

PART 1383—SHOES AND SHOE FINDINGS

[MPR 420, Amdt. 6]

HARDWOOD HEEL BLOCKS, FINISHED HARDWOOD AND SYNTHETIC HARDWOOD HEELS AND WOOD SHANKS

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

Maximum Price Regulation 420 is amended in the following respects:

1. Section 3 (b) (1) is amended by deleting the words "and over" after the figure 19 in the table and by adding the following items at the end of the table:

Height (based on eighths of an inch)	Column I (New England)	Column II (Outside of New England.) (Base price per pair)
19 1/2	\$0.0625	\$0.0677
20	.0650	.0711
20 1/2	.0659	.0711
21	.0678	.0730
21 1/2	.0678	.0730
22	.0698	.0750
22 1/2	.0698	.0750
23	.0718	.0770
23 1/2	.0718	.0770
24	.0738	.0790
24 1/2	.0738	.0790
25	.0758	.0810
25 1/2	.0758	.0810

2. Section 3 (c) (1) is amended to read as follows:

(1) Base finished heel prices.

[Price per pair]

Style	Column I	Column II	Column III
<i>Cuban fancy</i>			
10/8-17 1/2/8 inches	\$0.13	\$0.1425	\$0.2050
18/8-21/8 inches	.14	.1525	.2050
21 1/2/8-22/8 inches	.1481	.1606	.2131
22 1/2/8-23/8 inches	.1512	.1637	.2162
23 1/2/8-24/8 inches	.1543	.1668	.2193
24 1/2/8-25/8 inches	.1574	.1699	.2224
25 1/2/8-26/8 inches	.1605	.1730	.2255
26 1/2/8-27/8 inches	.1636	.1761	.2286
<i>Cuban celluloid</i>			
10/8-17 1/2/8 inches	.149	.1675	.285
18/8-21/8 inches	.159	.1775	.285
21 1/2/8-22/8 inches	.1695	.1880	.2955
22 1/2/8-23/8 inches	.1750	.1935	.3010
23 1/2/8-24/8 inches	.1805	.1990	.3065
24 1/2/8-25/8 inches	.1860	.2045	.3120
25 1/2/8-26/8 inches	.1915	.2100	.3175
26 1/2/8-27/8 inches	.1970	.2155	.3230
<i>Lacquer sprayed on wood</i>			
10/8-17 1/2/8 inches	.139	.155	
18/8-21/8 inches	.149	.165	
21 1/2/8-22/8 inches	.1573	.1733	
22 1/2/8-23/8 inches	.1606	.1766	
23 1/2/8-24/8 inches	.1639	.1799	
24 1/2/8-25/8 inches	.1672	.1832	
25 1/2/8-26/8 inches	.1705	.1865	
26 1/2/8-27/8 inches	.1738	.1898	

The maximum prices for celluloid covered heels apply to finished heels with 10/1000 celluloid. Maximum prices may be increased by \$0.004 per pair for each 2.5/1000 celluloid over 10/1000.

The maximum prices established above apply to finished heels with a 9-iron leather or rubber top lift. Such maxi-

mum prices must be reduced by \$.0025 per pair for an 8-iron leather or rubber top lift and may be increased by \$.0075 per pair for a 10 1/2-iron leather or rubber top lift. The maximum prices for finished heels with a top lift made of material other than leather or rubber shall be the applicable price in the table above, reduced by \$.025 and increased by the actual cost of the top lift material, not to exceed \$.025 per pair. As used in this paragraph the word "rubber" includes synthetic rubber.

The following additions for heels with a leather or rubber top lift may be made to the base finished heel prices established above:

Height (based on eighths of an inch):	Extra
Over 20	\$0.00
19 1/2-20	.005
17 1/2-19	.01
14 1/2-17	.015
11 1/2-14	.02

On heels under 11 1/2 eighths inches, \$.02 plus \$.005 per 1/2 square inch (or fraction thereof) over 3 1/2 square inches, measured on the finished heel.

This amendment shall become effective July 2, 1945.

Issued this 26th day of June 1945.

CHESTER BOWLES,
Administrator.

[P. R. Doc. 45-11298; Filed, June 26, 1945; 11:36 a. m.]

PART 1385—NAVAL STORES

[RMPR 561]

GUM NAVAL STORES

Maximum Price Regulation No. 561, as amended, is redesignated Revised Maximum Price Regulation No. 561 and revised and amended to read as set forth herein:

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

ARTICLE I—GENERAL PROVISIONS

1. Prohibition against buying and selling gum naval stores at higher than maximum prices.
2. Less than maximum prices.
3. Adjustable pricing.
4. Applicability and relation to other price regulations.
5. Records and reports.
6. Evasion.
7. Enforcement.
8. Licensing.
9. Petitions for amendment.
10. Definitions.
11. Commissions and broker's fees.

ARTICLE II—GUM ROSIN

12. Maximum prices for gum rosin.
13. Application for right to sell at gum rosin dealer prices or as gum rosin dealer entitled to make sales from local stocks at special prices.

AUTHORITY: § 1385.54, issued under 56 Stat. 23, 765; 57 Stat. 566; Public Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. Prohibition against buying and selling gum naval stores at higher than maximum prices. On and after July 2, 1945, regardless of any contract or other obligation:

(a) No person shall make a sale or delivery of gum naval stores for which a maximum price is established by this regulation at a price higher than the maximum price established by this regulation.

(b) No person in the course of trade or business shall buy or receive gum naval stores on a sale or delivery for which a maximum price is established by this regulation at a price higher than the maximum price established by this regulation.

(c) No person shall agree, offer, solicit or attempt to do any of the foregoing.

(d) However, any person who prior to July 2, 1945 had purchased gum rosin in order to fulfill a contract for the sale of such gum rosin entered into prior to July 2, 1945 and who prior to July 2, 1945:

(1) Had such gum rosin in his possession or the possession of a carrier or warehouse other than a carrier or warehouse owned or controlled by the person from whom such gum rosin was acquired or,

(2) If it was in the possession or control of the supplier, had had it segregated, identified, and earmarked for his account as buyer and had assumed the risk of loss,

may deliver such gum rosin in accordance with such contract if the price specified in such contract does not exceed the seller's maximum price as of June 30, 1945. The above permission to make deliveries in accordance with such contract is conditioned upon the seller filing with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C. on or before August 1, 1945, a report in duplicate upon a form copied from Appendix B of this regulation, OPA Report Form 692-2346, with respect to all contracts as to which such permission will be exercised.

(e) If, prior to payment, a buyer of gum naval stores receives from the seller a written statement that to the best of the seller's knowledge the price charged therefor does not exceed the maximum price fixed by this regulation, and if the buyer has no reason to doubt the truth of the statement, the buyer shall be deemed to have complied with this section.

SEC. 2. Less than maximum prices. Prices lower than the maximum prices prescribed herein may be charged and paid.

SEC. 3. Adjustable pricing. Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request

¹ 8 F.R. 9331, 9567, 15193, 16796; 9 F.R. 3592, 8187.

for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Price Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order.

SEC. 4. Applicability and relation to other price regulations.—(a) *Geographical applicability.* This regulation applies in the 48 States of the United States and the District of Columbia.

(b) *Transactions covered.*—(1) *Gum rosin.* This regulation applies to all sales of gum rosin except sales by resellers in quantities of less than 100 pounds.

(c) *Imports (Maximum Import Price Regulation¹ applicable).* The provisions of this regulation shall not apply and the Maximum Import Price Regulation shall apply to the purchases, sales or deliveries of gum naval stores, if they originate outside of and are imported into the continental United States. Sales, purchases and deliveries of such imported commodities are governed by the provisions of the Maximum Import Price Regulation.

(d) *Exports (Second Revised Maximum Export Price Regulation² applicable).* The maximum prices at which a person may export gum naval stores shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation.

SEC. 5. Records and reports.—(a) *Preservation of existing records.*—(1) *Gum rosin.* Every person making sales of gum rosin subject to this regulation shall preserve for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all his existing records relating to prices which he charged for sales of such gum rosin during the period January 1–June 30, 1944; all his existing records relating to contracts for the sale of rosin which he made firm during this period or under which he made deliveries during this period; and all his existing records relating to deliveries of gum rosin which he made during this period.

(2) *Gum turpentine.* Every person making sales of gum turpentine shall preserve for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all his existing records relating to prices which he charged for deliveries of such gum turpentine during October, November, and December 1944, and all his other existing records relating to such deliveries during that period.

(b) *Keeping of current records, gum rosin and gum turpentine.* Every person making purchases or sales of gum rosin subject to this regulation or of gum tur-

pentine shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each purchase or sale, showing the date thereof, the name and address of the buyer and seller, the price contracted for or received and the quantity of each grade of such gum rosin or the quantity of turpentine purchased or sold. Customary records, such as invoices showing the above information, will constitute compliance with the above provisions of this paragraph (b).

(c) *Reports.*—(1) *Gum rosin.* Every person other than a producer making sales of gum rosin subject to this regulation shall file on or before August 1, 1945, with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., a report in duplicate upon a form copied from Appendix A of this regulation, OPA Report Form 692-2345.

(d) *Other records and reports.* Persons making sales and purchases of gum rosin subject to this regulation or of gum turpentine shall keep such other records and shall submit such other reports to the Office of Price Administration in addition to or in place of the records and reports required in paragraphs (a), (b) and (c) of this section as the Office of Price Administration, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942, may from time to time require.

SEC. 6. Evasion. Price limitations set forth in this regulation shall not be evaded, whether by direct or indirect methods, in connection with any offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to gum rosin or gum turpentine, alone or in conjunction with any other commodity, or by way of commission, service, transportation, or other charge, discount, premium, or other privilege, or other trade understanding, or by transactions with or through the agency of subsidiaries or affiliates or otherwise.

SEC. 7. Enforcement. Persons violating any provision of the regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 8. Licensing. The provisions of Licensing Order No. 1³ licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 9. Petitions for amendment. Any person seeking an amendment to any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.⁴

SEC. 10. Definitions. (a) As used in this regulation, the term:

(1) "Gum naval stores" means the products for which maximum prices are established by this regulation.

(2) "Gum turpentine" means gum spirits of turpentine extracted in the distillation of oleoresin exuded from the living pine tree.

(3) "Gum rosin" means the vitreous transparent or translucent mass remaining after the extraction of gum spirits of turpentine in the distillation of oleoresin exuded from the living pine tree.

(4) "Grade" means the grade of gum rosin as established by the Naval Stores Act of 1923 (42 Stat. 1435; 7 USC, secs. 91–99) and the regulations of the Secretary of Agriculture issued thereunder.

(5) "Gum rosin producer" means any person who produces gum rosin by the distillation of oleoresin and who is not a gum rosin dealer as defined below.

(6) "Gum rosin factor" means any person who performs the functions of a factor as defined by the applicable state law. Where a person acts as a gum rosin factor with respect to a sale or delivery of gum rosin, that sale or delivery of gum rosin shall be subject to the maximum prices established under Sec. 12 (a) for sales by gum rosin factors even though such person might also be classified as a gum rosin dealer.

(7) "Gum rosin dealer" means any person:

(i) Who during the period January 1–June 30, 1944 produced no gum rosin and during that period purchased and sold gum rosin produced by others; or

(ii) Who during the period January 1–June 30, 1944 produced gum rosin and during that period made more than 50% by weight of his deliveries of gum rosin to resellers located outside the producing belt and to consumers, and who in that period acquired from others (as distinguished from that he processed himself from oleoresin) a quantity of gum rosin (in pounds) equal to at least 100% by weight of the amount of gum rosin delivered to such resellers and consumers; or

(iii) Who acquired from others at least 85% by weight of the quantity of oleoresin processed by him during the period January 1–June 30, 1944 and who in that period made more than 50% by weight of his deliveries of gum rosin to resellers located outside the producing belt and to consumers.

For the purpose of this definition of "Gum rosin dealer" William S. Gray & Co. shall not be considered to be a reseller located outside the producing belt.

(8) "Producing belt" means the states of Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Texas.

(9) "Direct sales" means sales by gum rosin dealers of gum rosin other than sales from local stocks in small lots.

(10) "Carload" means the minimum weight which will move at carload rates under applicable tariffs, and includes such a carload made up of one or more than one grade of gum rosin.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control

¹ 9 F.R. 2350.

² 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036.

³ 8 F.R. 13240.

⁴ 9 F.R. 5791.

Act of 1942, as amended, shall apply to other terms used in this regulation.

SEC. 11. Commissions and broker's fees. Except as specifically provided herein, maximum prices shall not be increased by any charges for commissions or broker's fees. If the buyer purchases through a broker or other agent acting for the buyer, the sum of the price paid by the buyer to the seller plus the commission, fee or other charge paid by the buyer to a broker or other agent may not exceed the maximum prices established by this regulation.

ARTICLE II—GUM ROSIN

SEC. 12. Maximum prices for gum rosin—(a) Sales in drums or barrels by gum rosin producers or factors. Maximum prices for sales of gum rosin in drums or barrels by gum rosin producers or factors (as to factors see note below) shall be:

Per 100 pounds net f. o. b. cars at shipping point or on official or Savannah, Ga., yard

Grade:	
X	\$6.55
WW	6.55
WG	6.28
N	6.03
M	5.87
K	5.85
I	5.81
H	5.81
G	5.79
F	5.75
E	5.65
D	5.12
B	5.05

"Official" yard as used above means any yard which, at the time the gum rosin being priced is delivered to the yard, is designated by Commodity Credit Corporation as an approved storage or concentration point for gum rosin which otherwise qualifies as collateral for a commodity loan on gum rosin from that agency.

Maximum prices for 100 pounds net for sales on yard other than official or Savannah, Ga., yard shall be the prices specified above less 3½ cents per 100 pounds net. If the seller or any other person loads the gum rosin on cars at such a yard, the maximum loading charge to be added to the maximum price so reduced shall be 3½ cents per 100 pounds net. If the seller or any other person loads the gum rosin on cars at official or Savannah, Ga., yard, the maximum loading charge shall be 3½ cents per 100 pounds net.

NOTE: As provided in the definition of gum rosin factor in section 10 (a) (6), where a person acts as a gum rosin factor with respect to a sale or delivery of gum rosin, that sale or delivery of gum rosin is subject to the maximum prices established by this paragraph though such person may also be classified as a gum rosin dealer.

(b) **Sales in drums or barrels by gum rosin dealers—(1) Direct sales by gum rosin dealers.** Maximum prices per 100 pounds net f. o. b. cars at shipping point, for direct sales of gum rosin in drums or barrels by gum rosin dealers shall be the prices specified in paragraph (a) above for sales f. o. b. cars plus 22 cents per 100 pounds net.

(2) **Sales from local stocks in small lots by gum rosin dealers.** Maximum

prices are established under this subparagraph (2) per 100 pounds net, ex warehouse (or other point where local stocks are maintained), for lcl sales of gum rosin in drums or barrels for local delivery from local stocks maintained at a particular point by a gum rosin dealer who during the period January 1-June 30, 1944 maintained local stocks of gum rosin at that point for the purpose of supplying a local lcl demand and who in that period made deliveries of gum rosin from such stocks in lcl quantities. However, any gum rosin dealer who during the period January 1-June 30, 1944 made all or a substantial part of such lcl sales at the same prices at which cl sales were made, shall be deemed not to be a gum rosin dealer making sales from local stocks in small lots. Such maximum prices shall be the maximum prices specified in paragraph (a) above for sales f. o. b. cars, plus 80 cents per 100 pounds net, plus cl freight to local stocks from that one of the following points to which freight costs are lowest: Savannah, Valdosta, Helena, Ga.; Jacksonville, Pensacola, Fla.; Mobile, Ala.; Wiggins, Miss.; New Orleans, La.

The foregoing maximum prices apply to all such lcl sales of gum rosin for local delivery by a seller who during the period January 1-June 30, 1944 made sales from local stocks at a particular point solely in lcl quantities. The foregoing maximum prices also apply to an aggregate amount by weight of such lcl sales of gum rosin for local delivery during each six-month period, beginning April 1, 1945, by a seller who during the period January 1-June 30, 1944 made a substantial part of his sales from local stocks at a particular point for local delivery in cl as well as lcl quantities, not to exceed the amount by weight of his lcl sales of gum rosin for local delivery from such local stocks during that period; and the maximum prices for any such lcl sales by such a seller during any such six-month period in excess of such base period lcl volume of sales shall be the maximum prices established for direct sales by gum rosin dealers under subparagraph (1) above. The foregoing maximum prices do not apply to any sales from local stocks at a particular point for local delivery in other than lcl quantities and the maximum prices for such sales shall be the maximum prices established for direct sales by gum rosin dealers under subparagraph (1) above.

(3) With respect to sales by gum rosin dealers for future delivery more than 30 days after date of sale where the gum rosin has been earmarked at the time of sale, an extra charge may be added to the prices specified in subparagraphs (1) and (2) above to cover actual storage, insurance, and interest incurred during the period between 30 days after the date of sale and the date of delivery. However, in no event may this charge exceed 4 cents per 100 pounds net per month.

(c) **Sales in bags or tank cars.** Maximum prices for sales of gum rosin in bags shall be the maximum prices specified in paragraphs (a) and (b) above less 5 cents per 100 pounds net, and for sales in tank cars shall be the maximum prices specified in paragraphs (a) and (b) above less

10 cents per 100 pounds net. As used herein "bags" refers to bags of a size and type generally used for ordinary sales of gum rosin.

(d) **Containers.** No extra charge may be made for containers.

(e) **Failure to file reports.** On and after August 1, 1945, the maximum prices established by paragraphs (b) and (c) of this section for sales by gum rosin dealers will apply only if the reports required by section 5 (c) (1) have been filed. On and after August 1, 1945, the maximum price applicable to any sale of gum rosin in quantities of 100 pounds or more will be the maximum price established for a like sale by a gum rosin producer or factor under paragraph (a) or (c) above, unless the seller has filed the report required by section 5 (c) (1).

(f) **Sales not otherwise provided for—(1) In general.** The maximum price for any sale (except a sale by a reseller in quantities of less than 100 pounds and except as indicated in subparagraph (2) below) for which a maximum price is not otherwise established under this section shall be the maximum price established for a like sale by a gum rosin producer or factor under paragraph (a) or (c) above.

(2) **Powdered gum rosin and sales in small containers.** In the case of any sale of powdered gum rosin for which a maximum price otherwise established under this section is not appropriate or of gum rosin in small containers other than the drums, barrels or bags referred to in paragraphs (a), (b) and (c) above, the maximum price shall be the maximum price established under subparagraph (1) above unless and until an application has been filed and a different maximum price has been established by order as indicated below.

If the seller elects to file an application, his maximum price for sales of powdered gum rosin or of gum rosin in small containers shall be the price in line with the level of maximum prices established by this regulation, fixed by order of the Administrator, unless the application is dismissed by order of the Administrator for the reason that granting it would be inconsistent with the purposes of this regulation and the Emergency Price Control Act of 1942, as amended.

Upon the filing of the application or within five days prior thereto, and until final disposition of the application, contracts may be entered into or proposed and bids submitted at the price or prices proposed in the application, and deliveries may be made under such contracts, except that the seller may not receive, and the buyer may not pay the amount by which the price exceeds the maximum price otherwise established under this section 12 unless and until an order granting a higher price has been issued. The seller shall include in any sale, contract to sell, or offer to sell at the price proposed in the application the following:

(i) The maximum price otherwise established under this section 12.

(ii) A statement that the quoted price is subject to approval of the Office of Price Administration.

(iii) A statement that an appropriate application has been filed, or will be filed, within five days, with the Office of Price Administration.

The application shall be filed in duplicate by registered mail with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., and shall contain the following information concerning sales of powdered gum rosin or in small containers, or both, as the case may be:

(i) *Powdered gum rosin.* (a) A statement of the reasons why a maximum price otherwise established under this section 12 is not appropriate.

(b) A short description of his powdered gum rosin business including the classes of persons from whom he buys and the classes of persons to whom he sells; the extent he is currently powdering gum rosin, and the proportion of gum rosin powdered which he produces himself.

And in the case where the applicant is a new seller of powdered gum rosin, whether his business is owned by an individual, partnership or corporation, and by whom it is controlled, directly or indirectly, through management interest, corporate affiliation, ownership of stock or otherwise, and the name, address, and previous connection with the production or distribution of gum rosin other than in powdered form of each proprietor, partner, or stockholder holding more than 10% of any class of stock.

(c) A short description of the transactions for which and class of purchasers for sales to whom a maximum price is proposed.

(d) The proposed maximum price.

(e) An explanation of how the proposed price was determined, including

(1) In the case of a person who powders gum rosin, the costs of powdering.

(2) The maximum price, if any, already established to other classes of purchasers, and a statement as to how these were determined.

(3) In the case of a reseller of powdered gum rosin, the name and address of his supplier, and the cost (not in excess of the supplier's maximum price) of the powdered gum rosin resold.

(f) The reasons why the applicant believes the proposed price to be in line with the level of maximum prices established by this regulation.

(ii) *Small containers.* (a) A statement of the reasons why a maximum price cannot be otherwise established under this section 12.

(b) A short description of the small container to be used including its cost (not in excess of the maximum price) and the customary dollar and cent differentials between such a container and standard gum rosin containers.

(c) A short description of the transactions for which and class of purchasers for sales in such containers to whom a maximum price is proposed.

(d) The proposed maximum price.

(e) An explanation of how the proposed price was determined including

(1) The maximum price, if any, already established to other classes of purchasers, and a statement as to how these were determined.

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(2) In the case of a reseller of gum rosin who acquires gum rosin already packaged in such containers, the name and address of his supplier, and the cost (not in excess of the supplier's maximum price) of such packaged gum rosin.

(f) The reasons why the applicant believes the proposed price to be in line with the level of maximum prices established by this regulation.

SEC. 13. Application for right to sell at gum rosin dealer prices or as a gum rosin dealer entitled to make sales from local stocks at special prices. This section applies to any person who cannot qualify as a gum rosin dealer or as such a dealer entitled to make sales from local stocks in small lots at special prices and believes that because of the particular facts of his case the application to him of the general criteria for such dealers would be inequitable and not necessary to effectuate the purposes of this regulation and the Emergency Price Control Act of 1942, as amended. Such a person may file an application in duplicate for authorization as such a dealer with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., which application shall contain the following information:

(a) Whether he was in business during the period January 1-June 30, 1944.

(b) Whether his operations, if any, during the period January 1-June 30, 1944 were representative as compared with his operations, if any, in the preceding calendar year.

(c) The extent, if any, to which the nature of his gum rosin business has changed since the period January 1-June 30, 1944.

(d) Whether his business is owned by an individual, partnership or corporation, and by whom it is controlled, directly or indirectly, through management interest, corporate affiliation, ownership of stock or otherwise, and the name, address, and previous connection with the production or distribution of gum rosin of each proprietor, partner, or stockholder holding more than 10% of any class of stock.

The application for authorization as such a dealer shall be granted or denied in whole or in part by order of the Administrator so as to effectuate the purposes of this regulation and the Emergency Price Control Act of 1942, as amended.

Effective date. This regulation shall become effective July 2, 1945.

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

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

Issued this 26th day of June 1945.

CHESTER BOWLES,
Administrator.

Approved: June 15, 1945.

GROVER B. HILL,
First Assistant,
War Food Administrator.

APPENDIX A—FORM FOR REPORTING UNDER SECTION 5 (c) (1)

OPA Form 692-2345

This form may be reproduced without change.

Form approved

Bureau of Budget No. 08-R 1351

UNITED STATES OF AMERICA OFFICE OF PRICE ADMINISTRATION WASHINGTON 25, D. C.

REPORT UNDER SECTION 5 (c) (1) OF RMPR 561

NOTE: RMPR 561 prohibits sales of gum rosin after July 1, 1945 at prices higher than those listed in section 12 (a) until the information required on this form has been filed.

Instructions: Completed copies in duplicate of this form must be filed, in accordance with section 5 (c) (1), with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., by all sellers other than producers making sales of gum rosin subject to RMPR 561.

1. Inventory of gum rosin, January 1, 1944 (Include all rosin owned by you wherever located) ----- lbs.
2. Gum rosin acquired from others, January 1-June 30, 1944 ----- lbs.
3. Gum rosin produced from oleoresin, January 1-June 30, 1944 ----- lbs.
4. Gum rosin shipped January 1-June 30, 1944 from stocks owned by you—
 - I. By type of purchaser
 - (a) To consumers ----- lbs.
 - (b) To resellers outside producing belt ----- lbs.
 - (c) To all others ----- lbs.
 - (d) Total shipments ----- lbs.
 - II. By quantity shipped
 - (a) Carload shipments ----- lbs.
 - (b) LCL shipments direct to consumers ----- lbs.
 - (c) LCL shipments ex warehouse* ----- lbs.
 - (d) Other shipments ex warehouse* ----- lbs.
 - (e) Total shipments ----- lbs.
5. Inventory of gum rosin, June 30, 1944 ----- lbs.
6. Oleoresin.
 - I. Owned but unprocessed on January 1, 1944 ----- lbs.
 - II. Produced January 1-June 30, 1944 ----- lbs.
 - III. Acquired from others January 1-June 30, 1944 ----- lbs.
 - IV. Processed into gum rosin and turpentine ----- lbs.
 - V. Ownership transferred to others January 1-June 30, 1944 ----- lbs.
 - VI. Owned but unprocessed at June 30, 1944 ----- lbs.

I hereby certify that the statements and figures contained in this report are to the best of my knowledge and belief correct.

(Name of Company)

Sign here

(Name of Seller or Authorized Agent)

(Official Position)

A False Certification is a Criminal Offense

*Enter total LCL and other shipments from local stocks maintained for purpose of supplying local LCL demand. In the event local stocks were maintained at more than one point give on separate sheets the location and total and LCL and other shipments from each point.

APPENDIX B—FORM FOR REPORTING UNDER SECTION 1 (b)

OPA Form 692-2346

This form may be reproduced without change.

Form Approved

Bureau of Budget
No. 08-R1350

UNITED STATES OF AMERICA

OFFICE OF PRICE ADMINISTRATION WASHINGTON 25, D. C.

REPORT UNDER SECTION 1 (b) OF RMPR 561

NOTE: RMPR 561 permits certain resellers to make deliveries of gum rosin in accordance with contracts made before the effective date of this regulation under the conditions described in section 1 (d) and conditioned upon making this report.

Instructions: Completed copies in duplicate of this form must be filed, in accordance with section 1 (d), with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., by certain resellers as indicated in the note above.

TITLE 41—PUBLIC CONTRACTS

Append separate sheet if more space necessary

Append separate sheet if more space necessary

(Name of Company)
Sign here-----
(Name of Seller or Authorized Agent)

(Official Position)

[F. R. Doc. 45-11296; Filed, June 26, 1945; 11:35 a. m.]

Effective upon the signing of this order, the jurisdiction over and admin-

istration of such lands for other purposes shall be vested in the Department of the Interior and any other Department or agency of the Federal Government, according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m., on the 63d day from the date on which it is signed. At that time the lands shall, subject to valid existing rights, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 632a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20 day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Carson City, Nevada, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Appli-

cations under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert-land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that Title.

ABE FORTAS,
Acting Secretary of the Interior.

JUNE 16, 1945.

[F. R. Doc. 45-11281; Filed, June 26, 1945; 9:36 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 95—CAR SERVICE

[S. O. 104, 2d Rev. Amdt. 7]

SUBSTITUTION OF REFRIGERATOR CARS FOR BOXCARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of June, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 104 (8 F.R. 1036), as amended (8 F.R. 5270, 11852, 12100; 9 F.R. 947, 9295; 10 F.R. 4612, 6257) and good cause appearing therefor:

It is ordered, That Service Order No. 104 (8 F.R. 1036), as amended, be, and it is hereby, further amended by adding the following provisions:

(h) *Temporary additional territories*. (1) Carload Shipments of ammonium nitrate in bags from points in the United States to Dinamita, Mexico, shall be subject to all the provisions of this order.

(2) Carload shipments of peat moss from points in British Columbia, Canada, to destinations in the States of Arizona and California shall be subject to all the provisions of this order.

(3) Carload shipments of flour from points in the States of Idaho, Montana, Oregon and Washington to destinations in the State of California shall be subject to all the provisions of this order.

(i) *Effective date*. This Amendment shall become effective at 12:01 a. m., June 30, 1945.

(j) *Expiration date*. This Amendment shall expire at 11:59 p. m., July 31, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

It is further ordered, That a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington,

D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-11329; Filed, June 26, 1945; 11:43 a. m.]

PART 95—CAR SERVICE

[6th Rev. S. O. 259, Amdt. 6]

PERMIT REQUIRED FOR SHIPMENT OF IRISH POTATOES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of June, A. D. 1945.

Upon further consideration of Sixth Revised Service Order No. 269 (10 F.R. 4266), as amended (10 F.R. 4360, 5603, 5764, 6314, 6598), and good cause appearing therefor: *It is ordered*, That:

Sixth Revised Service Order No. 259 (10 F.R. 4266) as amended (10 F.R. 4360, 5603, 5764, 6314, 6598), be, and it is hereby, further amended by substituting the following paragraph (f) and Appendix A for paragraph (f) and Appendix A thereof:

(f) *Expiration date*. This order shall expire at 11:59 p. m., e. w. t., July 31, 1945, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

APPENDIX A

Section No. 8. The County Kern in the State of California.

Section No. 9. The Counties of Camden, Currituck, and Pasquotank, in the State of North Carolina.

Section No. 10. The Counties of Accomac, Norfolk, Northampton, and Princess Anne, in the State of Virginia.

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 26, 1945, and shall vacate and set aside Amendment No. 5 to Service Order No. 259 on the effective date hereof; that copies of this order shall be served upon the State railroad regulatory bodies of the States of California, North Carolina, and Virginia, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-11325; Filed, June 26, 1945; 11:43 a. m.]

[S. O. 319, Amdt. 1]

PART 95—CAR SERVICE

LOADING OF CITRUS, ONIONS AND POTATOES PROHIBITED IN ARIZONA AND CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its