN THE LAND OR NAVAL FORCES OF THE UNITED STATES

By virtue of the authority vested in me by the Selective Training and Service Act of 1940 (Pub. No. 783—76th Cong.), it is hereby ordered as follows:

1. The Director of Selective Service, hereinafter called the Director, is authorized to establish, designate, or determine work of national importance under civilian direction to which may be assigned persons found under section 5 (g) of the Selective Training and Service Act of 1940 to be conscientiously opposed to participation in combatant and noncombatant training and service in the land or naval forces of the United States.

2. The Director shall make the necessary assignments to such work, shall determine the agencies, organizations, or individuals that may provide civilian direction thereof, and shall have general supervision and control over such work.

3. To the extent that he may deem necessary to carry out the provisions of this order, the Director may utilize the services of the Departments, officers, and agents of the United States; accept the services of officers and agents of the several states, territories, and the District of Columbia, and the subdivisions thereof; and accept voluntary services of private organizations and individuals; and may obtain, by purchase, loan, or gift, equipment and supplies from Federal and other public agencies and private organizations and individuals, with or without advertising or formal contract.

4. The Director is authorized to prescribe such rules and regulations as may be necessary to carry out the provisions of this order.

---

[1] The number of this part has been changed from 12 to 149.
[2] 22 CFR 149.1 (a)-(d). 4 F.R. 4598.
[3] 22 CFR 149.1 (e). 4 F.R. 4701.
[4] See *The President*, supra.
[5] The number of this part has been changed from 55C to 156.
[6] 4 F.R. 4509.
[7] 4 F.R. 4640.
[8] 5 F.R. 1597.
[9] 5 F.R. 1695.
[10] 5 F.R. 2211.
[11] 5 F.R. 4532.
[12] 6 F.R. 1921.

[1] The number of this part has been changed from 40 to 161.
[2] 4 F.R. 4510.
[3] 6 F.R. 831.
[4] See *The President*, supra.

2. *Civilian direction and responsibility.* *a.* Assignees, as defined in paragraph 1 above, will be assigned to camps and engaged on work of national importance under civilian direction of the Department of Agriculture, or the Department of the Interior, or such other agencies as may be designated from time to time by the Director of Selective Service.

b. The responsibility and authority for general supervision and control over such work and such camps is vested in the Director of Selective Service. The supervisory and administrative functions of the Director will be performed by the Camp Operations Division of National Headquarters, Selective Service System, hereinafter referred to as the Camp Operations Division. Such camps will be designated by an appropriate geographical location, as follows: "San Dimas Camp."

3. *National Service Board for Religious Objectors.* The National Service Board for Religious Objectors is a voluntary unincorporated association of religious organizations which has agreed, in the absence of Federal funds specifically allocated by the Director of Selective Service, to take care of the expense of the rehabilitation of necessary buildings at camp sites; wages for camp directors and other employees of the National Service Board for Religious Objectors; camp physicians; clothing; medical care; hospitalization; feeding and housing of the assignees and the cost of operation and maintenance of equipment required by and belonging to the agency engaged in the technical direction of the work project.

4. *Camp responsibility.* *a. Camp director.* The National Service Board for Religious Objectors, through its camp director, is responsible for the maintenance of the camp and its environs in accordance with standards acceptable to the governmental agency involved; maintenance of discipline; recreation, education, health and camp life of the assignee; and such watchman service as is required.

b. Project superintendent. The agency whose responsibility it is to carry out the work program shall provide a project superintendent and such other personnel as it deems necessary. Such personnel will be governed by the personnel regulations of such agency. The project superintendent shall be responsible for all phases of job planning and direction; for the direction of technicians detailed to the camp; for the on-the-job training; and for the safety program while the assignees are under his direction. The project superintendent will issue drivers' permits in conformity with the regulations set forth by his agency.

5. *Reports to be made on assignees arriving at camp.* *a.* The camp director, having received by mail five copies of D.S.S. Form 50 from the local board, will certify as to the man's arrival in camp in the space provided, and will mail four copies to the Camp Operations Division, 21st and C Streets NW., Washington, D. C. The fifth copy will be retained in the camp files.

b. In the event a man has not reported to camp after expiration of forty-eight hours beyond the time of his order to report, the camp director will report such fact by airmail letter to the Camp Operations Division. *Under no circumstances* will camp directors communicate directly with local boards.

c. Physical examinations by the registrant's local board will be final in so far as acceptance of men at camp is concerned, except that when conditions are reported which indicate presence of a communicable disease or a change in physical condition between the time of the physical examination by the local board and the time of reporting at camp, a full report in writing will be made to the Camp Operations Division at the same time the D.S.S. Form 50 is mailed. Assignees not accepted at the camp for the reason referred to above will be retained in camp or hospitalized where necessary pending instructions from the Camp Operations Division.

6. *Inoculations and vaccinations.* All assignees will be inoculated against typhoid and vaccinated against smallpox within forty-eight hours of reporting to camp. These inoculations and vaccinations shall be given by the physician in attendance. Upon completion, proper notations will be placed with the man's record at the camp headquarters. The standards of vaccination and inoculation shall be those prescribed by the Medical Department of the United States Army.

7. *Medical care and hospitalization.* *a.* There shall be provided for each camp a physician who will be responsible for the health of the assignees. There will also be an arrangement with the nearest suitable local hospital where assignees shall be sent on order of the camp doctor. The camp director shall be responsible for holding with the doctor a daily sick call, and the doctor shall be available for emergency call at all times.

b. The camp sanitation shall be the responsibility of the camp director, with the advice of the doctor in attendance, and be subject to inspections from time to time by representatives of the United States Public Health Service. The minimum standards of camp sanitation shall be the same as are applicable to camps operated under the direction of the Civilian Conservation Corps.

8. *Discipline of assignees.* *a.* An assignee at a camp has been granted the privilege of being engaged in work of national importance under civilian direction, in lieu of induction into the military or naval forces. Such assignee has convinced his local or appeal board that he is sincere in his objection to service with the military forces. It is expected, therefore, that he will put forth his best efforts to the work of the camp so that the record of performance will be a credit to the group. In the event that he refuses to perform a reasonable assigned duty or refuses or fails to comply with any camp regulation, the camp director has wide latitude in imposing such disciplinary action as he may deem appropriate. In cases where it is evident that the man is not going to work or otherwise makes himself a source of trouble, the camp director shall make a full written report and recommendations through the National Service Board for Religious Objectors to the Camp Operations Division and await instructions as to further action.

b. Representatives of the technical agencies having difficulties with camp assignees will refer all such cases to the camp director for action as provided in paragraph *a* above.

9. *Allowable project work.* An assignee from a camp may be employed on any authorized work of the agency involved in the work program of the camp. Work priorities shall be determined by such technical agency.

10. *Hours of work.* The hours of work on the project at any camp will be determined by the technical agency. No limitation is set on the number of hours that an assignee may be asked to work in any given day or week. In case the camp director does not agree as to the hours of work on the project, all facts in the case will be reported through the National Service Board for Religious Objectors to the Camp Operations Division for final decision. Assignees will be subject to emergency calls by the project superintendent of the technical agency on any day or night, at any hour, for the purpose of fighting forest fires, or other emergencies affecting life or property.

11. *Furloughs and liberty.* *a.* The camp director, with the concurrence of the project superintendent, may grant furloughs to an assignee at such times as he may be spared from his duties. No assignee may receive a furlough or furloughs in excess of a total of thirty days in any one year. The camp director may temporarily restrict or suspend granting of furloughs to any or all men assigned to a camp whenever in his opinion circumstances render such restrictions or suspensions desirable. The number of assignees on furlough will in no event exceed fifteen percent of the camp strength at any one time.

b. The liberty regulations for the hours outside of work hours, may be issued from time to time by the camp director, who may prescribe the hours of liberty for the assignees to leave the camp and the distances from the camp which the assignees may visit. A sufficient number of men will be maintained in the camp to provide for watchman service and fire protection at all times.

12. *Assignees in supervisory positions.* The designation of assignee foremen is authorized. These men will be carefully selected from the assignees and trained to act as supervisors of other assignees, and will be responsible for carrying out the orders of the project superintendent.

Appointments to such positions will be made by the camp director on recommendation of the project superintendent. The latter will be responsible for their performance of duty, and he is authorized to cause their replacement by filing a written statement showing cause to the camp director. The number of such positions authorized is one for every twenty-five assignees. Should particular projects demand additional assignee foremen they may be appointed after agreement between the project superintendent and the camp director.

13. *Camp overhead.* *a.* Assignees relieved from camp work and retained to assist the camp director in performing camp duties will be limited under ordinary circumstances to the following maximum:

Camp strength:	*Authorized overhead*
Below 50	8
50–75	12
76–100	18
101–125	22
126–150	23
151–205	24

In special cases such as wood details, camp repairs, etc., the camp director and the project superintendent may agree that additional men may be assigned to such work.

b. Assignee foreman may be appointed by the camp director out of the authorized camp overhead personnel, referred to in paragraph *a.* above.

14. *Clothing.* No uniforms for assignees are prescribed. The camp director will see that each assignee is supplied with sufficient and proper clothing. The project superintendent will refuse to take men for work who are not properly protected against the weather and the hazards of the work. Unsatisfactory conditions as to clothing will be reported by the project superintendent through his official channel to Camp Operations Division.

15. *Subsistence.* *a.* Mess at camps is the responsibility of the camp director. Standard specification for foods as supplied in the Army or Navy will be applicable. Balanced rations will be provided. Menus will be prepared and posted for at least ten days in advance.

b. Members of the technical service personnel using the camp mess will pay the camp director for meals but not to exceed a maximum of fifteen dollars ($15.00) per month or twenty-five cents (25¢) for a single meal.

16. *Property.* The National Service Board for Religious Objectors is responsible and accountable for all camp buildings, camp operating equipment and other governmental property loaned to the non-Federal group operating the camp. Suitable and sufficient bond having been posted to indemnify the government against loss, all assignees are charged with the duty of caring for all government property in a careful manner. The camp director may issue camp equipment to the assignees upon taking a receipt therefor so that the assignee may be individually liable to the National Service Board for Religious Objectors for such property. Property or equipment purchased from funds allocated to the Camp Operations Division and assigned to technical agencies shall be the responsibility of such agencies under such general regulations as may be prescribed by the Camp Operations Division.

17. *Education.* An educational program for the men in the camp will be a responsibility of the camp director. He may avail himself of such volunteer services as may be provided by members of the technical staff attached to the camp. On-the-job training will be a definite responsibility of the technical staff attached to a camp.

18. *Recreation.* Recreation for the men in camp is a direct responsibility of the camp director. Trucks owned by the various agencies, if available, may be used to provide transportation for the assignees for recreational purposes.

19. *Work report.* A work report form blank will be used by the agency concerned which will enable the Camp Operations Division to have available a record of work accomplishments. The instructions issued by the Civilian Conservation Corps covering the method of reporting work, on its Form 7, will be followed. The reports will be prepared monthly by the project superintendent and will be sent to the Camp Operations Division through the technical agency concerned.

20. *Safety program and accident reports.* *a.* The applicable provisions of the safety manual now in use for the Civilian Conservation Corps have been adopted for use as a safety program within the camps. A safety committee shall be organized as soon as a camp has been placed in operation. This committee shall consist of three—the camp director, the project superintendent, or his representative, and a member of the assignee group selected by them. The Safety Committee will hold meetings at stated intervals and will be responsible for the safety program.

b. Telegraphic reports will be made to the Camp Operations Division by the camp director within twenty-four hours of the occurrence of an accident involving lost time, fatality, serious injury, or injury to property or persons. When a more complete description is desirable, the telegram should be followed immediately by letter, and the final complete report on form D. S. S. 51 should follow as soon as possible thereafter.

c. Protection for the camp buildings shall be the responsibility of the camp director. Conditions prescribed in the permit of occupancy will be enforced by him. Regular inspections will be made by the camp director.

21. *Transfers and releases.* *a.* No assignee shall be transferred from one camp to another, except upon the written authority and direction of the Camp Operations Division.

b. Each man assigned under the provisions of section 5 (g) of the Selective Training and Service Act of 1940 shall be engaged in work of national importance under civilian direction for a period of twelve consecutive months, unless sooner released, except that whenever the Congress has declared that the national interest is imperiled, such twelve-month period may be extended by the President.

c. Each assignee shall receive a certificate of release from active participation in work of national importance in the form prescribed by the Camp Operations Division and shall also receive transportation and necessary meal and lodging tickets from the camp to the place from which he was assigned, upon completion of his period of active work. Each such assignee, after the completion of his period of work, shall be transferred to a reserve until he attains the age of 45 or until the expiration of a period of ten years after such transfer or until he is discharged from such reserve, whichever occurs first and shall, during such period, be subject to such additional participation in work of national importance under civilian direction as may now or hereafter be prescribed by law.

22. *Modifications and additions.* These regulations shall prevail in the operation of all camps and all concerned will be governed thereby. The Director of Selective Service may amend, repeal, or modify these regulations as he deems advisable. Such amendments may be issued in bulletin form, and shall be binding upon all persons and agencies subject to the provisions of these regulations.

23. *Short title.* These regulations shall be known and may be cited as the "Camp Regulations."

LEWIS B. HERSHEY,
Deputy Director.

APRIL 11, 1941.

[F. R. Doc. 41–2780; Filed, April 17, 1941; 9:20 a. m.]

[Amendment No. 29]

AMENDING THE REGULATIONS SO AS TO PLACE MEMBERS OF THE COAST GUARD (INCLUDING COAST GUARD RESERVE AND CADETS) IN CLASS I–C

By virtue of the provisions of the Selective Training and Service Act of 1940, approved September 16, 1940, and the authority vested in me by the rules and regulations prescribed by the President thereunder, I hereby amend, effective ten (10) days from the publication thereof in the FEDERAL REGISTER, Volume Three, Section XXI, of the Selective Service Regulations by striking out the present subparagraph *a* of Paragraph 344[1] and inserting in its place the following:

a. In Class I–C shall be placed every registrant who is, or who by induction, enlistment, or appointment, becomes a

[1] 5 F.R. 3929.

commissioned officer, warrant officer, field clerk, pay clerk, or enlisted man of the Regular Army, the Navy, the Marine Corps, the Coast Guard, the Federally recognized active National Guard, the Officers' Reserve Corps, the Regular Army Reserve, the Enlisted Reserve Corps, the Naval Reserve, the Marine Corps Reserve, or the Coast Guard Reserve Corps; or a cadet of the United States Military Academy; or a midshipman of the United States Naval Academy; or a cadet of the United States Coast Guard Academy; or a man who has been accepted for admittance (commencing with the academic year next succeeding such acceptance) to the United States Military Academy as a cadet, or to the United States Naval Academy as a midshipman, or to the United States Coast Guard Academy as a cadet, but only during the continuance of such acceptance.

LEWIS B. HERSHEY,
Deputy Director.

APRIL 12, 1941.

[F. R. Doc. 41-2776; Filed, April 16, 1941; 3:06 p. m.]

[Amendment No. 30]

AMENDING THE REGULATIONS SO AS TO ELIMINATE THE PROVISIONS PLACING MEMBERS OF THE COAST GUARD (INCLUDING COAST GUARD ACADEMY CADETS) IN CLASS IV-B

By virtue of the provisions of the Selective Training and Service Act of 1940, approved September 16, 1940, and the authority vested in me by the rules and regulations prescribed by the President thereunder, I hereby amend, effective ten (10) days from the publication thereof in the FEDERAL REGISTER, Volume Three, Section XXIV, of the Selective Service Regulations by deleting the present Paragraph 358 [1] and inserting in lieu thereof the following:

358. *Class IV-B: Official deferred by law.* In Class IV-B shall be placed any registrant who is the Vice President of the United States, a Governor of a State, a Member of the Congress of the United States, a member of a State legislative body, a judge of a court of record of the United States or of a State; or who is a commissioned officer, warrant officer, pay clerk, or enlisted man in the Coast and Geodetic Survey, the Public Health Service; or who is a cadet of the advanced course, senior division, of the Reserve Officers' Training Corps or the Naval Reserve Officers' Training Corps.

LEWIS B. HERSHEY,
Deputy Director.

APRIL 12, 1941.

[F. R. Doc. 41-2777; Filed, April 16, 1941; 3:06 p. m.]

[1] 5 F.R. 3931.

CHAPTER VIII—ADMINISTRATOR OF EXPORT CONTROL

EXPORT CONTROL SCHEDULE NO. 3

By virtue of the Military Order of July 2, 1940,[1] and Executive Order No. 8712 [2] of March 15, 1941, I, Russell L. Maxwell, Administrator of Export Control, have determined that effective April 15, 1941, the articles and materials designated in Proclamation No. 2475 of April 14, 1941, shall include the forms, conversions and derivatives hereinafter designated.

The numbers appearing in the columns designated B and F in the following schedule refer to the numbers in Schedule B, "Statistical Classification of Domestic Commodities Exported from the United States," and Schedule F, "Foreign Exports (Re-Exports, i. e., merchandise exported from the United States in the same condition as imported)," respectively, both effective January 1, 1941, issued by the United States Department of Commerce. The words are controlling and the numbers are included solely for the purpose of statistical classification. An asterisk (*) indicates that the classification herein is not co-extensive with that in said Schedule B and F.

Machinery

Unit of quantity	Commodity description	Commodity numbers	
		B	F
	INDUSTRIAL MACHINERY		
	Construction and conveying machinery: [1]		
Units	Excavators and power shovels.	7201	*7760
Units	Dredging machinery	*7205	*7760
Units	Cranes with swinging booms.	7234	*7760
Units	Other cranes	7235	*7760
Units	Hoists, except mining	*7241	*7750
Units	Derricks, except mining	7242	*7750
	Mining, well, and pumping machinery: [1]		
Units	Mining and quarrying machinery: Mine hoists and derricks.	7315	*7750

[1] Hand or power operated and capable of lifting 3 tons (6,000 lbs.) or more. In the case of the machinery with booms, this weight limit shall apply at any radius.

NOTE: The power mechanism, gearing and shafting of the above machinery shall be subject to license requirements.

The forms, conversions and derivatives above listed shall not include any of the articles named when exported in individual shipments not exceeding $25 in value: *Provided,* That licenses may be required for any such exportation when the Administrator determines that it is necessary in the interest of the national defense.

By direction of the President.

RUSSELL L. MAXWELL,
Brigadier General, U. S. Army,
Administrator of Export Control.

APRIL 15, 1941.

[F. R. Doc. 41-2775; Filed, April 16, 1941; 1:11 p. m.]

[1] 5 F.R. 2491.
[2] 6 F.R. 1501.

CHAPTER XI—OFFICE OF PRICE ADMINISTRATION AND CIVILIAN SUPPLY

PRICE SCHEDULE NO. 6—IRON AND STEEL PRODUCTS

Steel is the Nation's basic durable commodity, even in ordinary times. It is an indispensable raw material of a very large number of important industries. The prices of this key commodity set the tone of prices generally.

In a national defense emergency, the significance of steel products and steel prices to the economy is heightened. The production of steel in large quantities is not only basic to our defense, but with the Nation's business being increasingly diverted from normal pursuits to defense production, is more than ever a bellwether for the entire price structure.

Up to the present time steel prices have been held relatively firm. Unless prompt action is taken, however, steel prices may be raised as a result of rising costs, and in particular rising wage costs due to recent wage increases.

This Price Schedule is issued to assure that for the immediate present steel prices will not be raised. The Office of Price Administration and Civilian Supply will immediately undertake to study the data on prices and costs, including the significance of capacity volume and the differences in the costs of different producers. Estimates and guesses are not enough when the Nation's welfare may be at stake. An expeditious study, involving relatively little delay and injustice, will permit the garnering of actual experience.

Some inequities or injustices may be involved in this decision. But the iron and steel producers will undoubtedly continue their patriotic cooperation in the interest of price stability. Individual instances of extreme or disproportionate hardship may be presented by application for modification of the Price Schedule. The dominant consideration must be the prevention of undue price rises: to protect the Government, which purchases directly or indirectly a very substantial part of the Nation's steel production; and to protect the Nation's price structure which must be guarded vigilantly, particularly at the present time, in order to prevent price spiraling and inflation.

In this Price Schedule the Office of Price Administration and Civilian Supply is utilizing the basing point, price leadership and extras systems, presently in effect in the steel industry, including the customary practice of steel producers in gearing their own delivered prices to the base prices announced by recognized price leaders. Such acceptance of these systems, merely as a vehicle for determining prices, should not be regarded as approval thereof, nor should this reservation be regarded as indicating disapproval.

Accordingly, pursuant to and under the authority vested in me by Executive

Order No. 8734,[1] and after consultation with the Price Administration Committee, it is hereby directed that,

1. *Maximum ("ceiling") prices on sales of iron or steel products.* On and after April 17, 1941, no person who produces iron or steel products shall sell or deliver or offer to sell or deliver any such product, and no purchaser shall buy or accept delivery or offer to buy or accept delivery from such person of any such product, at a price exceeding the maximum ("ceiling") price.

The ceiling price for any iron or steel product for which there are basing point base prices as defined in this Price Schedule shall be the sum of these elements: (1) the basing point base price as defined in this Price Schedule; (2) extras as defined in this Price Schedule; (3) transportation charges from the governing basing point to the place of delivery as customarily computed, but in no event in excess of the lowest published common carrier freight rate from the governing basing point to the place of delivery, including such switching charges as may be applicable.

For all iron or steel products, such as specialty products, for which there are no basing point base prices and extras as defined in section 5 of this Price Schedule, the ceiling prices shall be the prices and extras which were or would have been charged by the seller on March 31, 1941 (upon the basis of the prices, discounts, charges or extras then listed or quoted by the seller) for such iron or steel products, exclusive of any premium or charge for advanced delivery or any other inducement offered by the buyer or demanded by the seller to negotiate the sale.

A lower price than the ceiling price may be charged, demanded, offered, or paid. The price limitations set forth in this Price Schedule shall not be evaded by additional charges for prompt or early delivery, or by other direct or indirect methods, nor shall the terms and other conditions of sale be made more onerous to the purchaser than those available or in effect on March 31, 1941.

2. *Exports.* Where iron or steel products sold or delivered for export are not available in sufficient quantity at or near the governing basing point as defined in this Price Schedule, a person producing such products at a place other than the governing basing point may designate the basing point at or nearest its place of production as the governing export basing point, and on such products sold or delivered for export, the ceiling price shall be the sum of these elements: (1) the basing point base price applicable to the governing export basing point; (2) extras; and (3) transportation charges from the governing basing point to the place of delivery as customarily computed, but in no event in excess of the lowest published common carrier freight rate from the governing export basing point to the place of delivery, including such switching charges as may be applicable.

3. *Records.* (a) Every person who produces iron or steel products shall retain copies of all invoices, dated January 1, 1941, or later, relating to sales of such products to warehousemen, jobbers, brokers and all other persons purchasing for resale. Reports on such sales, in such form as may be determined, will be required by Supplements issued under this Price Schedule.

(b) Every person who produces and sells iron or steel products shall file a copy of said person's price announcements, including extra books, stating the prices, charges and discounts in effect on March 31, 1941. Such materials shall be filed with the Office of Price Administration and Civilian Supply, 2000 Massachusetts Avenue, N. W., Washington, D. C., on or before April 23, 1941.

(c) The preceding paragraphs shall continue in effect until further notification by the Office of Price Administration and Civilian Supply.

4. *Existing contracts.* Nothing herein shall be construed to alter or modify the terms of any contracts entered into prior to the issuance of this Price Schedule, to prohibit increases provided for under the terms of such contracts.

5. *Supplements.* In order to facilitate the application of this Schedule, Supplements further stating its scope will be issued from time to time as may be necessary or appropriate.

6. *Definitions.* When used in this Schedule:

(a) The term "person" includes an individual, corporation, association, partnership, or other business entity.

(b) The term "iron or steel products" includes all iron or steel ingots, all semi-finished iron or steel products, all finished hot-rolled or cold-rolled iron or steel products, and all iron or steel products further finished (by galvanizing, enameling, plating, coating, drawing, extruding or otherwise) in a manner commonly performed at steel works or rolling mills, and shall include all products listed in the table of Capacity and Production for Sale contained in the Annual Statistical Report of the American Iron and Steel Institute for 1939, pages 42–43: *Provided,* That the term shall not include pig iron.

(c) The term "basing point base prices" means the prices announced prior to December 31, 1940, by Carnegie-Illinois Steel Corporation, American Steel and Wire Company, and National Tube Company, as base prices effective during the first quarter of 1941 and applicable to delivery at designated basing points of selected types and specifications of iron and steel products. Where arbitrary delivered prices have been announced, applicable to delivery at a particular place, and such prices are less than the basing point base prices at the nearest basing point plus transportation charges, such prices shall for the purposes of this Price Schedule be deemed basing point base prices applicable to delivery at such place.

(d) The term "extras" means the charges in effect March 31, 1941 prescribing additions or deductions from the base price to make adjustment for variations in the product sold from the product governed by the base price, which variations may be in size or other physical specifications, chemical analysis, processing, or other quality or treatment, or may be in the quantity of the product.

(e) The term "governing basing point" means that basing point the use of which results in the lowest delivered price at the place of delivery.

7. *Modification.* This Price Schedule is issued upon the basis of presently existing conditions. It is subject to adjustment or revocation if called for by changed conditions. Persons complaining of extreme or disproportionate hardship or inequity in the operation of this Schedule may apply to the Office of Price Administration and Civilian Supply for approval of any proposed modification thereof. (E.O. 8734, April 11, 1941, 6 F.R. 1917)

Issued this 16th day of April, 1941.

LEON HENDERSON,
Administrator.

[F. R. Doc. 41-2779; Filed, April 16, 1941; 4:24 p. m.]

[1] 6 F.R. 1917.

TITLE 45—PUBLIC WELFARE

CHAPTER II—CIVILIAN CONSERVATION CORPS

PART 203—ENROLLMENT, DISCHARGE, HOSPITALIZATION, DEATH, AND BURIAL OF ENROLLEES [1]

§ 203.22 *Medical service.*

* * * * *

(d) *Treatment for hernia.* The following will govern the hospitalization, treatment, and disposition of enrollees who develop or are found to have hernia:

(1) *Uncomplicated hernia incurred after 6 months' service and while in the performance of duty.* Surgical repair will be provided as part of the authorized medical treatment if operation is desired by the individual. All such cases will be transferred to a Government hospital for operation. If a Government hospital is not available, operation may be performed in a civilian hospital under the provisions of paragraph 112a, Civilian Conservation Corps Regulations.

If an operation is not desired by the individual and he is incapacitated for work, he will be discharged from the Civilian Conservation Corps for physical disability and informed of his rights under the Federal Employees' Compensation Act of September 7, 1916.

(2) *Uncomplicated hernia which existed prior to enrollment or was incurred within 6 months of original enrollment.*

[1] § 203.22 (d) is amended.

Operation will not be performed. The enrollee will be discharged for physical disability.

(3) *Complicated hernia.* Cases developing complications dangerous to life, such as incarceration, strangulation, etc., will be given such treatment, including operation in a Government or civilian hospital, as the nature of the complication demands, whether the hernia itself was incurred while in the performance of duty or existed prior to enrollment in the Civilian Conservation Corps. (50 Stat. 319) [Par. 119, C.C.C. Regs., W.D., Dec. 1, 1937, as amended by C 72, April 5, 1941]

* * * * *

[SEAL] W. V. CARTER,
Brigadier General,
Acting The Adjutant General.

[F. R. Doc. 41-2774; Filed, April 16, 1941; 12:39 p. m.]

Notices

WAR DEPARTMENT.

[Contract No. W 535 ac-17846 (4424)]

SUMMARY OF CONTRACT FOR SUPPLIES[1]

CONTRACTOR: DOUGLAS AIRCRAFT COMPANY, INC.

Contract for: * * * Airplanes for the U. S. Army Air Corps; * * * Airplanes for the U. S. Navy and Data.

Amount: $1,195,864.00.

Place: Matériel Division, Air Corps, U. S. Army, Wright Field, Dayton, Ohio.

The supplies and services to be obtained by this instrument are authorized by, are for the purpose set forth in, and are chargeable to Procurement Authority AC 34 P 12-3037 A 0705-01, the available balance of which is sufficient to cover cost of same.

This contract, entered into this 12th day of February 1941.

Scope of this contract. The contractor shall furnish and deliver to the Government airplanes and data for the consideration stated one million one hundred ninety five thousand eight hundred sixty four dollars ($1,195,864.00) in strict accordance with the specifications, schedules and drawings, all of which are made a part hereof.

Changes. Where the supplies to be furnished are to be specially manufactured in accordance with drawings and specifications, the contracting officer may at any time, by a written order, and without notice to the sureties, make changes in the drawings or specifications, except Federal Specifications. Changes as to shipment and packing of all supplies may also be made as above provided.

Delays—Damages. If the contractor refuses or fails to make deliveries of the materials or supplies within the time specified in Article 1, or any extension thereof, the Government may by written notice terminate the right of the contractor to proceed with deliveries or such part or parts thereof as to which there has been delay.

Payments. The contractor shall be paid, upon the submission of properly certified invoices or vouchers, the prices stipulated herein for articles delivered and accepted or services rendered, less deductions, if any, as herein provided. Unless otherwise specified, payments will be made on partial deliveries accepted by the Government when the amount due on such deliveries so warrants; or, when requested by the contractor, payments for accepted partial deliveries shall be made whenever such payments would equal or exceed either $1,000 or 50 percent of the total amount of the contract.

Option. The Government is granted the right and option at any time within * * * days after the date of approval of this contract to increase the quantity of airplanes called for under the terms of paragraph (1) of Article 16 hereof by any quantity not exceeding * * *.

The Government is granted the further right and option at any time within * * * days after the date of approval of this contract to require the Contractor to furnish to the Government certain spare parts for the airplanes called for under the terms of Article 16, as increased by the exercise of the option reserved in paragraph (1) of this Article, the total contract consideration for such spare parts shall not exceed * * * percent of the total consideration for complete airplanes contracted for under the terms of this contract, as amended.

Termination when contractor not in default. If, in the opinion of the contracting officer upon the approval of the Secretary of War, the best interests of the Government so require, this contract may be terminated by the Government, even though the contractor be not in default, by a notice in writing relative thereto from the Contracting Officer to the contractor.

This contract authorized under the provisions of section 1 (a) of the Act of July 2, 1940.

FRANK W. BULLOCK,
Major, Signal Corps,
Assistant to the Director of Purchases and Contracts.

[F. R. Doc. 41-2784; Filed, April 17, 1941; 9:56 a. m.]

NAVY DEPARTMENT.

[NOy-4720]

SUMMARY OF CONTRACT FOR CONSTRUCTION

CONTRACTORS: J. RICH STEERS, INCORPORATED, THE WALSH CONSTRUCTION COMPANY, THE CAULDWELL-WINGATE COMPANY, AND THE RAISLER CORPORATION, 17 BATTERY PLACE, NEW YORK, NEW YORK

APRIL 2, 1941.

On April 1, 1941, the Navy Department entered into a contract (NOy-4720) with J. Rich Steers, Incorporated, the Walsh Construction Company, the Cauldwell-Wingate Company, and the Raisler Corporation, New York, New York, for the construction of shipbuilding dry docks and accessories at the Navy Yard, New York, New York, at an estimated cost of $31,000,000, including a fixed fee of $1,000,000 payable to the Contractors.

The contract, among other things, further provides that the Navy Department may at any time make changes in approved drawings and/or specifications and, if such changes or additions to or omissions from the original project cause a material increase or decrease in the amount or character of the work to be done under the contract, or in the time required for its performance, an equitable adjustment in the amount of the fixed fee to be paid to the Contractors shall be made and the contract shall be modified accordingly. The contract also contains provisions for the termination of the contract by the Government and for an equitable settlement with the Contractors under the contract in the case of such termination.

B. MOREELL,
Chief of Bureau.

[F. R. Doc. 41-2781; Filed, April 17, 1941; 9:55 a. m.]

[NOd-1740]

SUMMARY OF CONTRACT FOR MACHINERY

CONTRACTOR: THE COOPER-BESSEMER CORPORATION, MOUNT VERNON, OHIO

APRIL 10, 1941.

Under date of February 10, 1941, the Navy Department entered into a contract with The Cooper-Bessemer Corporation for the construction of propelling machinery for fourteen (14) minesweepers of the AM82-99 class at its plant in Grove City, Pennsylvania, at a total contract price of $3,766,000, or a contract price of $269,000 for each set of machinery. The contractor is obligated to assign capable service engineers to the building yards during installation of the machinery by the shipbuilder for supplying technical information regarding the care, installation, and operation of the machinery, the cost of such services up to sixty (60) man-days per vessel to be borne by the contractor.

The above contract provides for the suspension, termination, or cancellation of the contract, with an equitable basis of settlement, to safeguard the Government's interest should the public exigency require such action. In the event of termination due to fault of the contractor, the Government may complete the construction of the vessels for the account of the contractor.

The contract price is subject to adjustment (1) for the net increase for changes, separately, in wages and material costs, (2) for increases in cost due to either approved overtime or shift work or both, as the case may be, (3) for in-

[1] Approved by the Under Secretary of War February 27, 1941.

creases in cost due to requirement of delivery earlier than the dates specified in the contract, and (4) for increases in cost due to changes in the plans and specifications which may be ordered by the Navy Department during the course of construction.

S. M. ROBINSON,
Chief of Bureau.

[F. R. Doc. 41-2783; Filed, April 17, 1941; 9:55 a. m.]

[NOd-1724]

SUMMARY OF CONTRACT FOR ADDITIONAL PLANT FACILITIES

CONTRACTOR: GENERAL MACHINERY CORPORATION, HAMILTON, OHIO

APRIL 11, 1941.

Under date of February 28, 1941, the Navy Department entered into a contract with General Machinery Corporation for the acquisition, construction and installation of additional plant facilities at the plant of that corporation at Hamilton, Ohio, at a total estimated cost, including a reserve for contingencies, of $1,499,000. These facilities are to be used by Hooven, Owens, Rentschler Company, a wholly owned subsidiary of the contractor, in the performance of the Navy contracts for propelling machinery.

The contract is in general accordance with the Bureau of Ships—National Defense Type, Emergency Plant Facilities contract form for prime contractors. Upon proper certification of the costs borne by the contractor in connection with the construction of the additional facilities, the contractor is to be reimbursed by the Navy in sixty (60) equal monthly installments beginning after the completion of the construction work. A provision in the contract gives either the Government or the contractor the right to terminate the contract under certain conditions, with an equitable basis for settlement.

S. M. ROBINSON,
Chief of Bureau.

[F. R. Doc. 41-2782; Filed, April 17, 1941; 9:55 a. m.]

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. A-36 Part III]

PETITION OF DISTRICT BOARD NO. 11 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF THE DITNEY HILL MINE OF THE INGLE COAL COMPANY, MINE INDEX NO. 115

[Docket No. A-44]

FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE ENOS COAL MINING COMPANY'S SEVEN STAR MINE

[Docket No. A-383]

FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF THE CHINOOK MINE OF AYRSHIRE PATOKA COLLIERIES CORPORATION, NOT HERETOFORE CLASSIFIED AND PRICED

[Docket No. A-388]

FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR SIZE GROUPS 30 TO 32, WATER DEDUSTED SIZES, MINE INDEX 6, FAYETTE MINE, SNOW HILL COAL CORPORATION, HERETOFORE UNCLASSIFIED AND UNPRICED

[Docket No. A-437]

FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF MINE INDEX 117, JULIAN MINE, STANDARD COAL COMPANY, NOT HERETOFORE CLASSIFIED AND PRICED

[Docket No. A-761]

FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR SEVENTH VEIN COALS TO BE PRODUCED BY H. A. SIEPMAN COAL COMPANY, A CODE MEMBER PRODUCER IN DISTRICT NO. 11, AT ITS EBONY MINE, MINE INDEX NO. 33, WHICH COALS HAVE NOT HERETOFORE BEEN CLASSIFIED AND PRICED, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

NOTICE OF AND ORDER FOR POSTPONEMENT OF HEARINGS IN DOCKETS NOS. A-383, A-388, A-437 AND A-761, NOTICE OF AND ORDER FOR CONTINUANCE OF HEARINGS IN DOCKETS NOS. A-36-PART III AND A-44, AND ORDER REDESIGNATING TRIAL EXAMINER

The above-entitled matters having been assigned for public hearings on April 24, 1941, at 10 o'clock a. m., at hearing rooms of the Bituminous Coal Division, 734-15th Street NW., Washington, D. C.; and

The Director deeming his action, as hereinafter set forth, necessary to effectuate the purposes of the Act and to afford all parties full opportunity to be heard;

It is ordered, That the hearings in the above-entitled matters in Dockets Nos. A-383, A-388, A-437 and A-761 be, and they hereby are, postponed from April 24, 1941, at 10 o'clock a. m., until June 4, 1941, at 10 o'clock a. m., at the places heretofore designated.

It is further ordered, That the time for filing petitions of intervention in the above-entitled matters in Dockets Nos. A-383, A-388, A-437 and A-761 be, and it hereby is, extended until May 29, 1941.

It is further ordered, That the hearings in the above-entitled matters in Dockets Nos. A-36-Part III, and A-44, be, and they hereby are, continued from April 24, 1941, at 10 o'clock a. m., until June 4, 1941, at 10 o'clock a. m., at the places heretofore designated.

It is further ordered, That W. A. Cuff be, and he hereby is, designated to preside at all of the hearings in the above-entitled matters, vice the officers heretofore designated.

Dated: April 16, 1941.

[SEAL] H. A. GRAY,
Director.

[F. R. Doc. 41-2796; Filed, April 17, 1941; 11:17 a. m.]

[Docket Nos. A-388, 391]

PETITION OF DISTRICT BOARD 11 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR SIZE GROUPS 30 TO 32, WATER-DEDUSTED SIZES, MINE INDEX 6, FAYETTE MINE, SNOW HILL COAL CORPORATION, HERETOFORE UNCLASSIFIED AND UNPRICED, AND FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR SIZE GROUPS 17 TO 25, MINE INDEX 82, STAUNTON MINE, TO BE WASHED AT CHINOOK MINE, AYRSHIRE PATOKA COLLIERIES CORPORATION, HERETOFORE UNCLASSIFIED AND UNPRICED, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER OF SEVERANCE, ORDER DISMISSING PETITION IN DOCKET NO. A-391, AND ORDER TERMINATING TEMPORARY RELIEF IN DOCKET NO. A-391

The above-entitled matters having been assigned for a consolidated public hearing before W. A. Shipman, the duly designated Trial Examiner, on April 24, 1941, at 10 o'clock a. m., at a Hearing Room of the Bituminous Coal Division, 734 15th Street, Washington, D. C.; and

Temporary relief having been granted by the Director's Order in the above-entitled matters, dated December 13, 1940, in the manner set forth in the schedule marked "Schedule A", annexed to said Order and made a part thereof; and

Original petitioner having filed a motion requesting that the petition in the above-entitled matter in Docket No. A-391 be dismissed, and further requesting that the temporary relief in Docket No. A-391, granted by the aforesaid Order of the Director, dated December 13, 1940, be terminated;

It is ordered, That the above-entitled matters in Dockets Nos. A-388 and A-391 be, and they hereby are, severed.

It is further ordered, That, effective April 26, 1941, the petition in the above-entitled matter in Docket No. A-391 be dismissed.

It is further ordered, That the temporary relief in the above-entitled matter in Docket No. A-391, granted by the Director in his Order, dated December 13, 1940, be terminated, effective April 26, 1941.

Dated: April 16, 1941.

[SEAL] H. A. GRAY,
Director.

[F. R. Doc. 41-2797; Filed, April 17, 1941; 11:17 a. m.]

[Docket Nos. A-414, 415]

PETITION OF DISTRICT BOARD 9 FOR THE DELETION OF THE NAME "BLUE GRASS COAL PRODUCTS CORPORATION" FROM THE SCHEDULE OF EFFECTIVE MINIMUM PRICES AND FOR REVISION OF MINIMUM PRICES FOR MINE INDEX NOS. 28, 40, 45, 60, 67, 76, 79, 80 AND 81 INTO ALL MARKET AREAS, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

NOTICE OF AND ORDER FOR CONTINUANCE OF HEARING

The above-entitled matters having been assigned for public hearing on temporary and permanent relief before W. A. Shipman, the duly designated Trial Examiner, on April 25, 1941, at 10 o'clock a. m., at a hearing room of the Bituminous Coal Division, 734 15th Street NW., Washington, D. C.; and

The Director deeming his action, as hereinafter set forth, necessary in order to effectuate the purposes of the Act and to afford all parties full opportunity to be heard;

It is ordered, That the hearing on temporary and permanent relief in the above-entitled matters be, and it hereby is, continued from April 25, 1941, at 10 o'clock a. m., until May 27, 1941, at 10 o'clock a. m., at the place and before the officers heretofore designated.

Dated: April 16, 1941.

[SEAL] H. A. GRAY, *Director.*

[F. R. Doc. 41-2795; Filed, April 17, 1941; 11:16 a. m.]

[Docket No. A-600]

PETITION OF DISTRICT BOARD NO. 10 FOR REVISION OF RAILROAD LOCOMOTIVE FUEL PRICE EXCEPTION NO. 5, APPEARING ON PAGE 46 OF THE SCHEDULE OF EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 10 FOR ALL SHIPMENTS EXCEPT TRUCK, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

NOTICE OF AND ORDER FOR POSTPONEMENT OF HEARING

The above entitled matter having been assigned for public hearing before Travis Williams, the duly designated Trial Examiner, on April 1, 1941, at 10 o'clock a. m., at a hearing room of the Bituminous Coal Division, 734 15th Street NW., Washington, D. C.; and

Original petitioner having filed with the Division a motion that said hearing be postponed; and

The Director finding that a reasonable showing of necessity has been made for the granting of said motion;

It is ordered, That the hearing in the above entitled matter be and it hereby is postponed from April 1, 1941, at 10 o'clock a. m., until May 16, 1941, at 10 o'clock a. m., at the place heretofore designated.

It is further ordered, That Edward J. Hayes be and he hereby is designated to preside at said hearing vice Travis Williams.

It is further ordered, That the time for filing petitions of intervention in the above entitled matter be and it hereby is extended until May 10, 1941.

Dated: April 16, 1941.

[SEAL] H. A. GRAY, *Director.*

[F. R. Doc. 41-2794; Filed, April 17, 1941; 11:16 a. m.]

[Docket No. A-672]

PETITION OF DISTRICT BOARD 9, REQUESTING AN INCREASE OF 10 CENTS PER NET TON IN THE EFFECTIVE MINIMUM PRICES ESTABLISHED FOR WASHED COALS IN SIZE GROUPS 1-8, INCLUSIVE, PRODUCED BY ALL CODE MEMBERS IN DISTRICT NO. 9, EXCEPT THE SENTRY COAL MINING COMPANY, MINE INDEX NO. 72, FOR RAIL SHIPMENT INTO ALL MARKET AREAS, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

NOTICE OF AND ORDER FOR POSTPONEMENT OF HEARING ON TEMPORARY AND PERMANENT RELIEF

The above-entitled matter having been assigned for public hearing on temporary and permanent relief before W. A. Shipman, the duly designated Trial Examiner, on April 25, 1941, at 10 o'clock a. m., at a hearing room of the Bituminous Coal Division, 734 15th Street NW., Washington, D. C.; and

The Director deeming his action as hereinafter set forth, necessary in order to effectuate the purposes of the Act and to afford all parties full opportunity to be heard;

It is ordered, That the hearing on temporary and permanent relief in the above-entitled matter be and it hereby is postponed from April 25, 1941, at 10 o'clock a. m., until May 27, 1941, at 10 o'clock a. m., at the place and before the officers heretofore designated.

It is further ordered, That the time for filing petitions of intervention in the above-entitled matter be, and it hereby is, extended until May 21, 1941.

Dated: April 16, 1941.

[SEAL] H. A. GRAY, *Director.*

[F. R. Doc. 41-2793; Filed, April 17, 1941; 11:16 a. m.]

[Docket No. A-727]

PETITION OF DISTRICT BOARD 10 REQUESTING REVISION OF THE EFFECTIVE MINIMUM PRICES ESTABLISHED FOR CERTAIN TRUCK MINES IN DISTRICT NO. 10 PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

NOTICE OF AND ORDER FOR POSTPONEMENT OF HEARING OF TEMPORARY AND PERMANENT RELIEF

The above entitled matter having been assigned for public hearing on temporary and permanent relief before Edward J. Hayes, the duly designated Trial Examiner, on April 2, 1941, at 10 o'clock a. m., at a hearing room of the Bituminous Coal Division, 734 15th Street NW., Washington, D. C.; and

Original petitioner having filed with the Division a motion that said hearing be postponed; and

The Director finding that a reasonable showing of necessity has been made for the granting of said motion;

It is ordered, That the hearing on temporary and permanent relief in the above entitled matter be and it hereby is postponed from April 2, 1941, at 10 o'clock a. m., until May 20, 1941, at 10 o'clock a. m., at the place and before the officers heretofore designated.

It is further ordered, That the time for filing petitions of intervention in the above entitled matter be and it hereby is extended until May 14, 1941.

Dated: April 16, 1941.

[SEAL] H. A. GRAY, *Director.*

[F .R. Doc. 41-2792; Filed, April 17, 1941; 11:16 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

[SRB-401—Special Counties, Texas—Supp. 2 [1]]

1940 SPECIAL AGRICULTURAL CONSERVATION PROGRAM

APRIL 16, 1941.

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 1940 Special Agricultural Conservation Program, Southern Region Bulletin 401, is hereby further amended as follows:

Section 9 (b) is amended to read as follows:

(b) *Time and manner of filing application and information required.* Payment will be made only upon application submitted through the county office on or before a day fixed by the Regional Director but not later than March 31, 1941, except (i) the timely filing of an application by one person on a farm shall constitute a timely filing on behalf of all persons on that farm, and (ii) an application for payment may be accepted if the State committee or its designated representative determines, in accordance with instructions issued by the Regional Director with the approval of the Administrator, that the failure to file the timely application was not due to the fault of the applicant. Closing dates for the filing of adjustment applications (an application by which a person corrects the

[1] 5 F.R. 757.

data shown on his original application) may be established by the Administrator.

The Secretary reserves the right (i) to withhold payment from any person who fails to file any form or furnish any information required with respect to any farm which such person is operating or renting to another person for a share of the crops grown thereon, and (ii) to refuse to accept any application for payment if any form or information required is not submitted to the county office within the time fixed by the Regional Director. At least two weeks' notice to the public shall be given of the expiration of a time limit for filing prescribed forms. Such notice shall be given by mailing the same to the office of each county committee and making copies of the same available to the press.

Done at Washington, D. C., this 16th day of April, 1941. Witness my hand and the seal of the Department of Agriculture.

[SEAL] PAUL H. APPLEBY,
Acting Secretary of Agriculture.

[F. R. Doc. 41-2808; Filed, April 17, 1941; 11:54 a. m.]

[SRB-401—Fla. Celery—Supp. 3 [1]]

1940 AGRICULTURAL CONSERVATION PROGRAM FOR THE FLORIDA CELERY AREA

APRIL 16, 1941.

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 1940 Agricultural Conservation Program for the Florida Celery Area, Southern Region Bulletin 401, is further amended as follows:

Section 14, subsection (b) is amended to read as follows:

(b) *Time and manner of filing application and information required.* Payment will be made only upon application submitted through the county office on or before a day fixed by the Regional Director but not later than March 31, 1941, except (1) the timely filing of an application by one person on a farm shall constitute a timely filing on behalf of all persons on that farm, and (2) an application for payment may be accepted if the State committee or its designated representative determines, in accordance with instructions issued by the Regional Director with the approval of the Administrator, that the failure to file the timely application was not due to the fault of the applicant. Closing dates for the filing of adjustment applications (an application by which a person corrects the data shown on his original application) may be established by the Administrator.

The Secretary reserves the right (1) to withhold payment from any person who fails to file any form or furnish any information required with respect to any farm which such person is operating or renting to another person for a share of the crops grown thereon, and (2) to refuse to accept any application for payment if any form or information required is not submitted to the county office within the time fixed by the Regional Director. At least two weeks' notice to the public shall be given of the expiration of a time limit for filing prescribed forms. Such notice shall be given by mailing the same to the office of each county committee and making copies of the same available to the press.

Done at Washington, D. C., this 16th day of April 1941. Witness my hand and the seal of the Department of Agriculture.

[SEAL] PAUL H. APPLEBY,
Acting Secretary of Agriculture.

[F. R. Doc. 41-2807; Filed, April 17, 1941; 11:54 a. m.]

Farm Security Administration.

DESIGNATION OF LOCALITIES IN COUNTY OF ARKANSAS, STATE OF ARKANSAS, IN WHICH LOANS, PURSUANT TO TITLE I OF THE BANKHEAD-JONES FARM TENANT ACT, MAY BE MADE

In accordance with the rules and regulations promulgated by the Secretary of Agriculture on July 23, 1940, loans made in Arkansas County, Arkansas, under Title I of the Bankhead-Jones Farm Tenant Act, may be made within the localities herein described and designated. The value of the average farm unit of thirty acres and more in each of these localities has been determined in accordance with provisions of those rules and regulations. There follow a description of the localities and the determination of value for each of these localities:

Locality	Value
I: Townships of Garland, Gum Pond, La Grue, McFall, Mill Bayou, and Morris	$7,689
II: Townships of Barton, Bayou Meto, Brewer, Henton, Point De Luce, and Stanley	3,547
III: Townships of Arkansas, Chester, Crockett, Keaton, and Prairie	2,685

Approved: April 9, 1941.

[SEAL] C. B. BALDWIN,
Administrator.

[F. R. Doc. 41-2805; Filed, April 17, 1941; 11:53 a. m.]

Rural Electrification Administration.

[Administrative Order No. 574]

ALLOCATION OF FUNDS FOR LOANS

APRIL 10, 1941.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said Act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Arizona 1-0014B2 Cochise	$40,000
Florida 1-0024A1 Monroe	50,000
Illinois 1-0041B2 Jefferson	15,000
Maryland 1-0004G6 St. Marys	50,000
Missouri 1-0024D1 Callaway	58,000
Ohio 1-0029E1 Pike	43,000
Ohio 1-0039D1 Paulding	50,000
Oklahoma 1-0012E1 Alfalfa	25,000
South Carolina 1-0037A2 Lexington	45,000
South Carolina 1-0040A1 Hampton	50,000
Tennessee 1-0051A1 Johnson	100,000
Texas 1-0115A1 Grimes	100,000
Virginia 1-0002D1 Craig	32,000
Wisconsin 1-0063A1 Bayfield	25,000

[SEAL] HARRY SLATTERY,
Administrator.

[F. R. Doc. 41-2803; Filed, April 17, 1941; 11:53 a. m.]

[Administrative Order No. 575]

ALLOCATION OF FUNDS FOR LOANS

APRIL 10, 1941.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said Act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Alaska 1002A1 Matanuska	$140,000
Arkansas 1024E1 Washington	63,000
Arkansas 1029A1 Clark	105,000
Kentucky 1003C1 Jackson	62,000
Kentucky 1056B1 Morgan	50,000
Louisiana 1017C1 Claiborne	93,000
Louisiana 1020A1 Concordia	120,000
Mississippi 1023E1 Copiah	121,000
Mississippi 1024C1 Lafayette	35,000
Mississippi 1030C1 Jones	84,000
Mississippi 1036D1 Marion	30,000
Ohio 1050C1 Union	24,000
Oklahoma 1010D1 Cleveland	117,000
South Carolina 1019C2 Laurens	30,000
Texas 1055C1 Floyd	35,000
Texas 1069C2 Erath	27,000
Texas 1077B1 Johnson	57,000
Texas 1101C2 Parker	25,000
Texas 1123A1 Baylor	55,000

[SEAL] HARRY SLATTERY,
Administrator.

[F. R. Doc. 41-2804; Filed, April 17, 1941; 11:53 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-188]

IN THE MATTER OF PUBLIC SERVICE COMPANY OF INDIANA

ORDER POSTPONING HEARING

APRIL 15, 1941.

It appearing to the Commission that: Good and sufficient reason has been presented by the petition filed herein on April 14, 1941, by Public Service Company of Indiana for postponement of the hearing heretofore set for April 21, 1941;

The Commission orders that: The hearing heretofore set by the Commission's order of February 12, 1941, to

[1] 5 F.R. 280.

commence on April 21, 1941, at 9:30 a. m., be and it hereby is postponed until June 23, 1941, at 9:45 a. m. in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue Northwest, Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 41-2802; Filed, April 17, 1941; 11:50 a. m.]

[Docket No. IT-5681]

IN THE MATTER OF INDIANA HYDRO-ELECTRIC POWER COMPANY

ORDER POSTPONING HEARING

APRIL 15, 1941.

It appearing to the Commission that: Good and sufficient reason has been presented by respondent's petition filed April 14, 1941, for postponement of the hearing heretofore set for April 21, 1941;

The Commission orders that: The hearing heretofore set by the Commission's order of April 8, 1941, to commence on April 21, 1941, be and it hereby is postponed until May 12, 1941, at 9:45 a. m. in Room 606, United States Court House, Chicago, Illinois.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 41-2801; Filed, April 17, 1941; 11:50 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4300]

IN THE MATTER OF HONEY-WEB, INC., A CORPORATION

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

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 15th day of April, A. D. 1941.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., section 41),

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

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, May 7, 1941, at ten o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, N. Y.

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

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 41-2785; Filed, April 17, 1941; 10:08 a. m.]

[Docket No. 4316]

IN THE MATTER OF GENE HUGHES DRUG STORES, INC., A CORPORATION, ALSO TRADING AS SACRAMENTO PHARMACAL COMPANY; AND EUGENE P. HUGHES, AN INDIVIDUAL, TRADING AS SACRAMENTO PHARMACAL COMPANY, AND AS OFFICER OF GENE HUGHES DRUG STORES, INC.

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

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 15th day of April, A. D. 1941.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., section 41),

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

It is further ordered, That the taking of testimony in this proceeding begin on Monday, June 23, 1941, at ten o'clock in the forenoon of that day (Pacific standard time) in Court Room Number Two, Federal Building, Sacramento, California.

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

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 41-2786; Filed, April 17, 1941; 10:08 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 59-6]

IN THE MATTER OF THE UNITED GAS IMPROVEMENT COMPANY AND ITS SUBSIDIARY COMPANIES, RESPONDENTS

ORDER REQUIRING DIVESTITURE BY HOLDING COMPANY SYSTEM OF COMPANIES AND PROPERTY OWNED OR OPERATED THEREBY

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 15th day of April, A. D. 1941.

1. The Commission on March 4, 1940, issued a Notice of and Order for Hearing pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 with respect to The United Gas Improvement Company and its Subsidiary Companies, Respondents, stating therein that it appears that The United Gas Improvement Company holding company system was not confined in its operations to that of a single integrated public utility system and to such other businesses as are reasonably incidental or economically necessary or appropriate to the operations of such an integrated public utility system within the meaning of the Act; and

2. The Commission on August 2, 1940, issued a Supplemental Notice of and Order for Hearing naming certain additional companies as Respondents, and by orders dated April 23, May 10, 1940, and March 24, 1941, named additional companies as Respondents or dismissed originally named Respondents; and

3. The Respondents (in their answers filed to such Notice of and Order for Hearing, requested that they be furnished with a statement of the Commission more particularly specifying underlying conclusions with respect to particular portions of the holding company system and as to what action the Commission believed would be required by section 11 (b) (1) of the Act; and

4. The Commission in its Opinion issued May 23, 1940 undertook to grant the request of the Respondents, and on January 18, 1941 issued a Statement of Tentative Conclusions as to the application of the provisions of section 11 (b) (1) to The United Gas Improvement Company holding company system; and

5. The Commission, at hearings held thereafter upon notice duly given, heard the Respondents with respect to certain issues and facts related to such proceeding and, in view thereof, it appeared that proper enforcement of the Act required the disposition of certain issues forthwith and that it was appropriate to consider at that stage of the proceeding whether an order should enter with respect to the action required as to The Arizona Power Corporation, operating in the state of Arizona, Concord Gas Company and Manchester Gas Company, operating in the state of New Hampshire, The Wyandotte County Gas Company, operating in the state of Kansas, Nashville Gas and Heating Company, operating in the state of Tennessee, The Connecticut Light and Power Company, New Haven Gas Light Company, The Hartford Gas Company, Connecticut Railway and Lighting Company, and The Bridgeport Gas Light Company, operating in the state of Connecticut; and

6. Hearings have been duly held with respect to such matters and the Respondents have filed briefs and presented argument with respect thereto, and it now appears from the record that it is the position of the Respondents that they desire to present no additional evidence as to such matters other than that now contained in the record; and

7. The United Gas Improvement Company on April 9, 1941 sold all of the securities issued by The Connecticut Light and Power Company and held by said The United Gas Improvement Company, and the Commission need not now consider the status of said The Connecticut Light and Power Company and its subsidiary companies, The Rocky River Realty Company, The Shelton Canal Company and The Windsor Locks Canal Company, under section 11 (b) (1) of the Act with respect to The United Gas Improvement Company; and

The Commission has considered the record and has made and filed its Findings and Opinion with respect to such companies and properties and assets owned and operated thereby, in which the Commission finds, among other things, that the action hereinafter directed to be taken is necessary and appropriate for the purpose of bringing about compliance with section 11 (b) (1) of said Act;

It is hereby ordered, Pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, that The United Gas Improvement Company shall sever its relationship with the companies named hereafter by disposing, or causing the disposition in any appropriate manner not in contravention of the applicable provisions of said Act or the Rules and Regulations promulgated thereunder, of its direct and indirect ownership, control or holding of securities issued by The Arizona Power Corporation, Concord Gas Company, Manchester Gas Company, The Wyandotte County Gas Company, Nashville Gas and Heating Company, New Haven Gas Light Company, The Hartford Gas Company, Connecticut Railway and Lighting Company and The Bridgeport Gas Light Company; *Provided*, That this order shall cease to be effective with respect to the ownership, control or holding, directly or indirectly, by The United Gas Improvement Company, of securities issued by said Connecticut Railway and Lighting Company, unless otherwise hereafter provided by order, if said Connecticut Railway and Lighting Company shall during the period prescribed hereinbelow cease to be a public utility company as defined in said Act; and

It is further ordered, That the Respondents, in accordance with subparagraph (c) of section 11 of said Act, shall comply with the above order within one year from the date of its entry (without prejudice to their right to apply for additional time to comply with such order, as provided in such section).

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-2800; Filed, April 17, 1941; 11:46 a. m.]

[File No. 1-1792]

IN THE MATTER OF CHICAGO UNION STATION COMPANY

ORDER SETTING HEARING ON APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of April 1941.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934, as amended, and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the 4% Guaranteed Bonds, due April 1, 1944, of Chicago Union Station Company; and

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 11 a. m. on Wednesday, May 7, 1941, at the office of the Securities & Exchange Commission, 120 Broadway, New York City, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Adrian C. Humphreys, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41-2799; Filed, April 17, 1941; 11:46 a. m.]

[File No. 70-295]

IN THE MATTER OF NORTHERN INDIANA POWER COMPANY AND CENTRAL INDIANA POWER COMPANY

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of April 1941.

A declaration and application having been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by the above named parties; and such declaration and application concerning the following:

Northern Indiana Power Company (hereinafter referred to as "Northern") proposes to issue and sell $10,038,000 aggregate principal amount of its First Mortgage Bonds, Series B, 3½%, due April 1, 1971, of which $9,500,000 aggregate principal amount will be sold to eight institutional investors at 102 and accrued interest and $538,000 aggregate principal amount will be sold to Central Indiana Power Company (hereinafter referred to as "Central") at face value and accrued interest. It is proposed that the said bonds will be subject to call at a premium of 7% reduced successively by ¼ of 1% effective on the first day of April in each of the years 1942 to 1968 inclusive and at a premium of ⅛ of 1% if redeemed after April 1, 1969, and on or before April 1, 1970.

The proceeds of the sale of the said bonds, together with approximately $350,000 of Northern's cash will be used to purchase and redeem (at an average cost, including expenses, of 105) Northern's presently outstanding $10,038,000 aggregate principal amount of First Mortgage Bonds, Series A, 4½% due January 1, 1965.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to said declaration and application and that said declaration shall not become effective or said application be granted except pursuant to further order of the Commission, and that at the hearing there be considered whether the hereinabove described acts and transactions comply with the applicable provisions of the Public Utility Holding Company Act of 1935:

It is ordered, That a hearing thereon under the applicable provisions of said Act and the Rules of the Commission thereunder be held on April 25, 1941 at 10:00 A. M. at the offices of the Securities and Exchange Commission, 1778 Pennsylvania Avenue NW., Washington, D. C. On such day the hearing room clerk in Room 1102 will advise as to the room where such hearing will be held. At such hearing, if in respect of any declaration cause shall be shown why such declaration shall become effective;

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 hearing in such matter. The officer so designated to preside at any such 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 issues presented by such declaration and application, particular attention will be directed at said hearing to the following matters and questions:

1. Whether the proposed issue and sale of bonds by Northern are solely for the

purpose of financing the business of Northern and have been expressly authorized by the State Commission of the State in which it is organized and doing business.

2. Whether the reacquisition by Northern of its securities adversely affects the financial integrity or working capital of Northern and associated companies particularly in view of the proposed consolidation of Northern, Central, Public Service Company of Indiana, Dresser Power Corporation and Terre Haute Electric Company, Inc. (all affiliated companies), declarations and applications concerning which are now pending before this Commission (File Nos. 34–43 and 70–181).

3. What terms and conditions, if any, shall be imposed by the Commission as appropriate in the public interest or for the protection of investors and consumers in connection with the approval of the said declaration and granting of the said application.

Notice of such hearing is hereby given to such declarants and applicants and to any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard in, or to be admitted as a party to, such proceeding shall file a notice to that effect with the Commission on or before April 22, 1941.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 41–2798; Filed, April 17, 1941; 11:46 a. m.]