

A meeting of the Executive Committee of the Lead Industries Association was held on Monday, November 17, 1947, at 12:30 P.M., at the Down Town Association, New York, N.Y.

PRESENT

C. H. Crane, Chairman
K. C. Brownell
F. W. Rockwell
F. F. Colcord

REPRESENTING

St. Joseph Lead Co.
American Smelting and Refining Co.
National Lead Co.
United States Smelting Refining & Mining Co. Inc.

OTHERS

Norman Hickman
Simon Straus
Clarence Glass
J. A. Martino
D. A. Merson
I. H. Cornell
F. V. Peters
F. E. Wormser
A. B. Marquand

The American Metal Co. Ltd.
American Smelting and Refining Co.
Anaconda Sales Co.
National Lead Co.
National Lead Co.
St. Joseph Lead Co.
St. Joseph Lead Co.
St. Joseph Lead Co.
United States Smelting Refining & Mining Co. Inc.

R. L. Ziegfeld, Secretary-Treasurer

The meeting was called to order with Mr. Clinton H. Crane in the chair.

The minutes of the previous meeting of March 28, 1947, were approved.

MEMBERSHIP

NEW MEMBERS - Cerro de Pasco Copper Corp. - The election of the Cerro de Pasco Copper Corporation, New York, N.Y., to membership in the Lead Industries Association as of August 7, 1947 by letter ballot of the Executive Committee, was confirmed.

Consolidated Mining & Smelting Co. of Canada, Ltd. - The election of the Consolidated Mining & Smelting Co. of Canada, Ltd., Montreal, Canada, to membership in the Lead Industries Association as of August 7, 1947, by letter ballot of the Executive Committee, was confirmed.

Knapp Mills, Inc. - The election of Knapp Mills, Inc., New York, N.Y., to membership in the Lead Industries Association as of September 3, 1947, by letter ballot of the Executive Committee, was confirmed.

November 17, 1947

RESIGNATIONS - The Sherwin-Williams Co. - The resignation of The Sherwin-Williams Company as of June 30, 1947, was accepted.

BUDGET - 1948

In a discussion of the budgets for 1948 it was generally agreed that the publication of LEAD should be continued on a two-time a year basis, at least during 1948. It was brought out that such institutional advertising should be kept alive as it might be needed more intensively in the future.

The Chairman emphasized that funds had been provided to obtain the services, full-time, of a professional man to do educational work on lead hygiene and that he felt it to be a "must" that such a man should be obtained as soon as possible.

It was agreed that inasmuch as the Metallic Lead Products Division had offered no satisfactory solution to raising funds above the amount subscribed in 1947, the budget of that Division for 1948 should be the same as in 1947, or approximately \$29,000.

It was regularly moved, seconded and carried that the Ordinary Fund and Safety and Hygiene Fund combined should total \$90,000 in 1948, \$70,000 of which should be for the Ordinary activities and \$20,000 for Safety and Hygiene.

It was regularly moved, seconded and carried that an overall ceiling of \$167,500 be placed on expenditures for all funds in 1948.

It was regularly moved, seconded and carried that \$13,000 be transferred from the General Promotion Division to the Educational Service Division.

The following budgets and subscriptions were approved for 1948:

1948 BUDGETS

	<u>To Be Subscribed</u>	<u>To Be Drawn From Reserves</u>	<u>Total Budget</u>
Ordinary Fund	\$60,000	\$10,000	\$70,000
Safety and Hygiene	2,000	18,000	20,000
Metallic Lead Products Division	29,000	-	29,000
Red Lead Division	7,500	15,500	23,000
Educational Service Division	-	12,500	25,500*
			\$167,500

* Includes \$13,000 to be transferred from the General Promotion Fund, to be augmented by the American Turpentine Farmers Association Cooperative.

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November 17, 1947

- 3 -

SUBSCRIPTIONS

AMENDMENT TO CONSTITUTION AND BY-LAWS - Amendment to Article 6 on Membership in the Consitution and Article VI on Expenses and Assessments in the By-Laws, as approved by letter ballot of the Board of Directors on May 20, 1947, was formally approved and attached as Exhibit "A."

INTERPRETATION OF AMENDMENT ON FOREIGN SUBSCRIPTIONS - The basis of assessment previously agreed to in correspondence between Messrs. Brownell, Fletcher and the Secretary, as Exhibit "B" attached, namely that foreign producers should pay at the domestic smelting rate for all pig lead they import into the United States, with a minimum subscription of \$1,000 per year, was approved.

METHOD OF PROCURING SUBSCRIPTIONS - Mr. Colcord stated that he had analysed the method used by the Association to provide funds for its various activities and that he had come to the conclusion that the basis should be revised. In his estimation, the smelting and refining division was not carrying a proper share of the burden of support.

The Chairman stated that he believed it best not to recommend any change in the method of assessment at this time.

No action was taken.

STATISTICS

Request from AMERICAN MACHINIST - A request from the AMERICAN MACHINIST to use the Estimated Lead Consumption Report of the Association in compiling an index on the activity of various metal working industries was approved, providing the actual Association figures would be submerged in the index and would not be revealed in any way.

Request from AMERICAN METAL MARKET - A request from the American Metal Market for information on lead consumption was refused on the grounds that this would lead to providing all papers with consumption information.

TESTIMONIAL TO FELIX E. WORMSER

The Chairman then presented to Mr. Wormser a beautifully illuminated framed copy of the resolution in appreciation of his services as Secretary of the Lead Industries Association, adopted at the meeting of the Board of Directors on May 9, which was gracefully accepted by Mr. Wormser who stated that whatever he may have done for the industry was accomplished through the help and cooperation of those present and other members of the Association.

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November 17, 1947

- 4 -

ASSOCIATION POLICY WITH RESPECT TO
POSSIBLE LEGISLATION AFFECTING THE
LEAD MINING INDUSTRY

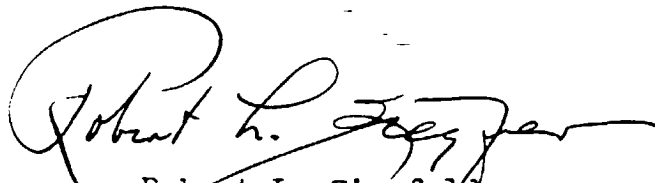
The question of possible legislation affecting the lead mining industry was discussed and the Chairman pointed out that the Executive Committee had already gone on record with its views.

The Secretary was then instructed to continue his efforts along the same lines as in the past, working closely with the President and the Executive Committee for guidance as the occasion arises.

APPOINTMENT OF SECRETARY AND TREASURER

It was moved, seconded and carried that Mr. Robert Lindley Ziegfeld, Acting Secretary and Treasurer, be appointed Secretary and Treasurer of the Lead Industries Association at a salary of \$15,000 per annum, effective November 1, 1947.

The meeting adjourned at 2:30 P.M.


Robert L. Ziegfeld
Secretary

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AMENDMENT TO CONSTITUTION

ARTICLE 6

Membership

Any individual, company, firm, corporation or other form of enterprise engaged in the United States in the mining of lead ore and/or the concentrating thereof, the smelting of lead ore and/or lead concentrates, and/or lead bearing scrap, the refining of lead and/or lead bearing scrap and/or drosses, the manufacturing of pig lead, antimonial pig lead, lead pigments, metallic antimony, metallic lead products, allied products defined hereafter as "metallic lead products," "metallic foil products," and "lead chemicals," and the original sale of such products by the one producing or manufacturing the same either directly or indirectly through subsidiary and/or affiliated companies, and/or consuming lead or lead products in the fabrication of assembled articles, is eligible for membership. Acceptance of membership shall imply subscription to the provisions of this Constitution.

(a) "Lead Ore and Lead Concentrates" as used herein is defined to mean ore and the concentrates thereof, containing lead as the principal commercially recoverable constituent.

(b) "Lead Mining" as used herein is defined to mean the mining and concentrating of lead ore and any further beneficiation thereto prior to the shipment to the smelter.

(c) "Lead Smelting and Refining" as used herein is defined to mean metallurgical and/or chemical treatment of lead ore, lead concentrates, lead bearing scrap, and/or drosses and any other lead bearing material into "Pig Lead," and/or "Antimonial Pig Lead."

(d) "Antimonial Pig Lead," inasmuch as Antimony is a common constituent of most lead ores and a by-product of Lead Mining, Smelting and Refining, Metallic Antimony and Antimonial Alloy Products (Antimonial Pig Lead) shall be included within this definition.

(e) "Lead Pigments" as used herein is defined to mean basic carbonate white lead (dry or in oil), basic lead sulphate (dry or in oil), litharge, red lead (dry or in oil), orange mineral or any other lead oxides, with or without metallic lead content.

(f) "Metallic Lead Products" as used herein is defined to mean extruded, rolled, cast or otherwise fabricated lead or lead alloy products (except assembled articles defined in paragraph (i)), kindred products of metallic tin, and tin alloy or other metal or metal alloy products, which are produced by members on the same type of machinery and under similar labor and fabricating conditions.

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(g) "Metallic Foil Products" as used herein is defined to mean lead and/or tin and/or zinc or their alloys or combinations thereof rolled to a thickness of .006 of an inch or less, whether attached or affixed to other materials or not.

(h) "Lead Chemicals" as used herein is defined to mean any lead chemical not specified in paragraph (e) "Lead Pigments."

(i) "Assembled Articles" as used herein is defined to mean articles such as storage batteries, lead covered cable, ammunition, etc., in which lead or lead products are a substantial component but are not resold as lead or lead products.

Any individual, company, firm or corporation, or other form of enterprise, producing or using lead or lead products, which is ineligible, under the terms of this Article for full membership, is eligible for associate membership.

Associate members shall have all the rights and privileges of other members except the right to vote.

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AMENDMENT TO BY-LAWS

ARTICLE VI

Expenses and Assessments

SEC. 1. The expense of conducting the Lead Industries Association shall be apportioned among the members and shall be based upon the lead production or consumption of the members reduced to units of metallic lead. In the case of the mining, smelting and refining branches of the lead industries, the lead produced in ores and concentrates, or lead bullion and pig lead, respectively, shall be the basis of the assessment; in the case of the manufacturing, reselling or consuming branches of the lead industries, the lead consumed, whether virgin or secondary, shall be the basis. A schedule of assessments shall be drawn up based upon the four major divisions represented in the association, i.e., (a) mining, (b) smelting and refining, (c) manufacture of lead products, (d) consumption of lead or lead products in the manufacture of assembled articles. Assessments shall be apportioned among members in each of the above divisions according to the following ratio per ton: (a) 4, (b) 1, (c) 2, (d) 1/2. Members exporting lead or lead products to the United States from a foreign country shall be assessed at the same rate as domestic members of the same division on the tonnage of lead content actually exported to the United States. Some members may be assessable in two or more divisions. Contributions shall be based upon the previous year's record of production and consumption, and shall be made quarterly.

The minimum fee for membership in the Lead Industries Association shall be \$200.00, ^{per year} effective January 1, 1948.

SEC. 2. The fee for associate membership in the Lead Industries Association shall be \$200.00 per year, effective January 1, 1948, except that associate members exporting lead or lead products to the United States from a foreign country shall be assessed at the same rate as domestic members of the same division on the tonnage of lead content actually exported to the United States, or \$1,000.00, whichever is higher.

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C O P Y

AMERICAN SMELTING AND REFINING COMPANY

120 Broadway

New York 5, N.Y.

June 17th, 1947.

Mr. Andrew Fletcher, President
St. Joseph Lead Company,
250 Park Avenue,
New York 17, N. Y.

Dear Mr. Fletcher:

Thank you for your letter of June 16th with regard
to charges on imported pig lead to be made to the Lead Industries
Association.

We will agree to the basis set forward by you.

I understand that Mr. Ziegfeld is taking the matter
up with Cerro, and I told Mr. Wormser that I would talk to Con-
solidated to see whether they could be brought into the fold. Mr.
W. S. Robinson will be here the latter part of June and I imagine
you could talk to him at that time. I also assume that the Amer-
ican Metal Company are in agreement.

I am taking the liberty of sending to Mr. Ziegfeld
a copy of your letter, as well as copy of this reply.

Sincerely yours,

/s/KENNETH C. BROWNELL

/t/KENNETH C. BROWNELL

KCB:MB

cc - Mr. Robert L. Ziegfeld
Lead Industries Association.

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C O P Y

ST. JOSEPH LEAD COMPANY

250 PARK AVENUE

New York 17, N. Y.

June 16th, 1947.

Mr. Kenneth C. Brownell,
Executive Vice President
American Smelting and Refining Company,
120 Broadway, New York, N. Y.

Dear Mr. Brownell:

Mr. Crane has given me your letter of June 11, 1947, in connection with Mr. Ziegfeld's letter of June 6, 1947, relative to the interpretation of the By-Laws of the Lead Industries Association.

It is our understanding that Mr. Wormser spoke with you prior to his leaving for Argentina, and that both he and you were in accord to have all importers of lead pay the Lead Industries Association on the rate charged domestic refiners and smelters - in other words, eliminate the mining assessment - with the proviso that the minimum subscription should be \$1,000., and that possibly in the future, consideration may be given to increasing this basis for importers of lead.

If this arrangement is satisfactory to you, Cerro, Consolidated, and Broken Hill, it is entirely satisfactory to St. Joseph Lead Company.

Sincerely yours,

(Signed) Andrew Fletcher

President

AF:T

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C O P Y

LEAD INDUSTRIES ASSOCIATION

420 Lexington Avenue

New York 17, N. Y.

June 6, 1947

Mr. K. C. Brownell, Vice President
American Smelting & Refining Co.
120 Broadway
New York 5, N. Y.

Dear Ken:

In accordance with our telephone conversation today last year's rate of assessment for mining companies was \$.136 per ton and for smelting and refining \$.034 per ton. I believe this year's rate will approximate last year's.

Under the new proposed amendment to the By-Laws, companies exporting lead to the United States would be charged at the same rate as domestic companies in the same division, the divisions being (a) mining, (b) smelting and refining, (c) manufacture of lead products, (d) consumption of lead or lead products in the manufacture of assembled articles. As we discussed, there are two possible interpretations as to the assessment of exporters to the United States. One might be, in your Company's case, that you would be assessed the smelting rate of \$.034 per ton on the entire amount of your exports to the United States, plus \$.136 per ton of whatever proportion of these exports are produced from your own mines. The other would be to assess your Company only the \$.034 per ton on their entire exports to the United States because the lead enters the country in the form of pig lead.

This would apply also the Cerro de Pasco and in the case of both Broken Hill and Consolidated there would, likewise be the question of whether to assess them only the smelting rate, only the mining rate, or both rates.

I, naturally, do not feel at liberty to interpret this section and I believe that an interpretation by the Executive Committee would be wise so that all exporters of lead to the United States will be treated equitably and alike.

Very truly yours,

/s/Robert L. Ziegfeld

/s/Robert L. Ziegfeld
ing Secretary.

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