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The President

EXECUTIVE ORDER 9692

AMENDING EXECUTIVE ORDER 9472 OF AUGUST 29, 1944, ESTABLISHING CERTAIN AWARDS FOR THE MERCHANT MARINE

By virtue of the authority vested in me as President and as Commander in Chief of the Army and Navy of the United States, it is hereby ordered that Executive Order 9472 of August 29, 1944 entitled "Establishing Certain Awards for the Merchant Marine," be, and it is hereby, amended as follows:

1. There shall be inserted between sections 3 and 4 of the said Executive Order 9472 a new section to read as follows:

"4. The Administrator is hereby authorized to provide and issue, under such regulations as he may prescribe, a Merchant Marine Honorable Service Button, as public evidence of honorable service in the merchant marine, to any person who receives a certificate of substantially continuous service pursuant to the provisions of the act of June 23, 1943, ch. 142, 57 Stat. 162."

2. Section 5 of the said Executive Order is amended to read as follows:

"6. The design of the plaques, medal, ribbons and service button herein authorized shall not duplicate the design of any plaques, medals, ribbons or service buttons awarded by the War Department, Navy Department, or the Coast and Geodetic Survey."

3. Sections 4 and 6 of the said Executive Order are renumbered as sections 5 and 7 respectively.

HARRY S. TRUMAN

THE WHITE HOUSE,
February 5, 1946.

[F. R. Doc. 46-2057; Filed, Feb. 5, 1946;
2:14 p. m.]

EXECUTIVE ORDER 9693

POSSESSION, CONTROL, AND OPERATION OF THE TRANSPORTATION SYSTEMS, PLANTS, AND FACILITIES OF CERTAIN TOWING AND TRANSPORTATION COMPANIES OPERATING IN NEW YORK HARBOR AND CONTIGUOUS WATERS

WHEREAS after investigation I find and proclaim that as a result of a labor

disturbance there are existing interruptions of the operations of transportation systems, plants, and facilities owned or operated by companies conducting towing and transportation operations in New York Harbor and contiguous waters (including but not limited to the transportation systems, plants, and facilities of the companies named in the list attached hereto and made a part hereof); that the war effort will be unduly impeded and delayed by such interruptions; that it has become necessary to take possession and assume control of said transportation systems, plants, and facilities for purposes that are needful or desirable in connection with the present wartime emergency; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure in the national interest the operation of the said transportation systems, plants, and facilities:

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including section 9 of the Selective Training and Service Act of 1940 as amended by section 3 of the War Labor Disputes Act (57 Stat. 164), the act of August 29, 1916, 39 Stat. 619, 645, and the First War Powers Act, 1941 (55 Stat. 838), as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

1. The Director of the Office of Defense Transportation is authorized and directed, through or with the aid of any public officers, Federal agencies, or other governmental instrumentalities that he may designate, to take possession and assume control of the said transportation systems, plants, and facilities owned or operated by companies conducting towing or transportation operations in New York Harbor and contiguous waters (including but not limited to the transportation systems, plants, and facilities of the companies named in the list attached hereto and made a part hereof), including all real and personal property and other assets used or useful in connection with the operation of such transportation systems, plants, and facilities, and to operate or arrange for the operation of said transportation systems, plants, and facilities in such manner as he may deem necessary to carry out the provisions and to accomplish the purposes of this order.

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Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

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¹ Appears under Interior Department in Notices section.

2. Subject to applicable provisions of existing law, including the orders of the Office of Defense Transportation issued pursuant to Executive Order 8989, as amended, the said transportation systems, plants, and facilities shall be managed and operated under the terms and conditions of employment in effect at the time possession is taken under this order.

3. Except with the prior written consent of the Director, no attachment by mesne process, garnishment, execution, or otherwise shall be levied on or against any of the real or personal property or other assets, tangible or intangible, in the possession of the Director hereunder.

4. Possession, control, and operation of any plant or facility, or of any transportation system, or any part thereof, or of any real or personal property taken under this order shall be terminated by the Director when he determines that such possession, control, and operation are no longer necessary to carry out the provisions, and to accomplish the purposes, of this order.

5. For the purposes of paragraphs 1 to 4, inclusive, of this order, there are hereby transferred to the Director the functions, powers, and duties vested in the Secretary of War by that part of section 1 of the said act of August 29, 1916, reading as follows:

"The President, in time of war, is empowered through the Secretary of War, to take possession and assume control of any system or systems of transportation, or any part thereof, and to utilize the same, to the exclusion as far as may be necessary of all other traffic thereon, for the transfer or transportation of troops, war material and equipment, or for such other purposes in connection with the emergency as may be needful or desirable."

6. The Director of the Office of Defense Transportation may request the Secretary of War and the Secretary of the Navy to furnish protection for persons employed or seeking employment in the plants, facilities, or transportation systems of which possession is taken, to furnish protection for such plants, facilities, and transportation systems, and to furnish equipment, manpower, and other facilities or services deemed necessary by the Director to carry out the provisions, and to accomplish the purposes, of this order. The Secretary of War and the Secretary of the Navy are authorized and directed, upon such requests, to take such action as they deem necessary to furnish such protection, equipment, manpower, or other facilities or services.

HARRY S. TRUMAN

THE WHITE HOUSE,
February 5, 1946.

LIST

1. Amboy Towboats, Inc., Tottenville, Staten Island, New York
2. Anderson Water & Towing Co., 59 Pearl Street, New York, New York
3. The Arundel Corp., Ft. Fulton Street, Brooklyn, New York
4. E. E. Barrett & Co., 90 West Street, New York, New York
5. Bay Ridge Water & Lighterage Co., Inc., 90 Broad Street, New York, New York
6. Berwind White Coal Co., 1 Broadway, New York, New York
7. Bouchard Transportation Co., 17 Battery Place, New York, New York
8. Bridgeport Towing Line, 2 Stratford Avenue, Bridgeport, Conn.
9. Bronx Towing Line, Inc., 152nd St., Harlem River, New York, New York
10. Ira S. Bushey & Sons, 784 Court Street, Brooklyn, New York
11. Canal Lakes Towing Corp., 17 State Street, New York, New York
12. Card Towing Line, 17 State Street, New York, New York
13. Carroll Towing Co., Inc., 17 Battery Place, New York, New York
14. Cleary Brothers, 67 Wall Street, New York, New York
15. Cornell Steamboat Co., Ft. W. 53rd Street, New York, New York
16. Croton Water Company, 15 Moore Street, New York, New York
17. Cullen Transportation Co., 80 Broad Street, New York, New York
18. Dalzell Towing Co., Inc., 21 State Street, New York, New York
19. Dauntless Towing Line, Inc., 70 Pine Street, New York, New York
20. Delaware Towing Co., #3 North Pier Street, Brooklyn, New York
21. Dillon Towing Line, 26 Court Street, Brooklyn, New York
22. Downer Towing Corp., Pier 55, North River, New York, New York
23. Henry DuBois Sons Co., 17 State Street, New York, New York
24. Essex Transportation Co., 15 Exchange Place, Jersey City, New Jersey
25. Gallagher Brothers Sand & Gravel Corp., 39 Broadway, New York, New York
26. Henry Gillam's Sons Lighterage, Inc., 13 Moore Street, New York, New York
27. Gowanus Towing Co., Ft. Smith Street, Brooklyn, New York
28. Grace Line, Pier 57, North River, New York, New York
29. Great Lakes Dredge & Dock Co., 17 Battery Place, New York, New York
30. Harbor Towboat Co., 4 Coenties Slip, New York, New York
31. James Healing Co., 78 Montgomery St., Jersey City, New Jersey
32. W. E. Hedger Transportation Co., 120 Wall Street, New York, New York
33. Henjes Marine Corp., 24 State Street, New York, New York
34. Hills Towing Trans., 67 Wall Street, New York, New York
35. Hudson Towboat Co., Ft. 6th Street, Hoboken, New Jersey
36. International Elevating Co., #2 Broadway, New York, New York
37. Jamaica Bay Towing, Beach 77 Rockaway Blvd., Long Island, New York, New York
38. Jersey City Stockyards, Ft. of 6th Street, Jersey City, New Jersey
39. John & Frederick Barge Corp., 17 Battery Place, New York, New York
40. Lee & Simmons, Inc., 44 Whitehall Street, New York, New York
41. Lee Transit Corp., 17 State Street, New York, New York
42. Manhattan Lighterage Co., 17 Battery Place, New York, New York
43. Mathiasen Shipping Co., 70 Pine Street, New York, New York
44. Matton Towing Co., Waterford, New York
45. McAllister Lighterage Line, Inc., 17 State Street, New York, New York
46. McCarren Towing Line, Inc., 15 Exchange Place, New York, New York
47. McWilliams Blue Line, 1 Broadway, New York, New York
48. Merritt, Chapman & Scott Corp., 17 Battery Place, New York, New York
49. Meseck Towing Lines, Inc., 1 Broadway, New York, New York
50. Metropolitan Sand & Gravel Corp., 551 Fifth Avenue, New York, New York
51. Moran Towing & Trans. Co., 17 Battery Place, New York, New York
52. Mutual Towing Co., 24 State Street, New York, New York
53. Nelson & Ellingsen, 1149 77th Street, Brooklyn, New York
54. New Haven Towing Line, Wyatt's Dock, New Haven, Conn.
55. Newark Terminal & Transportation Co., Ft. of Madison Street, Newark, New Jersey
56. Newtown Creek Towing Co., 51 Madison Avenue, New York, New York
57. Anthony O'Boyle, Inc., 15 Moore Street, New York, New York
58. O'Brien Bros. Towing Co., 233 Broadway, New York, New York
59. O'Donnell Trans. Co., 44 Whitehall Street, New York, New York
60. Oil Transfer Corp., 17 Battery Place, New York, New York
61. Olsen & Kron, 365 E. 35th Street, Brooklyn, New York
62. Olsen Water & Towing Co., 17 State Street, New York, New York
63. Petterson Lighterage & Towing Corp., 44 Whitehall Street, New York, New York
64. Pfeiffer Oil Transportation Co., Buffalo, New York
65. Chester A. Poling, Inc., 99 Wall Street, New York, New York
66. Russell Poling, Inc., 51 Madison Avenue, New York, New York
67. Pontin Lighterage & Trans. Corp., 90 West Street, New York, New York
68. Red Star Towing & Trans. Co., 17 Battery Place, New York, New York
69. Reichert Towing Line, Inc., 80 Broad Street, New York, New York
70. Reinauer Transportation Companies, 1983 Richmond Terrace, Staten Island, New York, New York
71. Rockland Oil Transport Co., 4 Coenties Slip, New York, New York
72. Rudolph Coal Co., 8 Sackett Street, Brooklyn, New York
73. Russell Bros. Towing Co., 51 Madison Avenue, New York, New York
74. Seaboard Shipping Corp., 17 Battery Place, New York, New York
75. Sears Navigation Co., Inc., Rome, New York
76. Shamrock Towing Co., Pier 93, North River, New York, New York
77. Socony-Vacuum Oil Co., 26 Broadway, New York, New York
78. Sound & Harbor, Inc., 15 Exchange Place, Jersey City, New Jersey
79. William Spencer & Son, Corp., 40 Rector Street, New York, New York
80. Spentonbush Fuel Transport Service, Inc., 500 Fifth Avenue, New York, New York
81. Standard Towing Corp., 21 West Street, New York, New York
82. Steel Barge Corp., 21 West Street, New York, New York
83. Steers Sand & Gravel Corp., 17 Battery Place, New York, New York
84. Steers Towing Corp., 17 Battery Place, New York, New York
85. Tice Towing Line, 17 Battery Place, New York, New York
86. M. & J. Tracy, Inc., 1 Broadway, New York, New York
87. Tracy Towing Line, Inc., 1 Broadway, New York, New York
88. B. Torecamo Towing Corp., Ft. 24th Ave., Brooklyn, New York
89. Ulster Oil Transport Co., 4 Coenties Slip, New York, New York
90. Valoil Transportation Corp., 220 East 42nd Street, New York, New York
91. Westervelt Towing Line, Pier 43, North River, New York, New York

[F. R. Doc. 46-2073; Filed, Feb. 5, 1946; 9:51 a. m.]

EXECUTIVE ORDER 9694

INSPECTION OF INCOME, EXCESS-PROFITS, AND DECLARED VALUE EXCESS-PROFITS TAX RETURNS BY THE WAR CONTRACTS PRICE ADJUSTMENT BOARD

By virtue of the authority vested in me by sections 55 (a), 503, 603, and 729 (a) of the Internal Revenue Code (53 Stat., 1, 29, 111; 54 Stat., 974, 989), it is hereby ordered that income, excess-profits, and declared value excess-profits tax returns made under the Internal Revenue Code for the year 1939 and subsequent years, shall be open to inspection by the War Contracts Price Adjustment Board, subject to the conditions stated in the Treasury decision relating to the inspection of such returns by such Board approved by me this date.¹

This Order shall be published in the FEDERAL REGISTER.

HARRY S. TRUMAN

THE WHITE HOUSE,
February 6, 1946.

[F. R. Doc. 46-2112; Filed, Feb. 6, 1946; 11:06 a. m.]

¹ See Title 26, Chapter I, Part 456, *in*fra.